

Regulations and other Acts

Gouvernement du Québec

O.C. 1051-2013, 23 octobre 2013

An Act respecting the Québec Pension Plan
(chapter R-9)

Benefits — Amendment

CONCERNING the Regulation to amend the Regulation respecting benefits

WHEREAS, under paragraph *c* of section 219 of the Act respecting the Québec Pension Plan (chapter R-9), the Régie des rentes Québec may make regulations determining the conditions that persons to whom sections 86, 133.1 or 175 applies must satisfy and the information they must furnish to be considered to maintain another person;

WHEREAS, under paragraph *t* of section 219 of the Act, the Régie may make regulations determining the manner of rounding off a fraction that is less than one resulting from the calculations made in the application of Title IV;

WHEREAS, on 17 May 2013, the Régie des rentes du Québec adopted the Regulation to amend the Regulation respecting benefits;

WHEREAS, under section 220 of the Act, regulations made by the Régie shall not come into force until approved by the Government and published in the *Gazette officielle du Québec*;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting benefits was published, with a written notice that it could be submitted to the Government for approval on the expiry of 45 days following its publication in part 2 of the *Gazette officielle du Québec* on 3 July 2013;

WHEREAS it is expedient to approve 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 benefits, attached hereto, be approved.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting benefits

An Act respecting the Québec Pension Plan
(chapter R-9, s. 219, pars. *c* and *t*)

1. Sections 12 and 13 of the Regulation respecting benefits (chapter R-9, r. 5) are revoked.

2. Section 16 of the Regulation is replaced by the following:

“**16.** For the purposes of sections 86, 133.1 and 175 of the Act, a person is deemed to maintain a child if, in 2014, he supports the child for a monthly amount equal to or greater than one of the following amounts, adjusted by multiplying the amount by the ratio between the Pension Index for the year 2014 and the Pension Index for the year 2013:

- (1) where the child is less than five years old, \$290;
- (2) where the child is at least five years old but less than 12 years old, \$340;
- (3) where the child is at least 12 years old but less than 16 years old, \$430;
- (4) where the child is at least 16 years old, \$460.

For each subsequent year, the amounts are adjusted in accordance with section 119 of the Act.

Where the result obtained is a number containing one or more digits after the decimal point, no such digit shall be retained and, where the first digit is greater than 4, the number thus modified shall be increased by one unit.

For the purposes of section 175 of the Act, except where the person receives financial assistance for a child as a foster family or tutor, a person who resides with a child is presumed to support the child provided the disabled

contributor or the surviving spouse, who does not reside with the child, does not maintain the child in accordance with the conditions set out in the first paragraph.”.

3. Section 24 of the Regulation is amended by inserting, after paragraph 6, the following:

«(7) for the purpose of the calculation set out in subparagraphs 1 and 2 of the first paragraph of section 120.1 and the second paragraph of section 120.2, only the first five digits after the decimal point shall be retained and, where the sixth digit is greater than 4, the fifth digit shall be increased by one unit. ».

4. This Regulation comes into force on 1 January 2014.

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Gouvernement du Québec

O.C. 1052-2013, 23 October 2013

Supplemental Pension Plans Act
(chapter R-15.1)

An Act to provide for the establishment of target-benefit pension plans in certain pulp and paper sector enterprises
(2012, chapter 32)

Target-benefit pension plans in certain pulp and paper sector enterprises

CONCERNING the Regulation respecting target-benefit pension plans in certain pulp and paper sector enterprises

WHEREAS, under the second paragraph of section 2 of the Supplemental Pension Plans Act (chapter 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, under section 1 of the Act to provide for the establishment of target-benefit pension plans in certain pulp and paper sector enterprises (2012, chapter 32), provides that where such pension plans meet the rules and requirements set out in a regulation made by the Government, they may be established if the employer who is party to the pension plan is in the pulp and paper sector and has entered into an agreement with a union to establish a target-benefit pension plan while that employer

or another employer whose assets it acquired was subject to an order under the Companies' Creditors Arrangement Act (Revised Statutes of Canada, 1985 chapter C-36);

WHEREAS, under section 2 of the Act to provide for the establishment of target-benefit pension plans in certain pulp and paper sector enterprises, a regulation that provides for the establishment of a target-benefit pension plan may, if it so provides, have retroactive effect from a date not prior to 31 December 2010;

WHEREAS, in accordance with sections 10, 11 and 12 of the Regulations Act (chapter R-18.1), a draft Regulation respecting target-benefit pension plans in certain pulp and paper sector enterprises was published with a written notice that it could be made by the Government on the expiry of 30 days following its publication, in Part 2 of the *Gazette officielle du Québec*, on 31 July 2013;

WHEREAS it is expedient to make the amended Regulation;

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

THAT the Regulation respecting target-benefit pension plans in certain pulp and paper sector enterprises, attached hereto, be made.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation respecting target-benefit pension plans in certain pulp and paper sector enterprises

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

An Act to provide for the establishment of target-benefit pension plans in certain pulp and paper sector enterprises
(2012, chapter 32)

DIVISION I AFFECTED ENTERPRISES

1. A target-benefit pension plan can be established in an enterprise covered by the Act to provide for the establishment of target-benefit pension plans in certain pulp and paper sector enterprises (2012, chapter 32) where the conditions referred to in paragraphs 2 and 3 of section 1 of that Act are met between 30 December 2010 and 1 January 2014.