

Treasury Board

Gouvernement du Québec

T.B. 214170, 7 October 2014

An Act respecting the Government and Public Employees Retirement Plan
(chapter R-10)

Regulation —Amendment

Regulation to amend the Regulation under the Act respecting the Government and Public Employees Retirement Plan

WHEREAS, under subparagraph 25 of the first paragraph of section 134 of the Act respecting the Government and Public Employees Retirement Plan (chapter R-10), the Government may, by regulation, determine the conditions which permit a body, according to the category determined by regulation, to be designated by order in Schedule I or II.1 to the Act;

WHEREAS, under the first paragraph of section 134 of the Act, 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 163 of the Act;

WHEREAS, under section 40 of the Public Administration Act (chapter A-6.01), the Conseil du trésor must, after consulting the Minister of Finance, exercise 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 Government made the Regulation under the Act respecting the Government and Public Employees Retirement Plan (chapter R-10, r. 2) by Order in Council 1845-88 dated 14 December 1988;

WHEREAS sections 51 and 52 of the Regulation establish the conditions on which a body not covered by section 53 of the Regulation may be designated by order in Schedule I to the Act;

WHEREAS it is expedient to amend the Regulation;

WHEREAS the consultations have been held;

THE CONSEIL DU TRÉSOR DECIDES:

THAT the Regulation to amend the Regulation under the Act respecting the Government and Public Employees Retirement Plan, attached hereto, be made.

MARIE-CLAUDE RIOUX,
La greffière du Conseil du trésor

Regulation to amend the Regulation under the Act respecting the Government and Public Employees Retirement Plan

An Act respecting the Government and Public Employees Retirement Plan
(chapter R-10, s. 134, 1st par., subpar. 25)

I. The Regulation under the Act respecting the Government and Public Employees Retirement Plan (chapter R-10, r. 2) is amended in section 51

(1) by replacing paragraph 1 by the following:

«(1) be covered by one of the following provisions:

(a) section 37 of the Public Administration Act (chapter A-6.01);

(b) Schedule C to the Act respecting the process of negotiation of the collective agreements in the public and parapublic sectors;

(c) the fourth or fifth paragraph of section 1 of that Act, but the body may neither be an agency or a public institution within the meaning of the Act respecting health and social services (chapter S-4.2) nor a health and social service council or a public institution within the meaning of the Act respecting health and social services for Cree Native persons (chapter S-5);”;

(2) by striking out “it must” and “and be solvent” in paragraph 2;

(3) by revoking paragraphs 3 and 4;

(4) by adding the following paragraph at the end:

“To maintain its designation in Schedule I to the Act, a body designated after 6 October 2014 must satisfy at all times the conditions on which it was designated.”

2. Section 52 is revoked.

3. An application for designation received by the Commission before 7 October 2014 is governed by section 51 of the Regulation under the Act respecting the Government and Public Employees Retirement Plan, as that section read on 6 October 2014.

The obligation prescribed in the second paragraph of section 51 of the Regulation, as it read on 7 October 2014, does not apply to a body designated following such application.

4. This Regulation comes into force on 7 October 2014.