

**Disclaimer:**

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.

**A CONSULTATION DRAFT**

**[Bilingual]**

**ONTARIO REGULATION**

to be made under the

**PENSION BENEFITS ACT**

Amending Reg. 909 of R.R.O. 1990

(GENERAL)

**1. Regulation 909 of the Revised Regulations of Ontario, 1990 is amended by adding the following section before the heading “Valuation”:**

**16.3** The following circumstances are prescribed for the purposes of subsection 87 (6) of the Act:

1. Since the valuation date of the report most recently filed or submitted in respect of a pension plan under section 3, 4, 13 or 14 of this Regulation,
  - i. there has been a decline in the number of members of the pension plan,
  - ii. there has been a decrease in the total amount of contributions or in the amount of contributions in respect of the normal cost made to the plan by the employer or by a person or entity required to make contributions under the plan on behalf of the employer,
  - iii. there has been a decrease in the going concern assets or solvency assets, or
  - iv. the employer has sold, assigned or otherwise disposed of all or part of the employer’s business or all or part of the assets of the employer’s business to another person or entity.

**[Commencement]**

**2. [Commencement]**