

FSRAFinancial Services Regulatory
Authority of Ontario

Ontario

ARSFAutorité ontarienne de réglementation
des services financierswww.fsrao.ca25 Sheppard Avenue West
Suite 100
Toronto ON
M2N 6S6Telephone: 416 250 7250
Toll free: 1 800 668 012825, avenue Sheppard Ouest
Bureau 100
Toronto (Ontario)
M2N 6S6Téléphone : 416 250 7250
Sans frais : 1 800 668 0128**VIA E-MAIL**

March 14, 2022

Attn: Carley Crisp carley.crisp@hatch.com
Director - Finance, Global Controller
Hatch Associates Ltd.
2800 Speakman Drive,
Mississauga, ON L5K 2R7

and

Attn: Alyssa van Schie avanschie@re-a.com
and Drew Luchies dluchies@re-a.com
Robertson Eadie & Associates Ltd.
481 Morden Road, Suite 210,
Oakville, ON L6K 3W7**Re: Pension Plan for former Employees of Hatch Stelch Ltd.
Registration Number 1010766**

Enclosed, please find the Notice of Intended Decision (NOID) with respect to the above noted registered Pension Plan.

Yours truly,

Administrative Assistant, Pensions

Enclosure

c: Fabiola Mannavarayan , Financial Services Regulatory Authority of Ontario

IN THE MATTER OF the *Pension Benefits Act*, R.S.O. 1990, c. P.8, as amended (the “Act”), subsections 78(1) and 79(3);

AND IN THE MATTER OF the Pension Plan for Former Employees of Hatch Steltech Ltd., Registration Number 1010776 (the “Plan”).

NOTICE OF INTENDED DECISION

TO: Hatch Associates Ltd.
2800 Speakman Drive
Mississauga ON L5K 2R7

Attention: Carley Crisp
Director Finance, Global Controller

Employer and Applicant

AND TO: Alyssa Van Schie
Drew Luchies
Robertson Eadie & Associates Ltd.
481 Morden Road, Suite 210
Oakville ON L6K 3W6

Actuary for the Applicant

TAKE NOTICE THAT pursuant to subsection 78(1) of the Act, and by delegated authority from the Chief Executive Officer of the Financial Services Regulatory Authority of Ontario (the “Chief Executive Officer”), the Head, Pension Plan Operations and Regulatory Effectiveness (The “Head”), intends to make an order to consent to the payment of surplus in respect of the Plan to Hatch Associates Ltd. in the amount of \$593,000 as at September 30, 2021 plus investment earnings and adjusted for expenses to the actual date of payment. Details of this intended decision are described below.

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

YOU ARE ENTITLED TO A HEARING BY THE FINANCIAL SERVICES TRIBUNAL (THE “TRIBUNAL”) PURSUANT TO SECTION 89(6) OF THE ACT. A hearing before the Tribunal about this Notice of Intended Decision may be requested by completing the enclosed Request for Hearing Form (Form 1) and delivering it to the Tribunal within thirty (30) days after this Notice of Intended Decision is served on you. The Request for Hearing Form (Form 1) must be mailed, delivered, faxed or emailed to:

Address: Financial Services Tribunal
25 Sheppard Avenue West
Suite 100
Toronto ON M2N 6S6

Attention: Registrar

Fax: (416) 226-7750

Email: contact@fstontario.ca

TAKE NOTICE THAT if no written request for a hearing is delivered to the Tribunal within thirty (30) days after this Notice of Intended Decision is served on you, an order will be issued as described in this Notice of Intended Decision.

For additional copies of the Request for Hearing Form (Form 1), visit the Tribunal's website at www.fstontario.ca.


The hearing before the Tribunal will proceed in accordance with the *Rules of Practice and Procedure for Proceedings Before the Financial Services Tribunal* ("Rules") made under the authority of the *Statutory Powers Procedure Act*, R.S.O. 1990, c. S.22, as amended. The Rules are available at the website of the Tribunal: www.fstontario.ca. Alternatively, a copy can be obtained by telephoning the Registrar of the Tribunal at (416) 590-7294, or toll free at 1-800-668-0128 extension 7294.

REASONS FOR INTENDED DECISION

1. Hatch Associates Ltd is the employer as defined in the Plan (the "Employer")
2. The Plan was wound up effective September 30, 2018.
3. The Employer's application ("Application") discloses that a Surplus Sharing Agreement has been made between:
 - a) the Employer; and
 - b) the retired members and other persons who are entitled to payment under the pension plan as of the date of the wind up (the "Affected Persons").
4. As indicated on the Application the surplus in the Plan after adjustment for investment earnings and expenses, is to be distributed:
 - a) 50% to the Employer; and
 - b) 50% to the Affected Persons.

5. As indicated in the Application, the total surplus assets available for distribution less expenses as at September 30, 2021, is \$1,186,000.
6. The Employer has applied pursuant to paragraph 77.11(7)2, section 78 and subsection 79(3) of the Act for consent to the payment of 50% of the surplus to be distributed to the Employer from the Plan, adjusted for investment earnings and expenses to the actual date of payment.
7. The Application appears to comply with paragraph 77.11(7)2, section 78. Subsection 79(3) and all other applicable requirements under the Act and Regulation 909, R.R.O. 1990, as amended.
8. Such further and other reasons as may come to my attention.

DATED at Toronto, Ontario, March 11, 2022.



Jennifer Rook
Head, Pension Plan Operations and Regulatory Effectiveness

By delegated authority from the Chief Executive Officer