

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

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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: Due to legislative changes, the references to the "PCO" should now read "FSCO".

A restated plan text has been submitted to the PCO, but no confirmation of registration has been received. An amendment is now being made. Is the amendment to be made only to the restated plan, or must an amendment also be made to the prior plan because the restated plan has not been registered?

The amendment need only be made to the restated plan. Once a restated plan is submitted it is assumed to be the current plan, even though confirmation of registration is pending. If there is a problem with the restated plan, and subsequently a problem with the amendment, the issue will be dealt with at the time the restated plan and its amendments are reviewed for registration.