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Announcements

Chair Announces Her Resignation

Professor Eileen Gillese recently announced her decision to resign from the Pension Commission of Ontario on May 17, 1996. This decision was necessitated by her acceptance of the position as Dean of the Faculty of Law at the University of Western Ontario.

Professor Gillese was appointed Acting Chair of the Pension Commission of Ontario on January 1, 1994. Her appointment as Chair was made by Order-in-Council dated March 24, 1994. Professor Gillese was first appointed to the Commission on January 1, 1988. She served as Vice Chair from May 25, 1989 to December 31, 1993.

Professor Gillese has taught law for many years and until recently was Associate Dean - Administration in the Faculty of Law at the University of Western Ontario. Her fields of specialization include pension law, administrative law and trusts. In addition to teaching, Professor Gillese has practised law on a full-time basis, both in Alberta and Ontario. She was awarded a Bachelor's degree in Commerce and Business Administration from the University of Alberta in 1977 and she holds undergraduate and graduate degrees from Oxford University.

Professor Gillese is a member of the editorial board of the *Estates and Trusts Journal* and the *Dominion Law Reports*. She has published widely in the areas of pension and trust law and is author of *Property Law*, 2nd edition, and co-author of *Commentary and Cases on Trusts*, 4th edition.

PCO staff wish to express sincere appreciation to Professor Gillese for the leadership, dedication and support she has provided during her tenure as Chair.

PCO Annual Report for Fiscal Year Ending March 31, 1995

In late January, the Chair transmitted the *PCO Annual Report* to the Minister of Finance in compliance with the requirements

of section 102 of the PBA. The report was subsequently filed with the Office of the Clerk of the Legislative Assembly on February 15 for tabling in the Legislature.

Because of budget constraints, only a limited number of copies of the English and French versions of the Report are available. Those wishing to obtain copies can pick them up from PCO reception. We will also fill faxed requests. Please direct such requests to Judith Chalmers at (416) 314-0650 and provide mailing details.

Commissioner Appointment

Ms. Elizabeth Greville has been appointed as a member of the Pension Commission of Ontario effective February 8, 1996 for a three year term. Ms. Greville was called to the Ontario Bar in 1977 and earned her law degree from Osgoode Hall Law School in 1975. Ms. Greville obtained her B.A. (Hons.) in Political Science and Economics from the University of British Columbia, 1972.

Currently, Ms. Greville is a solicitor with the Law Division at Ontario Hydro. As Section Head for Pension and Corporate Securities, she has responsibility for strategic and legal matters relating to Hydro's Pension and Insurance Fund and legal matters relating to Hydro's corporate financing programs.

August 1995 Office Consolidation Contains Errors and Omissions

The PCO is working with the Queen's Printer to correct errors with the August 1995 office consolidation. These include publication of the out-of-date versions of Form 1 (Application for Registration of a Pension Plan), Form 1.1 (Application for Registration of a Plan Amendment), Form 2 (the portion of the joint Annual Information Return) and the omission of the Pension Benefits Guarantee Fund Assessment Certificate which was prescribed by O. Reg 73/95.

Certain items published in the January 1995 office consolidation were omitted from the August 1995 version. These include: section 19 of the *PBA, 1987* which is unconsolidated and unrepealed; an index to Regulation 909; section 7a of O.Reg. 708/87 as made by O. Reg. 100/88 and amended by O.Reg. 422/88, 737/88, 651/89 and 650/90; and O. Reg. 713/92 made under the *Interpretation Act*.

Fewer Copies of Applications Required to be Filed with the Commission

In order to reduce costs for plan administrators, the Commission has decided to reduce from 25 to 18 the number of copies of applications that are required to be filed with the Registrar by those making application to the Commission.

Uploads to the BBS Since the Fall, 1995

There were four uploads to the BBS since the summer issue of the *PCO Bulletin*. These occurred on November 29, 1995, December 12, 1995, January 8, 1996 and February 8, 1996.

Upload highlights include:

- November 29, 1995 - a policy (A700-250) respecting *Asset Transfers under Section 81 - Superintendent's Consent Required* and a decision of the Commission in the matter of ESSROC Canada Inc. (XDEC-31).
- * December 12, 1995 - a policy (A300-500) concerning a new procedure for *Communications Between the PCO and Plan Administrators* which took effect on January 1, 1996. The procedure is intended to ensure clear communication among the parties, streamline the decision making process and provide applicants with more timely decisions.
- * January 8, 1996 - announcement respecting the *1996 Maximum Annual Withdrawal Amount Table for Ontario*

Life Income Funds (LIFs) indexed as L050-652.

- * February 8, 1996 - policy (F800-030) respecting *Funding Requirements for Designated Plans in Ontario* and a decision of the Commission in the matter of the Ferro Canadian Employees' Pension Plan (XDEC-32)

Internal Plan Reallocation Could Affect You

In order to balance the workload among PCO staff, certain plans have recently been assigned to different pension officers or analysts. This is expected to improve service to our stakeholders in the long run and we apologize for any short term loss of continuity.

