

(2) by replacing “subparagraph 1” in the second paragraph by “subparagraphs 1 and 3”;

(3) by inserting “of subparagraphs 1 and 2” in the fourth paragraph after “For the purposes”;

(4) by adding the following at the end:

“For the purposes of subparagraph 3 of the first paragraph, the number of years in excess of an employee’s credited service referred to in that subparagraph are taken into account up to the number of years necessary so that the years of service used in computing the total pension do not exceed 38.”.

#### 4. Section 9 is amended

(1) by replacing “and 2” in the first paragraph by “to 3”;

(2) by replacing “in subparagraph 1” in the first sentence of the last paragraph by “in subparagraphs 1 and 3”;

(3) by replacing “that subparagraph” in the second sentence of the last paragraph by “those subparagraphs”.

5. Schedule II is amended by replacing “his or her assistant” in paragraph 7 by “Deputy Public Protectors”.

1400

Gouvernement du Québec

### O.C. 377-2011, 6 April 2011

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

#### Provisions respecting the determination of supplementary benefits in respect of certain classes of employees under section 208 of the Act — Amendments to the Order in Council

Amendments to the Order in Council respecting the provisions respecting the determination of supplementary benefits in respect of certain classes of employees under section 208 of the Act respecting the Pension Plan of Management Personnel

WHEREAS, under the first paragraph of section 208 of the Act respecting the Pension Plan of Management Personnel (R.S.Q., c. R-12.1), the Government may, with respect to classes of employees designated under

the first paragraph of section 23 of the Act, establish a plan that provides for supplementary benefits payable from the date of retirement;

WHEREAS the Government made the Order in Council respecting the provisions respecting the determination of supplementary benefits in respect of certain classes of employees under section 208 of the Act respecting the Pension Plan of Management Personnel (R.R.Q., c. R-12.1, r. 3);

WHEREAS it is expedient to amend the Order in Council;

WHEREAS, under the fourth paragraph of section 208 of the Act, an order under the first or second paragraph of that section may have effect 12 months or less before it is made;

IT IS ORDERED, therefore, on the recommendation of the Minister responsible for Government Administration and Chair of the Conseil du trésor:

THAT the Amendments to the Order in Council respecting the provisions respecting the determination of supplementary benefits in respect of certain classes of employees under section 208 of the Act respecting the Pension Plan of Management Personnel, attached to this Order in Council, be made;

THAT this Order in Council have effect as of 1 January 2011.

GÉRARD BIBEAU,  
*Clerk of the Conseil exécutif*

### Order in Council respecting Amendments to the Order in Council respecting the provisions respecting the determination of supplementary benefits in respect of certain classes of employees under section 208 of 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. 208, 1st par.)

1. The Order in Council respecting the provisions respecting the determination of supplementary benefits in respect of certain classes of employees under section 208 of the Act respecting the Pension Plan of Management Personnel (R.R.Q., c. R-12.1, r. 3) is amended in section 1 by inserting the following definition after “plan”:

““total pension” means the amount of the pension as defined in section 1 of the basic Order in Council.”.  
(*montant total de la pension*)

## 2. Section 3 is amended

(1) by inserting the following after subparagraph 5:

“(5.1) the amount obtained by multiplying the part of the employee’s average pensionable salary that exceeds the part withheld upon computation of the amount of the pension provided for in section 8 of the basic Order in Council by 2% per year of service credited over and above 35 years of service that is used in computing the total pension while the basic Order in Council applies to the employee, except for the years of service credited during which the employee holds employment in the education sector or in the health and social services sector;”;

(2) by replacing the last paragraph by the following:

“For the purposes of subparagraphs 1, 2, 4, 5 and 6 of the first paragraph, the limit provided for in the fourth paragraph of section 8 of the basic Order in Council applies. For the purposes of subparagraph 3, 3.1 and 5.1 of the first paragraph, the number of years of an employee’s credited service are taken into account up to the number of years necessary so that the years of service used in computing the total pension do not exceed 38. The years of service credited over and beyond 35 years of service used in computing the total pension must occur after 31 December 2010.”.

1401

Gouvernement du Québec

## O.C. 381-2011, 6 April 2011

An Act respecting international financial centres  
(R.S.Q., c. C-8.3)

### Tariff of fees and the annual contribution payable under the Act — Amendment

Regulation to amend the Regulation respecting the tariff of fees and the annual contribution payable under the Act respecting international financial centres

WHEREAS the first paragraph of section 35 of the Act respecting international financial centres (R.S.Q., c. C-8.3) provides that the Government may, by regulation, establish a tariff of the fees payable for the examination of an

application for a qualification certificate or certificate under the Act or for the issue or amendment of such qualification certificate or certificate, and determine the terms and conditions of payment of the fees;

WHEREAS the second paragraph of section 35 of the Act provides that the fees must be paid to the Minister of Finance by the applicant or the holder on the date or dates fixed by the regulation;

WHEREAS section 36 of the Act provides that the Minister of Finance may require that every holder of a qualification certificate or certificate issued under the Act pay an annual contribution to be applied to the financing of activities designed to promote Montréal as a centre for international financial activities and foster the development of Montréal as an international financial centre, and that the Government may, by regulation, determine the rate and terms and conditions of payment of the contribution;

WHEREAS the second paragraph of section 111 of the Act provides that a regulation made under sections 35 and 36 comes into force on the date of its publication in the *Gazette officielle du Québec*, or on any later date set in the regulation and, if it so provides, it may take effect on a date prior to its publication but not prior to 1 January 2000;

WHEREAS the Government made the Regulation respecting the tariff of fees and the annual contribution payable under the Act respecting international financial centres by Order in Council 98-2000 dated 2 February 2000;

WHEREAS it is expedient to amend the Regulation;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the draft of the Regulation to amend the Regulation respecting the tariff of fees and the annual contribution payable under the Act respecting international financial centres was published in Part 2 of the *Gazette officielle du Québec* of 15 December 2010 with a notice that it could be made by the Government on the expiry of 45 days following that publication and that any person could make comments before the expiry of that period;

WHEREAS no comment on the draft Regulation was received before the expiry of that period;

WHEREAS the 45-day period has expired;

WHEREAS it is expedient to make the Regulation without amendment;