



IN THE MATTER OF the Pension Benefits Act, R.S.O. 1990,
c. P.8, as amended (the “PBA”)

AND IN THE MATTER OF a Proposal of the Superintendent of Financial
Services to Refuse to Register the Retirement Plan for Salaried Employees of
Northern Sawmills Inc., Registration Number 1192400 under section 18(1)(a) of
the PBA.

TO: **Northern Sawmills Inc.**
McIntyre Centre, P.O. Box 29039
Thunder Bay, ON
P7B 6P9

Attention: **Mr. Harry Mercer**
Treasurer and Secretary
Northern Sawmills Inc.

Employer and Administrator of the Plan

NOTICE OF PROPOSAL

I PROPOSE TO REFUSE TO REGISTER the Retirement Plan for Salaried
Employees of Northern Sawmills Inc. (the “Plan”) under section 18(1)(a) of the PBA.

REASONS:

- 1) Northern Sawmills Inc. (the “Applicant”) has applied to register the Plan under the PBA.
- 2) The materials filed in support of the application state that the Plan was effective June 1, 2007, and that it is a single-employer, defined benefit pension plan.

- 3) Section 9(2) of the PBA states that an application for registration of a pension plan shall be made by paying the fee established by the Minister of Finance and by filing, among other things, a completed application in the form approved by the Superintendent of Financial Services (the "Superintendent") and a certified copy of the explanations and other information required under section 25(1) of the PBA.
- 4) Section 25(1) of the PBA requires that the administrator of a pension plan provide in writing to each person who is eligible or required to become a member of the pension plan the following: a) an explanation of the provisions of the plan that apply to the person; b) an explanation of the person's rights and obligations in respect of the pension plan; and c) any other information prescribed by the regulations.
- 5) The Applicant filed the Plan documents with the Superintendent on March 3, 2008.
- 6) On June 23, 2008, the Superintendent's staff advised the Applicant's agent that staff could not proceed with the review of the application for registration until page 12 of Form 1 (the form for registration of a pension plan requiring the applicant's original signature) and a certified copy of the employee booklet or the explanations of the Plan as required under section 25 of the PBA were filed with the Superintendent.
- 7) The Applicant has not responded to the June 23, 2008 letter.
- 8) Section 18(1)(a) of the PBA states that the Superintendent may refuse to register a pension plan that does not comply with the PBA.
- 9) The Plan documents that have been filed do not comply with the PBA because the original signature page of Form 1 is missing and the employee booklet or explanations required under section 25 of the PBA are also missing.
- 10) Such further and other reasons as may come to my attention.

YOU ARE ENTITLED TO A HEARING by the Financial Services Tribunal (the “Tribunal”) pursuant to section 89(6) of the PBA. **To request a hearing, you must deliver to the Tribunal a written notice that you require a hearing, within thirty (30) days after this Notice of Proposal is served on you.**¹

YOUR WRITTEN NOTICE must be delivered to:

Financial Services Tribunal
5160 Yonge Street
14th Floor
Toronto, Ontario
M2N 6L9

Attention: The Registrar

FOR FURTHER INFORMATION on a Form for the written notice, please see the Tribunal website at www.fstontario.ca or contact the Registrar of the Tribunal by phone at 416-590-7294, toll free at 1-800-668-0128, ext. 7294, or by fax at 416-226-7750.

IF YOU FAIL TO REQUEST A HEARING WITHIN THIRTY (30) DAYS, I MAY CARRY OUT THE PROPOSAL AS DESCRIBED IN THIS NOTICE.

DATED at Toronto, Ontario, this **29th** day of **March , 2010.**

K. David Gordon
Deputy Superintendent, Pensions

¹ NOTE - Pursuant to section 112 of the PBA any Notice, Order or other document is sufficiently given, served or delivered if delivered personally or sent by regular mail and any document sent by regular mail shall be deemed to be given, served or delivered on the seventh day after the date of mailing.