

Regulations and other Acts

Gouvernement du Québec

O.C. 1180-2012, 12 December 2012

An Act respecting the Pension Plan of Peace Officers in Correctional Services
(chapter R-9.2)

Regulation — Amendment

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

WHEREAS the first paragraph of section 42 of the Act respecting the Pension Plan of Peace Officers in Correctional Services (chapter R-9.2) provides that the employer must, except for a pensioner who, even if the pensioner holds pensionable employment under this plan, under the Government and Public Employees Retirement Plan or under the Pension Plan of Management Personnel, is not an employee within the meaning of this plan, withhold each year from the pensionable salary paid to each employee and, if applicable, in the case of a pensioner or a person who ceased to be a member of the plan, from the pensionable salary mentioned in section 9.1 or a lump sum mentioned in section 11, an amount equal to the result of applying the contribution rate established by regulation under section 128 to that part of the pensionable salary which exceeds 25% of the lesser of the pensionable salary and the maximum pensionable earnings within the meaning of the Act respecting the Québec Pension Plan (chapter R-9);

WHEREAS section 128 of the Act provides that the Government may, by regulation, at intervals of not less than three years, revise the plan's rate of contribution and the rate is adjusted from 1 January following the receipt of the actuarial valuation by the Minister;

WHEREAS the actuarial valuation was received on 15 November 2012;

WHEREAS the Government made the Regulation under the Act respecting the Pension Plan of Peace Officers in Correctional Services (chapter R-9.2, r. 1);

WHEREAS section 8.0.1 of that Regulation, introduced by Order in Council 1530-2001 dated 19 December 2001, established the contribution rate provided for in the first paragraph of section 42 of the Act;

WHEREAS section 165 of chapter 30 of the Statutes of 2002 implicitly revoked, in part, section 8.0.1 of that Regulation by setting legislatively the contribution rate set until then by paragraphs 1 and 2 of that section 8.0.1;

WHEREAS section 277 of chapter 39 of the Statutes of 2004 provides that the contribution rate provided for in the first paragraph of section 42 of the Act respecting the Pension Plan of Peace Officers in Correctional Services is 1% starting on 1 January 2004 and the rate applies until a new rate is determined by regulation;

WHEREAS no new rate has been determined since;

WHEREAS it is expedient to revise the contribution rate;

WHEREAS it is expedient to amend the Regulation;

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

THAT the Regulation to amend the Regulation under the Act respecting the Pension Plan of Peace Officers in Correctional Services, attached to this Order in Council, be made.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

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
(chapter R-9.2, s. 128 and s. 130, par. 9)

1. The Regulation under the Act respecting the Pension Plan of Peace Officers in Correctional Services (chapter R-9.2, r. 1) is amended by inserting the following after section 8.0.1:

“**8.0.2.** From 1 January 2013, the contribution rate provided for in the first paragraph of section 42 of the Act is equal to 6.5%.”.

2. This Regulation comes into force on 1 January 2013.