

**FSRA**Financial Services Regulatory  
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January 27, 2021

Mr. Hatem Belhi

[Hatem.belhi@toronto.ca](mailto:Hatem.belhi@toronto.ca)Director – Pension, Payroll & Employee Benefits Division  
Metro Hall  
55 John Street, 13<sup>th</sup> Floor  
Toronto, ON  
M5V 3C6**Re: Metropolitan Toronto Pension Plan  
Registration Number 0351577**

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Enclosed, please find the Refusal to Order with respect to the above noted pension plan.

Yours truly,

A handwritten signature in black ink, appearing to read 'Mitzi D'Souza'.

Mitzi D'Souza  
Administrative Assistant, Pensions

Enclosure

c: Sharon Polischuk , Financial Services Regulatory Authority of Ontario

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**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 Metropolitan Toronto Pension Plan, Registration Number 0351577 (the “Plan”).

### **REFUSAL TO ORDER**

On December 22, 2017, pursuant to sections 87(1) and 87(2) of the Act, the Deputy Superintendent, Pensions by delegated authority from the Superintendent of Financial Services (the “Superintendent”) issued a Notice of Intended Decision to refuse to make an order under section 89(2) of the Act, respecting the Plan.

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 under the Act were vested in the Chief Executive Officer of FSRA (the “Chief Executive Officer”).

The Notice of Intended Decision was delivered to the City of Toronto on December 22, 2017. Section 89(6) of the Act provides that any person on whom a Notice of Intended Decision is served has thirty (30) days after the Notice of Intended Decision is served to request a hearing by the Financial Services Tribunal (the “Tribunal”).

On February 20, 2018, the Registrar of the Tribunal confirmed that the persons on whom the Notice of Intended Decision was served did not request a hearing by the Tribunal in accordance with section 89(6) of the Act. Therefore, pursuant to section 89(7) of the Act, by delegated authority from the Chief Executive Officer, the Head, Pension Plan Operations and Regulatory Effectiveness makes the following decision.

## REFUSAL TO ORDER

**An Order under subsections 87(1), 87(2) and 89(2) of the Act is hereby refused for the reasons set out in the Notice of Intended Decision.**

**DATED** at Toronto, Ontario, January 27, 2020.



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Jennifer Rook  
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](mailto:contactcentre@fsrao.ca).