

YAMANA GOLD INC
Form 40-F/A
August 08, 2005

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

FORM 40-F/A

☐ REGISTRATION STATEMENT PURSUANT TO SECTION 12 OF THE SECURITIES EXCHANGE ACT OF 1934

OR

☒ ANNUAL REPORT PURSUANT TO SECTION 13(A) OR 15(D) OF THE SECURITIES EXCHANGE ACT OF 1934

For the fiscal year ended: December 31, 2004

Commission File Number: 001-31880

Yamana Gold Inc.

(Exact name of registrant as specified in its charter)

Not Applicable

(Translation of Registrant's name into
English (if applicable))

Canada

(Province or Other Jurisdiction of
Incorporation or Organization)

Not Applicable

(I.R.S. Employer Identification Number
(if applicable))

1041

(Primary Standard Industrial Classification Code Number (if applicable))

150 York Street, Suite 1902, Toronto, Ontario M5H 3S5, Canada (416) 815-0220

(Address and telephone number of Registrant's principal executive offices)

Martin Pomerance, Dorsey & Whitney LLP, 250 Park Avenue, New York, New York 10177, USA (212) 415-9200

(Name, address (including zip code) and telephone number (including area code) of agent for service in the United States)

Securities to be registered pursuant to Section 12(b) of the Act.

Title of each class
Common Shares, no par value
Common Share Purchase Warrants

Name of each exchange on which registered
American Stock Exchange, Toronto Stock Exchange
American Stock Exchange, Toronto Stock Exchange

Securities registered pursuant to Section 12(g) of the Act.

None
(Title of Class)

Securities for which there is a reporting obligation pursuant to Section 15(d) of the Act.

OR

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None
(Title of Class)

For annual reports, indicate by check mark the information filed with this form:

☒ Annual information form

☒ Audited annual financial statements

Indicate the number of outstanding shares of each of the issuer's classes of capital or common stock as of the close of the period covered by the annual report.

As at December 31, 2004, 122,286,716 Common Shares without par value were outstanding.

Indicate by check mark whether the Registrant by filing the information contained in this Form is also thereby furnishing the information to the Commission pursuant to Rule 12g3-2(b) under the Securities Exchange Act of 1934 (the Exchange Act). If Yes is marked, indicate the filing number assigned to the Registrant in connection with such Rule.

☐ Yes ☒ No

Indicate by check mark whether the Registrant (1) has filed all reports required to be filed by Section 13 or 15(d) of the Exchange Act during the preceding 12 months (or for such shorter period that the Registrant was required to file such reports) and (2) has been subject to such filing requirements for the past 90 days.

☒ Yes ☐ No

EXPLANATORY NOTE

This Form 40-F/A amends the Annual Report on Form 40-F for the year ended December 31, 2004, filed on March 31, 2005 (the Original Filing). Yamana has filed this Form 40-F/A in order to improve the legibility of its financial statements and management's discussion and analysis of operations and financial condition. **This 40-F/A does not update any results or information from that contained in the Original Filing.** Accordingly, you should read this Form 40-F/A together with the Original Filing and other documents that we have filed with the Canadian securities regulators and the U.S. Securities and Exchange Commission (the SEC) subsequent to the date of the Original Filing. Information in such reports and documents updates and supersedes certain information contained in this Form 40-F/A.

SIGNATURES

Pursuant to the requirements of the Exchange Act, the Registrant certifies that it meets all of the requirements for filing on Form 40-F and has duly caused this Registration Statement to be signed on its behalf by the undersigned, thereunto duly authorized

YAMANA GOLD INC.

/s/ Peter Marrone
Peter Marrone
President and Chief Executive Officer

Date: August 5, 2005

SIGNATURES

EXHIBIT INDEX

The following exhibits have been filed as part of the Annual Report:

<u>Exhibit</u>	<u>Description</u>
99.1	Audited financial statements of the Registrant, and the notes thereto for fiscal 2004 together with the report of the auditors thereon, including a U.S. GAAP reconciliation
99.2	Management's Discussion and Analysis for fiscal 2004
99.3	Consent of Deloitte & Touche LLP, Independent Registered Chartered Accountants
99.4	Certifications pursuant to Section 302 of the Sarbanes-Oxley Act of 2002
99.5	Certifications pursuant to Section 906 of the Sarbanes-Oxley Act of 2002
