

***Caution:***

*This consultation draft is intended to facilitate dialogue concerning its contents. Note that it will not become law unless a bill is passed by the Legislative Assembly. Should the decision be made to introduce a bill in the Legislative Assembly, the comments received during consultation will be considered during the preparation of the bill. The content, structure, form and wording of both language versions of the consultation draft are subject to change as a result of the consultation process and as a result of review, editing and correction by the Office of Legislative Counsel.*

**PROPOSED SCHEDULE 00  
INSURANCE ACT - A CONSULTATION DRAFT**

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**INSURANCE ACT - A CONSULTATION DRAFT**

**1. Subsection 121 (1) of the *Insurance Act* is amended by adding the following paragraph:**

23.6.6 Governing excess insurance for the purposes of subsection 268 (6);

**2. Subsection 268 (6) of the Act is amended by adding “Except as provided under the *Statutory Accident Benefits Schedule*” at the beginning.**

**Commencement**

**3. [Commencement]**

**Caution:**

*This consultation draft is intended to facilitate dialogue concerning its contents. Should the decision be made to proceed with the proposal, the comments received during consultation will be considered during the final preparation of the regulation. The content, structure, form and wording of the consultation draft are subject to change as a result of the consultation process and as a result of review, editing and correction by the Office of Legislative Counsel.*

**CONSULTATION DRAFT**

**ONTARIO REGULATION**

to be made under the

**INSURANCE ACT**

Amending O. Reg. 34/10

(STATUTORY ACCIDENT BENEFITS SCHEDULE - EFFECTIVE SEPTEMBER 1, 2010)

**1. (1) Section 47 of the Regulation is amended by adding the following subsection:**

(2.1) Despite subsection (2), payment of a medical or rehabilitation benefit, other than for medication expenses, for an accident that occurs in Ontario on or after [date reg CIF] is required for that portion of an expense for which payment is reasonably available to the insured person under a supplementary health insurance plan.

**(2) Subsection 47 (3) of the Regulation is amended by adding the following definition:**

“supplementary health insurance plan” means,

- (a) a group plan, including a plan sponsored by an employer or a union as part of an employee benefits program, or purchased through a professional association or group, for medical and rehabilitation coverage, or
- (b) an individual plan, including a plan purchased by an individual from an insurance agent, broker or company, for medical and rehabilitation coverage; (“French”)

**Commencement**

**2. [Commencement]**