

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. 777/93

(STATUTORY CONDITIONS - AUTOMOBILE INSURANCE)

1. (1) Subcondition (1) of statutory condition 11 of the Schedule to Ontario Regulation 777/93 is revoked and the following substituted:

Termination

(1) Subject to section 12 of the *Compulsory Automobile Insurance Act* and sections 237 and 238 of the *Insurance Act*, the insurer may give to the insured a notice of termination of the contract by,

- (a) registered mail;
- (b) personal delivery;
- (c) prepaid courier if there is a record by the person who has delivered it that the notice has been sent; or
- (d) electronic means if the insured consents to delivery by electronic means.

(2) Clause (b) of subcondition (1.1) of statutory condition 11 of the Schedule to the Regulation is amended by adding “prepaid courier or electronic means” at the end.

(3) Clause (b) of subcondition (1.2) of statutory condition 11 of the Schedule to the Regulation is amended by adding “prepaid courier or electronic means” at the end.

(4) Subcondition (1.7) of statutory condition 11 of the Schedule to the Regulation is amended by striking out “or personal delivery” and substituting “personal delivery, prepaid courier if there is a record by the person who has delivered it that the notice has been sent, or electronic means if the insured consents to delivery by electronic means”.

2. Statutory condition 12 of the Schedule to the Regulation is revoked and the following substituted:

Notice

12. (1) Written notice may be given to the insurer in the following ways:

1. It may be personally delivered at the chief agency or head office of the insurer in the Province.
2. It may be sent by registered mail to the chief agency or head office of the insurer in the Province.
3. It may be delivered by electronic means.

(2) Written notice may be given to the insured named in this contract in the following ways:

1. It may be personally delivered.
2. It may be delivered by prepaid courier to the latest address of the insured on the records of the insurer if there is a record by the person who has delivered it that the notice has been sent.
3. It may be sent by registered mail to the latest address of the insured on the records of the insurer.

4. It may be delivered by electronic means if the insured consents to delivery by electronic means.

(3) In this condition, the expression “registered” means registered in or outside Canada.

Commencement

3. [Commencement]