

Gouvernement du Québec

**T.B. 206318, 22 April 2008**

An Act respecting the Pension Plan of Peace Officers in Correctional Services (R.S.Q., c. R-9.2)

**Regulation**

— **Amendments**

Regulation to amend the Regulation under the Act respecting the Pension Plan of Peace Officers in Correctional Services

WHEREAS, under paragraph 3 of section 130 of the Act respecting the Pension Plan of Peace Officers in Correctional Services (R.S.Q., c. R-9.2), the Government may, by regulation, determine the actuarial assumptions and methods used to calculate the actuarial value of the benefits referred to in sections 23, 41.7 and 41.12 of the Act, which may vary according to the pension plans and benefits concerned;

WHEREAS the Government made the Regulation under the Act respecting the Pension Plan of Peace Officers in Correctional Services by Order in Council 1842-88 dated 14 December 1988;

WHEREAS it is expedient to amend the Regulation to determine those actuarial assumptions and methods;

WHEREAS, under section 40 of the Public Administration Act (R.S.Q., c. A-6.01), amended by section 72 of chapter 49 of the Statutes of 2006, the Conseil du trésor exercises, after consulting the Minister of Finance, the powers conferred on the Government by an Act that establishes a pension plan applicable to personnel of the public and parapublic sectors, except certain powers;

WHEREAS the consultation has taken place;

THE CONSEIL DU TRÉSOR DECIDES :

THAT the Regulation to amend the Regulation under the Act respecting the Pension Plan of Peace Officers in Correctional Services, attached hereto, is hereby made.

SERGE MARTINEAU,  
*Clerk of the Conseil du trésor*

**Regulation to amend the Regulation under the Act respecting the Pension Plan of Peace Officers in Correctional Services\***

An Act respecting the Pension Plan of Peace Officers in Correctional Services (R.S.Q., c. R-9.2, s. 130, par. 3)

**1.** The Regulation under the Act respecting the Pension Plan of Peace Officers in Correctional Services is amended in section 3.0.1

(1) by replacing the part preceding the heading “Actuarial assumptions” by the following:

“**3.0.1.** For the purposes of sections 23, 41.7 and 41.12 of the Act, the actuarial values of the benefits are established using the following actuarial method and assumptions:

**Actuarial method**

The actuarial method is the “projected benefit method pro rated on service”.

In the case of sections 23 and 41.7, if the employee is less than 5 years from retirement under the Government and Public Employees Retirement Plan or the Pension Plan of Peace Officers in Correctional Services, or less than 3 years from retirement under the Pension Plan of Management Personnel or less than 4 years from retirement under the Pension Plan of members of the Sûreté du Québec, the pensionable salary of the pension plans involved in the transfer prior to the qualification year under the Pension Plan of Peace Officers in Correctional Services must also be taken into account in determining the average pensionable salary.”;

\* The Regulation under the Act respecting the Pension Plan of Peace Officers in Correctional Services, made by Order in Council 1842-88 dated 14 December 1988 (1988, *G.O.* 2, 4149), was last amended by the regulation made by Conseil du trésor Decision 204927 dated 8 May 2007 (2007, *G.O.* 2, 1435) and by the regulation made by Conseil du trésor Decision 206220 dated 1 April 2008. For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2007, updated to 1 September 2007.

(2) by adding the following at the end of paragraph 9:

**“For the Pension Plan of the members of the Sûreté du Québec**

<b>Years of service</b>	<b>Annual rate of increase</b>
0 year	0%
1 year	6.35%
2 years	11.80%
3 years	12.90%
4 years	9.80%
5 years	8.70%
6 years	8.00%
7 years	4.50%
8-13 years	0.45%
14 years	2.45%
15-20 years	0.45%
21 years	2.45%
22 years or more	0.45%”;

(3) by replacing paragraph 11 by the following:

“(11) Retirement age

For the purposes of section 41.12 of the Act, the retirement age is the age on the date on which membership ceases as determined pursuant to section 8.7 or 8.8 of the Act.

