

Authority: Administration Committee Report No. 7, Clause No. 17, as adopted by City of Toronto Council on May 30, 31 and June 1, 2001; and Metropolitan Executive Committee Report No. 14, Clause No. 3, as adopted by Metropolitan Council on April 20, 1994

Enacted by Council: June 1, 2001

CITY OF TORONTO

BY-LAW No. 433-2001

To amend further By-law No. 15-92 of the former Municipality of Metropolitan Toronto respecting pensions and other benefits.

WHEREAS By-law No. 15-92 of the former Municipality of Metropolitan Toronto, a by-law “To provide pensions for employees, their spouses and children of the Metropolitan Corporation and other participating employers”, as heretofore amended, governs the Metropolitan Toronto Pension Plan; and

WHEREAS in order to meet the registration requirements under the *Pension Benefits Act* it is necessary that subsection 23.2(1) of that by-law be expanded to stipulate the method of financing for the additional pension benefits therein contemplated; and

WHEREAS it is desired to provide for cost-of-living increases for certain pensioners as of January 1, 2001 and to extend the existing contribution holiday to include the year 2002;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. In this by-law,
 - (a) “By-law No. 15-92” means By-law No. 15-92 of the former Municipality as heretofore amended;
 - (b) “former Municipality” means The Municipality of Metropolitan Toronto.
2. Subsection 23.2(1) of By-law No. 15-92 as enacted by By-law No. 45-94 of the former Municipality is amended by striking out that part thereof preceding clause (a) and substituting therefor the following:

“**23.2.** (1) Where an employee member has elected to receive early retirement benefits in accordance with subsection 23(3), the employer of such member may enter into an agreement with the Board of Trustees for the provision of such additional pension benefits, financed by payment into the fund by the employer of the cost thereof as a lump sum calculated on the basis of solvency or going concern, whichever is the higher, as the Board of Trustees upon the advice of the actuary may approve, to the extent not inconsistent with the provisions of”.

3. Subsection 13(1.2) of By-law No. 15-92, as such subsection was re-enacted by By-law No. 376-1999 and amended by By-laws Nos. 670-1999 and 403-2000, is further amended by
- (a) striking out the text “and 2001” in the last line of the marginal note thereof and substituting therefor “to 2002”;
 - (b) striking out the text “and 2001” in the first line thereof and substituting therefor “, 2001 and 2002”.
4. By-law No. 15-92 is further amended by adding thereto the following section:
- “General Pensioner Increase (2001) **42.10** (1) Save and except for those pensions increased pursuant to subsection (2), the amount of pension payable under this By-law is hereby increased by 3.2 per cent. effective the 1st day of January, 2001, in respect of
- (a) each pensioner in receipt of a pension; and
 - (b) each employee member entitled to a deferred pension under clause 28(1)(a) and, if applicable, clause 28(4)(b), or predecessors thereof,
- on or before the 31st day of December, 1999.
- Adjusted Pensioner Increases (2001) (2) Effective the 1st day of January, 2001, the amount of pension
- (a) payable
 - (i) to each employee pensioner in receipt of a pension; and
 - (ii) to each pensioner under section 29 or a predecessor thereof in respect of a deceased employee member who died prior to retirement; and

which commenced on a date shown in Column I;
 - (b) payable to each pensioner under section 31 or any predecessor thereof in respect of a deceased employee pensioner whose retirement commenced on a date shown in Column I;
 - (c) payable to each employee member entitled to a deferred pension under clause 28(1)(a) and, if applicable, clause 28(4)(b), as a result of termination of

employment which took place after December 1, 1999, on a date shown in Column I, treating any such termination which occurred on any day of a month other than the first as if it had occurred on the first day of the next following month,

is hereby increased by the percentage set out opposite such date in Column II:

Column I	Column II
January 1, 2000	3.200 per cent.
February 1, 2000	2.933 per cent.
March 1, 2000	2.667 per cent.
April 1, 2000	2.400 per cent.
May 1, 2000	2.133 per cent.
June 1, 2000	1.867 per cent.
July 1, 2000	1.600 per cent.
August 1, 2000	1.333 per cent.
September 1, 2000	1.067 per cent.
October 1, 2000	0.800 per cent.
November 1, 2000	0.533 per cent.
December 1, 2000	0.267 per cent.”

- 5.** (1) Except as provided in subsection (2), this by-law shall come into force on the date of its enactment and passing.
- (2) Section 2 shall be deemed to have come into force on the 20th day of April, 1994.

ENACTED AND PASSED by an affirmative vote of at least two-thirds of the Members of Council present and voting this 1st day of June, A.D. 2001.

CASE OOTES,
Deputy Mayor

JEFFREY A. ABRAMS,
Acting City Clerk

(Corporate Seal)