The new allocations are listed on the inside back cover. If you have any concerns or questions relating to this re-allocation, please contact Pauline Dawson at 416-314-0599 or by fax at 416-314-0650.

Stakeholders Requested to Observe Published Procedures (P500)

With this issue, we are introducing a new category (P500) to the subject index of published information for procedural matters affecting administration, applications and tribunal matters.

Procedures Will Speed Processing, Approvals and Proceedings

The Superintendent of Pensions pointed out in this issue's lead article that PCO staff are making every effort to ensure the continuation of high quality service to stakeholders in spite of a reduction in staff and resources. PCO staff are relying on the goodwill and co-operation of stakeholders to observe the PCO's published procedures. By doing so, the processing of applications, filings and submissions and other day-to-day administrative matters will be facilitated.

The procedures listed below have been approved by the Procedures Sub-Committee of the Commission. Budget constraints prevent their publication at this time. Copies of these procedures will be made available from PCO reception after March 18, 1996. Because of its importance, the rules of practice of the Commission for proceedings under section 89 of the PBA* are published in this issue. Henceforth, all section 89 hearings will be conducted in accordance with these rules.

Subject	Index No.	Title
Administration	P500-001	Communications Between the PCO and Plan Administrators (also A300-500, Winter-Spring 1996 6/3 <i>PCO Bulletin</i>)
Administration	P500-002	Photocopies of Files under section 30 of the PBA (Winter-Spring 1996 6/3 <i>PCO Bulletin</i>)
Administration	P500-003	Records Maintenance and Retention (Fall 1996 6/4 <i>PCO Bulletin</i>).
Subcommittee	P505-350	Commission Procedures Sub-committee - Procedures Ready for Publication (Winter-Spring 1996 6/3 <i>PCO Bulletin</i>)
Applications	P510-401	Surplus Refund Applications on Wind Up - Acknowledgement of Applications, Representations and Communication of Commission Decision (Fall 1996 6/4 <i>PCO Bulletin</i>)
Applications	P510-402	Surplus Refund Applications on Wind Up - Late Representations and Submissions (Fall 1996 6/4 <i>PCO Bulletin</i>)
Commission	P515-750	Commission Meetings - Purpose and Procedures (Fall 1996 6/4 <i>PCO Bulletin</i>)

Hearings	P520-760	Rules of Practice for Proceedings Under Section 89 of the <i>PBA</i> (Winter-Spring 1996 6/3 <i>PCO Bulletin</i>)
Hearings	P520-761	Draft Consent Document for Filing Commission Consent with the Court for Surplus Distribution under ss. 8(2) of the Regulations (replaces S900-253 - Summer 1994 <i>PCO Bulletin</i> and published as P520-761 in Fall 1996 6/4 <i>PCO Bulletin</i>)
Hearings	P520-762	Release of Hearing Documents Filed with the Commission (Fall 1996 6/4 <i>PCO Bulletin</i>)
Hearings	P520-763	Records of Proceedings for Appeal Purposes (Fall 1996 6/4 <i>PCO Bulletin</i>)
Hearings	P520-780	Pre-Hearing Conference Procedures (Aug. 1993 4/1 <i>PCO Bulletin</i> as XTRB-02)(republished as P520-780 in Fall 1996 6/4 <i>PCO Bulletin</i>)
Hearings	P520-781	Role of the Presiding Officer at Pre-Hearing Conference (Spring 94 <i>PCO Bulletin</i> as XTRB-03)(republished as P520-781 in Fall 1996 6/4 <i>PCO Bulletin</i>)
Hearings	P520-782	Notice of Pre-Hearing Conference (Fall 1996 6/4 <i>PCO Bulletin</i>)
Hearings	P500-783	Release of Pre-Hearing Conference Documents Filed with the Commission (Fall 1996 6/4 <i>PCO Bulletin</i>)

Budget Constraints Affect Publication

We regret that certain Commission decisions with reasons cannot be published at this time due to budget constraints. However, all of these decisions with reasons were published previously on the BBS and are available from PCO reception on March 18, 1996. They include:

- 1) XDEC-30 Imperial Oil Limited Pension Plan (PN 0347054 and PN 0344002)
- 2) XDEC-31 Pension Plan for Hourly Employees of ESSROC Canada, Inc. (PN 0544973), and
- 3) XDEC-32 Ferro Canadian Employees' Pension Plan (PN 0246371)

(PCO Staff Comment: All the above decisions were subsequently published in the Fall-Winter 1997 PCO Bulletin 6/4.)

PCO Staff Update: The article, "Uploads to the BBS Since the Fall, 1995", is included for historical reasons. Conference #149 on the CRS Online BBS was discontinued in early 1996.