

**GENERAL SYNOD 2019
RESOLUTION**

Resolution Number A172

Subject: Lay Retirement Plan

Moved By: The Ven. Alan Perry

Seconded By: The Ven. David Selzer

Be it resolved that this General Synod:

Confirm the amendments to the Lay Retirement Plan approved by the Council of General Synod as attached to this resolution.

Source: Pension Committee

Submitted By: Judy Robinson, Executive Director

Does this motion contain within it any financial implications? Yes No

If yes, has the General Synod Expenditures Committee considered the implications? Yes No

EXPLANATORY NOTE/BACKGROUND

Confirmation of amendments previously approved by the Council of General Synod.

Pursuant to Canon VIII section 4(b), the Pension Committee is empowered to adopt and amend regulations regarding the pension and benefits plans that it administers, subject to the approval of the Council of General Synod. All such regulations must be confirmed by the General Synod at its next session in order to remain in effect. These amendments were duly adopted by the Pension Committee and ratified by the Council of General Synod during the last triennium. They are presented for confirmation by the General Synod as required by the canon referred to above.

PROCEDURE FOR ADOPTION (G)

In the normal course, an ordinary motion must be passed by a majority of the members of General Synod present and voting together. Six members of General Synod may, prior to the question being put, require a vote by Orders, with a majority of each Order being necessary to pass.

If a question passes on a Vote by Orders, any six members (two from each of three different dioceses) may immediately before the next item of business require a vote to be taken by dioceses. A motion passes if a majority (or a tie) of dioceses vote in favour.

Source: Sections 4 and 5 of the Declaration of Principles and sections 18, 19 and 20 of the Rules of Order and Procedure.

LAY RETIREMENT PLAN RESOLUTIONS

APPROVED BY THE COUNCIL OF GENERAL SYNOD DURING THE TRIENNIUM (2016 – 2019)

Resolution – Regulations of the Lay Retirement Plan

November 2017

Moved by: Canon David P. Jones

Seconded by: Ms. Cynthia Haines-Turner

Be it resolved that The Council of General Synod approves the recommendation of the Pension Committee to make the following amendments to Regulations 1 and 3 of the Lay Retirement Plan (Canon IX) effective January 1, 2017.

(**Bold** indicates addition, ~~Strikethrough~~ indicates deletion)

Rationale: To align this Regulation with the January 1, 2017 amendment to the definition of "spouse" in section 1(1) of the Pension Benefit Act (PBA).

Section 7 of Regulation 1 is edited to read as follows:

7. "Partner" means a person who is either of the following:

(a) the "Spouse" of the Member, defined as a person ~~of the opposite sex to the Member~~ who is married to the Member and not living separate and apart, or

(b) The "Domestic Partner" of the Member defined as a person ~~of either sex who, although not married to the Member~~ **a Spouse**, is living with the Member in a relationship (herein called a "Cohabital Relationship") which is of a conjugal nature, and which

(i) has been continuous for a period of at least ~~three years~~ **one year**, or

(ii) is of some permanence, if they are ~~jointly caring for a child who is their natural or adoptive child, all applicable terms being as defined in the Family Law Act, R.S.O. 1990, c. F.3, Ontario~~ **the parents of a child as set out in section 4 of the (Ontario) Children's Law Reform Act** and any successor legislation as amended from time to time,

provided that not more than one person may be considered as a Partner of any Member herein under at any one time and, in the event of more than one person having claims to be such, the determination of the Trustees as to which person shall be the Partner, on the basis of evidence available to them which they consider sufficient for the purposes of the determination, shall be final;

NOTE: The above definition is provided for the sole purpose of ensuring that benefits

may be paid as required by applicable Federal or Provincial law; ~~in no way does it change Canon XXI entitled "On Marriage in the Church"~~

Regulation 3 is edited to read as follows:

Rationale: To align this Regulation with practice of allowing Additional Voluntary Contributions.

Subsection 5 is added to the end of Regulation 3 as follows:

5. **A Member may voluntarily contribute additional amounts, subject to maximum amounts applicable in accordance with the Income Tax Act (Canada).**

ADOPTED #CoGS 009-17-11

Resolution – Canon IX – Lay Retirement Plan

March 2019

Canon IX – Lay Retirement Plan

Moved by: Canon David P. Jones

Seconded by: Mrs. Shara Golden

Be it resolved that The Council of General Synod approves the recommendation of the Pension Committee to make the following amendments to Section 4 of Canon IX, effective August 1, 2019.

(Bold indicates addition, Strikethrough indicates deletion)

Bolded text is new and ~~strikeout~~ is removed

A new Section 4 is inserted as follows:

- 4. The Lay Retirement Plan may be terminated by the Pension Committee if provision has been made for active members to commence participation in a successor pension plan.**

Rationale: To allow for termination of the Lay Retirement Plan at a future date if a successor plan is put in place for the members.

ADOPTED #CoGS 18-03-19