

Gouvernement du Québec

O.C. 955-2022, 8 June 2022

Act respecting the Pension Plan
of Elected Municipal Officers
(chapter R-9.3)

**Partition and assignment of benefits accrued under
the Pension Plan of Elected Municipal Officers
— Amendment**

Regulation to amend the Regulation respecting the
partition and assignment of benefits accrued under the
Pension Plan of Elected Municipal Officers

WHEREAS, under subparagraph 4.3 of the first paragraph of section 75 of the Act respecting the Pension Plan of Elected Municipal Officers (chapter R-9.3), the Government may, by regulation, fix, for the purposes of section 63.2 of the Act, the rules which apply to the establishment of the benefits accrued under the plan, which may differ from the rules otherwise applicable under the Act, and determine, for the purposes of the said section, the actuarial rules, assumptions and methods which apply to the assessment of accrued benefits and which may vary according to the nature of the benefits;

WHEREAS, under subparagraph 4.5 of the first paragraph of section 75 of the Act, the Government may, by regulation, prescribe, for the purposes of section 63.5 of the Act, the actuarial rules, assumptions and methods for reducing any sum payable under the plan, which may vary according to the nature of the benefit from which such sum is derived;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R 18.1), a draft Regulation to amend the Regulation respecting the partition and assignment of benefits accrued under the Pension Plan of Elected Municipal Officers was published in Part 2 of the *Gazette officielle du Québec* of 2 March 2022 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Municipal Affairs and Housing:

THAT the Regulation to amend the Regulation respecting the partition and assignment of benefits accrued under the Pension Plan of Elected Municipal Officers, attached to this Order in Council, be made.

YVES OUELLET
Clerk of the Conseil exécutif

**Regulation to amend the Regulation
respecting the partition and assignment of
benefits accrued under the Pension Plan
of Elected Municipal Officers**

Act respecting the Pension Plan
of Elected Municipal Officers
(chapter R-9.3, s. 75, 1st par., subpars. 4.3 and 4.5)

1. The Regulation respecting the partition and assignment of benefits accrued under the Pension Plan of Elected Municipal Officers (chapter R-9.3, r. 2) is amended in section 7

(1) by replacing “3800” in the first paragraph by “3500”;

(2) by striking out “, in force since 1 February 2005 and periodically revised” in the first paragraph;

(3) by replacing “the sum of 80% of the actuarial value determined for a male and of 20% of the actuarial value determined for a female” in the second paragraph by “the sum of 70% of the actuarial value determined for a male and of 30% of the actuarial value determined for a female”;

(4) by replacing the table in subparagraph 3 of the third paragraph by the following:

Inflation level	Addition to the result of the PI-3% formula	Adjusted indexing rate
0	0,00	0,00
0,5	0,00	0,00
1,0	0,00	0,00
1,5	0,05	0,05
2,0	0,10	0,10
2,5	0,20	0,20
3,0	0,40	0,40
3,5	0,20	0,70
4,0	0,10	1,10
4,5	0,05	1,55

(5) by replacing subparagraph 6 of the third paragraph by the following:

“(6) proportion of persons with a spouse at death:

“

Age	Male	Female
18-54 years	90%	60%
55-59 years	85%	60%
60-64 years	85%	55%
65-69 years	80%	50%
70-74 years	80%	40%
75-79 years	80%	30%
80-84 years	75%	20%
85-89 years	60%	10%
90-109 years	50%	5%
110 years and over	0%	0%

”.

2. This Regulation comes into force on the first day of the month occurring four months after the date of its publication in the *Gazette officielle du Québec*.

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Gouvernement du Québec

O.C. 956-2022, 8 June 2022

Act respecting retirement plans for the mayors and councillors of municipalities
(chapter R-16)

Partition and assignment of benefits accrued under the general retirement plan for the mayors and councillors of municipalities — Amendment

Regulation to amend the Regulation respecting the partition and assignment of benefits accrued under the general retirement plan for the mayors and councillors of municipalities

WHEREAS, under subparagraph *j* of the first paragraph of section 42 of the Act respecting retirement plans for the mayors and councillors of municipalities (chapter R-16), the Government may, by regulation, fix, for the purposes of section 41.5 of the Act, the rules which apply to the establishment of the benefits accrued under the plan, which

may differ from the rules otherwise applicable under the Act, and determine, for the purposes of the said section, the actuarial rules, assumptions and methods which apply to the assessment of accrued benefits and which may vary according to the nature of the benefits;

WHEREAS, under subparagraph *l* of the first paragraph of section 42 of the Act, the Government may, by regulation, prescribe, for the purposes of section 41.8 of the Act, the actuarial rules, assumptions and methods for reducing any sum payable under the plan, which may vary according to the nature of the benefit from which such sum is derived;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R 18.1), a draft Regulation to amend the Regulation respecting the partition and assignment of benefits accrued under the general retirement plan for the mayors and councillors of municipalities was published in Part 2 of the *Gazette officielle du Québec* of 2 March 2022 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Municipal Affairs and Housing:

THAT the Regulation to amend the Regulation respecting the partition and assignment of benefits accrued under the general retirement plan for the mayors and councillors of municipalities, attached to this Order in Council, be made.

YVES OUELLET
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the partition and assignment of benefits accrued under the general retirement plan for the mayors and councillors of municipalities

Act respecting retirement plans for the mayors and councillors of municipalities
(chapter R-16, s. 42, 1st par., subpars. *j* and *l*)

1. The Regulation respecting the partition and assignment of benefits accrued under the general retirement plan for the mayors and councillors of municipalities (chapter R-16, r. 4) is amended in section 8

(1) by replacing “3800” in the first paragraph by “3500”;