



SECTION:	Wind Up
INDEX NO.:	W100-110
TITLE:	Credited Service for <i>Employment Standards Act, 2000</i> Notice Period PBA ss. 36, 37, 74(1), 74(5), 74(6) and 84(1)3
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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.

*Note: The electronic version of this policy, including direct access to all linked references, is available on FSCO's website at www.fSCO.gov.on.ca. All pension policies can be accessed from the **Pensions** section of the website through the **Pension Policies** link.*

Is the credited service for the *Employment Standards Act, 2000* notice period, which is referred to in sections 74(5) and (6) of the PBA, only applicable for purposes of section 74 of the PBA?

No. The credited service for the *Employment Standards Act, 2000* notice period applies to all plan members for all purposes of the PBA including, but not limited, to sections 36, 37, 74 and 84(1)3. The notice period also counts towards credited service in non-contributory plans. For contributory plans the members must be given the option to make the required contributions in respect of the period of notice in order to have the period included for benefit calculation purposes.