

NEWFOUNDLAND REGULATION 41/96

Pension Benefits Regulations, 1985 (Amendment)  
under the  
*Pension Benefits Act*,  
(O.C. 96-485)

(Filed May 28, 1996)

Under and by virtue of the powers conferred upon him by section 28 of the *Pensions Benefits Act*, the Lieutenant-Governor in Council makes the following Regulations.

DATED at St. John's this 15th day of May, 1996.

ALPHONSUS E. FAOUR  
Deputy Minister of the Executive Council

REGULATIONS

1. Subsections 9(1) and (1.1) of the Pensions Benefits Regulations, 1985 are repealed and the following substituted:

"(1) Registration fees —

- (a) application for registration required under subsections 16(1) and (2) of the Act shall be accompanied by a fee of \$5 for each member of the pension plan in Newfoundland or in a designated province but total fee payable shall not be less than \$100 nor more than \$5,000;
- (b) where the superintendent administers a pension plan under an agreement with the Government of Canada under section 9 of the Act, an application for registration shall be accompanied by a fee of \$5 for each member of the plan but the total fee payable shall be not less than \$100 nor more than \$5,000."

2. Subsection 9(1.2) is renumbered as subsection 9(1.1).

3. Paragraph 9(1.1)(b) is repealed and the following substituted:

"(b) where the annual information return is delivered to the superintendent more than 6 months after the end of the fiscal year of the pension plan, a fee, in addition to a fee payable under paragraph (a), of

- (i) \$2.50 shall be paid in respect of each member of the pension plan in Newfoundland or in a designated province, or
- (ii) \$2.50 shall be paid in respect of each member of a plan where the superintendent administers a pension plan under an agreement with the Government of Canada under section 9 of the Act,

but the total fee payable under this paragraph shall not be less than \$50 nor more than \$1,000."

4. Section 9 is further amended by adding immediately after subsection 9(1.1) the following:

"(1.2) Annual Information Return —

- (a) the annual information return required under subsection 16(4) of the Act shall be delivered to the superintendent not later than 6 months after the end of the fiscal year of the pension plan and a fee of
  - (i) \$5 shall be paid in respect of each member of the pension plan in Newfoundland or in a designated province, or

- (ii) \$5 shall be paid for each member of a plan where the superintendent administers a pension plan under an agreement with the Government of Canada under section 9 of the Act,

but the total fee payable under this paragraph shall be not less than \$100 nor more than \$5,000;

- (b) notwithstanding paragraph (a), where the annual information return is delivered to the superintendent more than 6 months after the end of the fiscal year of the pension plan, a fee, in addition to a fee payable under paragraph (a), of

- (i) \$5 shall be paid in respect of each member of the pension plan in Newfoundland or in a designated province, or

- (ii) \$5 shall be paid in respect of each member of a plan where the superintendent administers a pension plan under an agreement with the Government of Canada under section 9 of the Act,

but the total fee payable under this paragraph shall be not less than \$100 nor more than \$5,000;

- 5. Subsection 9(1.3) is repealed and the following substituted:

"(1.3) Subsection (1.2) shall apply to the filing of an annual information return for a pension plan with its fiscal year ending after December 31, 1995."

- 6. These regulations are considered to have come into force on January 1, 1996.
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