Human Resources Legislative Update

Ontario Releases Proposed Grow-In Benefit Regulations

Date: May 3, 2012

Further to the release of pension reform proposals, on Thursday, May 3, 2012 the Ontario government published additional draft amendments to General regulation 909 under the *Pension Benefits Act* ("Act").

As anticipated, the draft regulations prescribe additional "activating events" or circumstances that would trigger grow-in benefits for the purpose of s. 74(1), paragraph 3 of the Act, establish how and when jointly-sponsored pension plans ("JSPPs") and multi-employer pension plans ("MEPPs") may elect to "opt-out" of providing grow-in benefits or rescind an election, and clarify the rules regarding the Superintendent's power to order a wind up of a plan, in certain circumstances, among other matters.

Stakeholders are invited to submit feedback on these proposals by June 1, 2012.

We are in the process of reviewing the proposed regulations, and a more detailed *FTR Now* discussing the implications of these changes for employers and plan administrators will be available shortly on our website.