



Financial Services Commission of Ontario
Commission des services financiers de l'Ontario

SECTION: Spousal Rights
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Taken from the "Your Questions Answered" column published in the PCO Bulletin. Please see the disclaimer at the beginning of the directory.

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.

Note: Bill 171, the Spousal Relationships Statute Law Amendment Act, 2005 (S.O. 2005, c. 5) and Ontario Regulation 324/05 amended the definition of "spouse" in section 1 of the PBA and removed reference to "same-sex partner" from the PBA and the Regulation as of June 13, 2005. This policy has been updated solely for purposes of deleting the note referring to same-sex partners. For further details see policy S500-101. No other changes to this policy have been made since the effective date.

Can additional options be provided to spouses on marriage breakdown that are not available to the member? For example, a member at retirement receives an immediate pension and the spouse is given transfer options.

Yes. A pension plan may provide for this type of arrangement on marriage breakdown.