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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 ss. 36(3) and (4) of the PBA, 1987 should now read ss. 35(3) and (4) of the PBA, R.S.O. 1990.

How does the recent Supreme Court decision on mandatory retirement affect pension plans in Ontario?

The recent Supreme Court decision on mandatory retirement does not have any effect on the *Pension Benefits Act*, 1987. The PBA, 1987 does not prescribe a mandatory retirement date. It does, however, provide under subsections 36(3) and (4) that a member who works past the normal retirement date may continue membership and benefit accrual.