

## Regulations and other Acts

Gouvernement du Québec

### O.C. 1012-2011, 28 September 2011

Supplemental Pension Plans Act  
(R.S.Q., c. R-15.1)

An Act to amend various legislative provisions respecting municipal affairs  
(2008, c. 18)

#### Supplemental Pension Plans — Exemption of certain pension plans from the application of provisions of the Act — Amendment

CONCERNING the Regulation to amend the Regulation respecting the exemption of certain pension plans from the application of provisions of the Supplemental Pension Plans Act

WHEREAS, under the second paragraph of section 2 of the Supplemental Pension Plans Act (R.S.Q., c. R-15.1), the Government may, by regulation and on the conditions it determines, exempt any pension plan it designates from the application of all or part of this Act, particularly by reason of the special characteristics of the plan or by reason of the complexity of the Act in relation to the number of members in the plan and prescribe special rules applicable to the plan;

WHEREAS, in accordance with the third paragraph of that section, such a regulation may, if it so provides, have retroactive effect from a date that is prior to the date of its coming into force but not prior to 31 December of the penultimate year preceding the year in which it was published in the *Gazette officielle du Québec* under section 8 of the Regulations Act (R.S.Q., c. R-18.1);

WHEREAS, in accordance with section 133 of the Act to amend various legislative provisions respecting municipal affairs (2008, c. 18), a regulation made under the second paragraph of section 2 of the Supplemental Pension Plans Act with respect to the Régime de retraite des employés de la Ville de Lévis, registered with the Régie des rentes du Québec under number 21190, may have retroactive effect as from the date determined in accordance with the regulation;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act, a draft Regulation to amend the Regulation respecting the exemption of certain pension plans from

the application of provisions of the Supplemental Pension Plans Act, attached hereto, was published, with a written notice that it could be made by the Government on the expiry of 45 days following its publication, in part 2 of the *Gazette officielle du Québec* on 22 December 2010;

WHEREAS it is expedient to make the amended Regulation to take into account comments made by interested parties;

IT IS ORDERED, therefore, on the recommendation of the Minister of Employment and Social Solidarity:

THAT the Regulation to amend the Regulation respecting the exemption of certain pension plans from the application of provisions of the Supplemental Pension Plans Act, attached hereto, be made.

GILLES PAQUIN,  
*Clerk of the Conseil exécutif*

#### Regulation to amend the Regulation respecting the exemption of certain pension plans from the application of provisions of the Supplemental Pension Plans Act

Supplemental Pension Plans Act  
(R.S.Q., c. R-15.1, s. 2, 2nd and 3rd pars.)

An Act to amend various legislative provisions respecting municipal affairs  
(2008, c. 18, s. 133)

1. The Regulation respecting the exemption of certain pension plans from the application of provisions of the Supplemental Pension Plans Act (c. R-15.1, r. 8) is amended by the insertion, after section 1, of the following division:

#### “DIVISION I.1 PROVISIONS CONCERNING THE RÉGIME COMPLÉMENTAIRE DE RENTES DES TECHNICIENS AMBULANCIERS ŒUVRANT AU QUÉBEC

1.1. The Régime complémentaire de rentes des techniciens ambulanciers œuvrant au Québec, registered with the Régie des rentes du Québec under number 30849, is exempted from the application of the following provisions of the Supplemental Pension Plans Act:

(1) paragraph 3 of the second paragraph of section 24;

(2) the provisions mentioned in the Regulation respecting the funding of pension plans of the municipal and university sectors (c. R-15.1, r. 2), according to the terms and conditions provided for in that Regulation and by considering that pension plan as a multi-employer pension plan for which the employer employing the greatest number of active members is a university;

(3) sections 142 to 146 of the Act, as they read prior to 1 January 2010, and sections 143 to 146 of the Act, as enacted by chapter 42 of the Statutes of 2006;

(4) sections 198 to 203.

However, the instruction provided for in section 39 of the Regulation respecting the funding of pension plans of the municipal and university sectors may be given only by the Minister of Health and Social Services.”

**2.** The Regulation is amended by the insertion, after section 8, of the following division:

**“DIVISION II.1**

**PROVISIONS CONCERNING THE RÉGIME  
DE RETRAITE DES EMPLOYÉS DE LA VILLE  
DE LÉVIS**

**8.1.** Sections 49 to 64 of the Regulation respecting the exemption of certain categories of pension plans from the application of provisions of the Supplemental Pension Plans Act (c. R-15.1, r. 7) apply, until repealed by Order in Council number 541-2010 dated 23 June 2010, to the Régime de retraite des employés de la Ville de Lévis, registered with the Régie des rentes du Québec under number 21190.”

**3.** This Regulation comes into force on the fifteenth day following its publication in the *Gazette officielle du Québec*. However:

(1) section 1 has effect from 31 December 2009;

(2) section 2 has effect from 31 December 2006.

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**O.C. 1013-2011, 28 September 2011**

Supplemental Pension Plans Act  
(R.S.Q., c. R-15.1)

**Supplemental Pension Plans  
— Exemption of certain categories of pension plans  
from the application of provisions of the Act  
— Amendment**

CONCERNING the Regulation to amend the Regulation respecting the exemption of certain categories of pension plans from the application of provisions of the Supplemental Pension Plans Act

WHEREAS, under the second paragraph of section 2 of the Supplemental Pension Plans Act (R.S.Q., c. R-15.1), the Government may, by regulation and on the conditions it determines, exempt any category of pension plan it designates from the application of all or part of this Act, particularly by reason of the special characteristics of the category and prescribe special rules applicable to the category;

WHEREAS, in accordance with the third paragraph of that section, such a regulation may, if it so provides, have retroactive effect from a date that is prior to the date of its coming into force but not prior to 31 December of the penultimate year preceding the year in which it was published in the *Gazette officielle du Québec* under section 8 of the Regulations Act (R.S.Q., c. R-18.1);

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft Regulation to amend the Regulation respecting the exemption of certain categories of pension plans from the application of provisions of the Supplemental Pension Plans Act, attached hereto, was published, with a written notice that it could be made by the Government on the expiry of 45 days following its publication, in part 2 of the *Gazette officielle du Québec* on 22 December 2010;

WHEREAS it is expedient to make the un-amended Regulation;

It is ordered, therefore, on the recommendation of the Minister of Employment and Social Solidarity:

THAT the Regulation to amend the Regulation respecting the exemption of certain categories of pension plans from the application of provisions of the Supplemental Pension Plans Act, attached hereto, be made.

GILLES PAQUIN,  
*Clerk of the Conseil exécutif*