For the purposes of sections 23 and 41.7 of the Act, retirement is determined according to the following retirement rates:

**For the Pension Plan of Peace Officers in Correctional Services:**

For an employee who would attain 32 years of service before age 50	— 100% at age 50
For an employee who would attain 30 years of service before age 60	— 60% at 30 years of service
	— 100% (of the remaining 40%) at 32 years of service

For an employee who would attain 60 years of age without having more than 30 years of service

— 60% at age 60

— 100% (of the remaining 40%) at 32 years of service or age 65 if the employee attains that age without attaining 32 years of service

For an employee who would attain 32 years of service at age 50 or older and who is less than 60 years of age and has 30 years of service or more but less than 32 years of service at the time of transfer

— 100% 6 months after the transfer

For an employee with at least 32 years of service at the time of transfer

— 100% 6 months after the transfer

For an employee who is 60 years of age or older at the time of transfer

— 60% 6 months after the transfer

— 100% (of the remaining 40%) at 32 years of service or age 65 if the employee attains that age without attaining 32 years of service

If the first 2 criteria apply, the assumption retained is that of the first criteria attained.

If the last 2 criteria apply, the assumption retained is that of the criteria of 32 years of service.

**For the Government and Public Employees Retirement Plan:**

For an employee who would attain 35 years of service before age 55

— 100% at age 55

For an employee who would attain 35 years of service at age 55 or older but before age 60

— 100% at 35 years of service

For an employee who would attain age 60 without having more than 35 years of service	— 60% at age 60  — 100% (of the remaining 40%) at 35 years of service or age 65 if the employee attains that age without attaining 35 years of service	For an employee whose age and years of service add up to 88 or more at age 54 or older but before age 60 at the time of transfer	— 60% 6 months after the transfer  — 100% (of the remaining 40%) at 35 years of service or age 65 if the employee attains that age without attaining 35 years of service
For an employee with at least 35 years of service at the time of transfer	— 100% 6 months after the transfer	For an employee who has at least 35 years of service at the time of transfer	— 100% 6 months after the transfer
For an employee who is 60 years of age or older at the time of transfer	— 60% 6 months after the transfer  — 100% (of the remaining 40%) at 35 years of service or age 65 if the employee attains that age without attaining 35 years of service	For an employee who is 60 years of age or older at the time of transfer	— 60% 6 months after the transfer  — 100% (of the remaining 40%) at 35 years of service or age 65 if the employee attains that age without attaining 35 years of service

If the last 2 criteria apply, the assumption retained is that of the criteria of 35 years of service.

#### **For the Pension Plan of Management Personnel:**

For an employee who would attain 35 years of service before age 55	— 100% at age 55
For an employee whose age and years of service would add up to 88 “criteria 88” at age 54 or older but before age 60	— 60% at criteria 88  — 100% (of the remaining 40%) at 35 years of service or age 65 if the employee attains that age without attaining 35 years of service
For an employee who would attain 60 years of age without having more than 28 years of service	— 60% at age 60  — 100% (of the remaining 40%) at age 65

If the last 2 criteria apply, the assumption retained is that of the criteria of 35 years of service.

#### **For the Pension Plan of members of the Sûreté du Québec:**

For an employee whose age and years of service would add up to 75 “criteria 75” at age 50 or older but before age 60	— 20% at criteria 75  — 100% (of the remaining 80%) at 25 years of service or age 60 if the employee attains that age without attaining 25 years of service
For an employee who would attain 25 years of service before age 50	— 20% at 25 years of service  — 100% (of the remaining 80%) at criteria 75

For an employee who would attain age 60 without having more than 15 years of service	— 100% at age 60
For an employee whose age and years of service add up to 75 or more at the time of transfer while the employee is less than 60 years of age and has less than 25 years of service	— 20% 6 months after the transfer  — 100% (of the remaining 80%) at 25 years of service or age 60 if the employee attains that age without attaining 25 years of service
For an employee who has 25 years of service or more without criteria 75 at the time of transfer	— 20% 6 months after the transfer  — 100% (of the remaining 80%) at criteria 75
For an employee who is 60 years of age or older at the time of transfer or whose age and years of service add up to 75 or more with a minimum of 25 years of service	— 100% 6 months after the transfer”.

**2.** This Regulation comes into force on 22 April 2008.