

1995 BILL 17

Third Session, 23rd Legislature, 44 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 17

**PUBLIC SECTOR PENSION PLANS
AMENDMENT ACT, 1995**

MR. JACQUES

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 17
Mr. Jacques

BILL 17

1995

PUBLIC SECTOR PENSION PLANS AMENDMENT ACT, 1995

(Assented to , 1995)

HER MAJESTY, by and with the advice and consent of the
Legislative Assembly of Alberta, enacts as follows:

Amends
SA 1993
cP-30.7

1 The Public Sector Pension Plans Act is amended by this Act.

*2 Section 5 is amended by repealing subsections (1) to (9) and
substituting the following:*

Plan costs

5(1) The Minister, after consulting with the relevant Board,
shall establish the charge for the administration of each Plan
with respect to each fiscal year, and the amount so charged
is that Plan's plan costs for that year.

Explanatory Notes

1 Amends chapter P-30.7 of the Statutes of Alberta, 1993.

2 Section 5 presently reads in part:

5(1) In this section,

(a) "revolving fund" means the Pension Plan Administration Fund;

(b) "total plan costs" means the aggregate for all the Plans of those sums each of which is equal to the costs and expenses that the Minister, after consulting with a Plan's Board, decides were incurred in the provision of administrative, financial and general policy or management services, and to acquire equipment and supplies, for that Plan, and includes any interest charges incurred by the revolving fund.

(2) The revolving fund known as the Pension Plan Administration Fund is continued.

(3) The Provincial Treasurer shall administer the revolving fund for the purposes described in this section.

(4) The Provincial Treasurer may advance from the General Revenue Fund to the revolving fund sums required to meet the whole or any part of the total plan costs.

(5) The Provincial Treasurer may make payments from the revolving fund to meet the whole or any part of the total plan costs.

Revocation of
delegation
where
delegate
discontinued

3 The following is added after section 9:

9.1 If some or all of a Plan's administration functions are delegated by or under regulations made under section 12(b) or 12(1)(b) of a Schedule to a Provincial corporation within the meaning of the *Financial Administration Act* and that corporation becomes discontinued as a result of the application of section 81.1 of that Act, then, notwithstanding anything in that Act, the delegation is automatically revoked by this section unless the subject-matter of the delegation has previously been otherwise dealt with.

4 Section 1(1)(e) of each of Schedules 1 to 6 is repealed and the following is substituted in each place:

(e) "plan costs" means the plan costs established for the Plan pursuant to section 5(1) of this Act;

5 Section 12(b) of each of Schedules 1 to 4 and section 12(1)(b) of Schedule 5 are amended by adding "including provisions delegating or allowing the delegation of some or all of the Plan's administration and respecting any contracts with respect to any such delegation," after "Plan,".

6 Section 12(1) of Schedule 6 is amended by striking out "and" at the end of clause (a.1) and by adding the following after clause (a.1):

(b) respecting the administration of the Plan, including provisions delegating or allowing the delegation of some or

(6) Each Plan's plan costs consist of the separate sum described in subsection (1) that is applicable to the Plan.

(7) The Provincial Treasurer shall charge each Plan for its plan costs.

(8) The total proceeds of the charges under subsection (7) for plan costs

(a) that were paid by the revolving fund shall be credited to the revolving fund and used to reduce or eliminate the advances made under subsection (4), or

(b) that were paid from the General Revenue Fund shall be credited to the General Revenue Fund.

(9) The Lieutenant Governor in Council may, after consulting with all the Boards, make regulations respecting the Pension Plan Administration Fund and the expenditure of money from that fund.

3 Discontinuation of Provincial corporation to whom administration delegated.

4 Section 1(1)(e) of each of Schedules 1 to 6 presently reads:

1(1) In this Schedule,

(e) "plan costs" means the portion of the total plan costs, within the meaning of section 5(1) of this Act, that constitutes the separate sum referred to in section 5(6) of this Act for the Plan;

5 Section 12(b) presently reads:

12 The Lieutenant Governor in Council may, after consulting with the Board, make regulations establishing provisions of a legislative nature that do not form part of the Plan

(b) respecting the administration of the Plan.

6 Administration of Public Service Management (Closed Membership) Pension Plan.

all of the Plan's administration and respecting any contracts
with respect to any such delegation, and

*7 Section 3 comes into force on the Proclamation of section 16 of
the Financial Administration Amendment Act, 1993.*

7 Commencement provision.