



SECTION: Deadlines

INDEX NO.: D050-801

TITLE: Extension of Deadline for Filings
- PBA s. 105
- Regulation 909 ss. 3(2), 13(1), 14(10), 18(1), 18(7), 76(4)

APPROVED BY: Superintendent of Financial Services

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Note: Where this policy conflicts with the Financial Services Commission of Ontario Act, 1997, S.O. 1997, c. 28 ("FSCO Act"), Pension Benefits Act, R.S.O. 1990, c. P.8 ("PBA") or Regulation 909, R.R.O. 1990 ("Regulation"), the FSCO Act, PBA or Regulation govern.

Applications for Extension of Filing Deadline

Section 105 of the PBA grants the Superintendent of Financial Services ("Superintendent") the authority to extend any procedural time limit related to the powers conferred on or duties assigned to the Superintendent under the PBA or the Regulation. However, the Superintendent has the authority to extend such a time limit only if satisfied that there are reasonable grounds for applying for the extension. In determining whether reasonable grounds exist for applying for the extension, the Superintendent will consider whether the extension will adversely affect member benefits.

For the extension of time limits for filings required under subsection 3(2), 13(1), 14(10), 18(1), 18(7) or 76(4) of the Regulation (funding valuation report, annual information return, Pension Benefit Guarantee Fund assessment certificate, or pension fund/plan financial statements), signed applications from the Plan Administrator or authorized agent should be directed to the Pension Officer responsible for the pension plan and should clearly provide the following:

1. Plan name
2. Plan registration number
3. Type of filing
4. Period covered by the filing
5. Requested filing date
6. Reason for the request

7. Confirmation that the extension will not adversely affect member benefits. For the extension of time limits for funding valuation reports, evidence to support the confirmation must be provided. For the extension of time limits for filings other than for funding valuation reports, the Superintendent will assess the confirmation and may, if not satisfied with the confirmation in the particular case, require evidence to support the confirmation provided.