

Treasury Board

Gouvernement du Québec

T.B. 210259, 7 June 2011

An Act respecting the Pension Plan of Management Personnel
(R.S.Q., c. R-12.1)

Regulation — Amendment

Regulation to amend the Regulation under the Act respecting the Pension Plan of Management Personnel

WHEREAS, under subparagraph 5.1 of the first paragraph of section 196 of the Act respecting the Pension Plan of Management Personnel (R.S.Q., c. R-12.1), amended by section 26 of chapter 29 of the Statutes of 2010, the Government may, by regulation, establish, for the purposes of sections 39, 146, 152.1 and 152.4 of the Act respecting the Pension Plan of Management Personnel, the tariff applicable to the payment of redemption costs which may vary according to the employee's age, the reason for the absence, the year of service covered by the redemption and the date of receipt of the application, and prescribe, in addition to a minimum cost for the purposes of section 39, the terms and conditions governing the application of the tariff and the rules for determining the pensionable salary for the purposes provided for in those sections;

WHEREAS, under subparagraph 8 of the first paragraph of that section 196, the Government may, by regulation, establish, for the purposes of section 107 of the Act, the limits applicable to a pension amount added under sections 104 and 105 and the manner in which an amount that exceeds the limits is to be adjusted;

WHEREAS, under subparagraph 22 of the first paragraph of that section 196, the Government may, by regulation, establish, for the purposes of section 201, the limit applicable to the pensionable salary and the limit applicable to the service credited, the rules and procedures for computing the pension, and the conditions governing the application of those limits, rules and procedures;

WHEREAS, under paragraph 6 of section 36 of chapter 29 of the Statutes of 2010, the first regulation made after 2 December 2010 under, in particular, subparagraphs 8 and 22 of the first paragraph of section 196 of

the Act respecting the Pension Plan of Management Personnel, may have effect from any date not prior to 1 January 2011;

WHEREAS, under the first paragraph of that section 196, the Government exercises the regulatory powers provided for therein after the Commission administrative des régimes de retraite et d'assurances has consulted the pension committee referred to in section 196.2 of the Act;

WHEREAS, under section 40 of the Public Administration Act (R.S.Q., c. A-6.01), the Conseil du trésor, after consulting the Minister of Finance, exercises 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 Conseil du trésor made the Regulation under the Act respecting the Pension Plan of Management Personnel by its decision 202420 dated 24 May 2005;

WHEREAS it is expedient to amend the Regulation;

WHEREAS the pension committee concerned has been consulted;

WHEREAS the Minister of Finance has been consulted;

THE CONSEIL DU TRÉSOR DECIDES:

THAT the Regulation to amend the Regulation under the Act respecting the Pension Plan of Management Personnel, attached hereto, is made.

GEORGES BOULET,
Le greffier du Conseil du trésor,

Regulation to amend the Regulation under the Act respecting the Pension Plan of Management Personnel

An Act respecting the Pension Plan of Management Personnel
(R.S.Q., c. R-12.1, s. 196, 1st par., subpars. 5.1, 8 and 22; 2010, c. 29, ss. 26 and 36, par. 6)

1. The Regulation under the Act respecting the Pension Plan of Management Personnel (R.R.Q., c. R-12.1, r. 1) is amended by replacing “and 152.1” in section 4 by “, 152.1 and 152.4”.

2. Section 6 is amended by replacing “and the third paragraph of section 152.1” by “, the third paragraph of section 152.1 and the third paragraph of section 152.4”.

3. Section 9 is amended by replacing “35” in the definition of the factor NL in the second paragraph by “the number resulting from 35 plus the number of the employee’s years of service used to calculate the pension and served after 31 December 2010, without exceeding 38,”.

4. Section 13 is amended by adding the following at the end of the last paragraph: “, up to a maximum of 35 years of service”.

5. Schedule I is amended by adding the following at the end:

“**4-** The tariff applicable to pay the cost of redemption of service under section 152.4 of the Act is the tariff appearing in the table in section 1 of this Schedule.”.

6. Sections 3 and 4 have effect since 1 January 2011.

7. This Regulation comes into force on 22 June 2011, except sections 1, 2 and 5, which come into force on 1 July 2011.