

## Treasury Board

Gouvernement du Québec

### **T.B. 227183, 9 August 2022**

Act respecting the Pension Plan  
of Management Personnel  
(chapter R-12.1)

**Supplementary benefits plan in respect of classes  
of employees designated under section 208  
of the Act respecting the Pension Plan  
of Management Personnel  
— Certain provisions relating to the partition  
and assignment of benefits accrued  
— Amendment**

WHEREAS, under the first paragraph of section 208 of the Act respecting the Pension Plan of Management Personnel (chapter R-12.1), the Government may, with respect to classes of employees designated under the first paragraph of section 23 of the Act, establish a plan that provides for supplementary benefits payable from the date of retirement and the Government may also provide in the plan for the payment of benefits to the spouses of such employees;

WHEREAS the Government made the Order in Council respecting the Provisions respecting the determination of supplementary benefits in respect of certain classes of employees under section 208 of the Act respecting the Pension Plan of Management Personnel (chapter R-12.1, r. 3);

WHEREAS, under section 416 of the Act respecting the Pension Plan of Management Personnel, the regulations and orders made under the provisions of the Act respecting the Government and Public Employees Retirement Plan (chapter R-10) that are in force on 20 June 2001 are considered, for the purposes of the Act respecting the Pension Plan of Management Personnel, as the regulations and orders made under the corresponding provisions of the Act, and they apply, with the necessary modifications, until they are replaced by regulations and orders made under such corresponding provisions;

WHEREAS the Government made the Order in Council respecting the partition and assignment of benefits accrued under the supplementary benefits plan in respect of classes of employees designated under section 220.1 of the Act respecting the Government and Public Employees Retirement Plan (chapter R-10, r. 6), and that

Order in Council, which was in force on 20 June 2001, is considered, for the purposes of the Act respecting the Pension Plan of Management Personnel, to be an Order in Council made under the corresponding provisions of the Act, and it applies, with the necessary modifications, until it is replaced by the regulation or order made under the corresponding provisions;

WHEREAS, under the second paragraph of section 208 of the Act respecting the Pension Plan of Management Personnel, the Government may render all or some of the rules that concern the spouses referred to in section 163.1, provided for in Chapter VIII or enacted by the Government pursuant to Chapter VIII of the Act, applicable to the supplemental pension plan established under the first paragraph of section 208 of the Act in respect of classes of employees designated under the first paragraph of section 23 of the Act and it may also enact special provisions governing the determination and assessment of the supplementary benefits so granted;

WHEREAS the Government made the Regulation respecting certain provisions relating to the partition and assignment of benefits accrued under the supplementary benefits plan in respect of classes of employees designated under section 208 of the Act respecting the Pension Plan of Management Personnel (chapter R-12.1, r. 1.1);

WHEREAS it is expedient to amend the Regulation;

WHEREAS, in accordance with section 40 of the Public Administration Act (chapter A-6.01), the Conseil du trésor, after consulting the Minister of Finance, exercises the powers conferred on the Government by an Act that establishes a pension plan applicable to personnel of the public and parapublic sectors, except for certain powers;

WHEREAS the consultation has taken place;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting certain provisions relating to the partition and assignment of benefits accrued under the supplementary benefits plan in respect of classes of employees designated under section 208 of the Act respecting the Pension Plan of Management Personnel was published in Part 2 of the *Gazette officielle du Québec* of 1 June 2022, with a notice that it could be made by the Conseil du trésor on the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation without amendment;

THE CONSEIL DU TRÉSOR DECIDES:

THAT the Regulation to amend the Regulation respecting certain provisions relating to the partition and assignment of benefits accrued under the supplementary benefits plan in respect of classes of employees designated under section 208 of the Act respecting the Pension Plan of Management Personnel, attached to this Decision, is hereby made.

*Le greffier du Conseil du trésor*  
LOUIS TREMBLAY

**Regulation to amend the Regulation respecting certain provisions relating to the partition and assignment of benefits accrued under the supplementary benefits plan in respect of classes of employees designated under section 208 of the Act respecting the Pension Plan of Management Personnel**

Act respecting the Pension Plan of Management Personnel  
(chapter R-12.1, ss. 208 and 416)

**1.** The Regulation respecting certain provisions relating to the partition and assignment of benefits accrued under the supplementary benefits plan in respect of classes of employees designated under section 208 of the Act respecting the Pension Plan of Management Personnel (chapter R-12.1, r. 1.1) is amended in section 1:

(1) by replacing “the sum of 75% of the actuarial value determined for a male and 25% of the actuarial value determined for a female” in the first paragraph by “the sum of 40% of the actuarial value determined for a male and 60% of the actuarial value determined for a female”;

(2) by replacing the table in subparagraph 3° of the first paragraph by the following:

“

Inflation level	Addition to the result of the PI – 3% formula	Adjusted indexing rate	Addition to the result of the 50% PI, min. PI – 3% formula	Adjusted indexing rate
0	0.00	0.00	0.20	0.20
0.5	0.00	0.00	0.10	0.35
1.0	0.00	0.00	0.05	0.55
1.5	0.05	0.05	0.00	0.75
2.0	0.10	0.10	0.00	1.00
2.5	0.20	0.20	0.00	1.25
3.0	0.40	0.40	0.00	1.50
3.5	0.20	0.70	0.00	1.75
4.0	0.10	1.10	0.00	2.00
4.5	0.05	1.55	0.00	2.25

”;

(3) by replacing subparagraph 6° of the first paragraph by the following:

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

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

”.

(4) by replacing “3800” in the second paragraph by “3500”;

(5) by striking out “, effective since 1 February 2005 and periodically revised”.

**2.** This Regulation comes into force on 1 November 2022.

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