
IN THE MATTER OF the *Pension Benefits Act*, R.S.O. 1990, c. P.8, as amended (the “Act”), in particular section 87;

AND IN THE MATTER OF the Public Service Pension Plan, Registration Number 0208777 (the “Plan”).

REFUSAL TO ORDER

On June 18, 2018, the Superintendent of Financial Services (“Superintendent”) issued a Notice of Intended Decision to refuse to make an Order under section 87 of the Act, respecting the Plan (the “Notice of Intended Decision”).

A Request for Hearing (Form 1), dated July 9, 2018, was delivered to the Financial Services Tribunal (the “Tribunal”) in accordance with section 89(6) of the Act respecting the Notice of Intended Decision.

The Tribunal held an oral hearing on May 14, 2019. Full party status was granted to the Ontario Pension Board.


Effective June 8, 2019, pursuant to the *Financial Services Regulatory Authority of Ontario Act, 2016*, S.O. 2016, c. 37, Sched. 8, the Financial Services Regulatory Authority of Ontario (“FSRA”) became the regulator under the Act and the powers and duties previously vested in the Superintendent were vested in the Chief Executive Officer of FSRA (the “Chief Executive Officer”).

The Tribunal, in its Reasons for Decision dated June 14, 2019 (the “Decision”), directed the Chief Executive Officer to carry out the Notice of Intended Decision.

No party appealed the Decision under section 91 of the Act and, therefore, the Decision is final.

Therefore, pursuant to delegated authority from the Chief Executive Officer, the Head, Pension Plan Operations and Regulatory Effectiveness, hereby refuses to order the Ontario Pension Board to transfer the pension of the Applicant to the federal Public Service Pension Plan or to pay any part of the commuted value of such pension to the Applicant, for the reasons set out in the Decision.

DATED at Toronto, Ontario, January 8, 2020.



Joseph Shiner
Head, Pension Plan Operations and Regulatory Effectiveness

By delegated authority from the Chief Executive Officer

SI VOUS DÉSIREZ RECEVOIR CET AVIS EN FRANÇAIS, veuillez nous envoyer votre demande par courriel immédiatement à: contactcentre@fsrao.ca.