

Authority: Metropolitan Management Committee Report No. 16, Clause No. 18, as adopted by Metropolitan Council on May 19, 1994; Corporate Services Committee Report No. 7, Clause No. 18, as adopted by City of Toronto Council on June 3, 4 and 5, 1998; Corporate Services Committee Report No. 6, Clause No. 28, as adopted by City of Toronto Council on June 9, 10 and 11, 1999, and Administration Committee Report No. 14, Clause No. 29, as adopted by City of Toronto Council on November 26, 27 and 28, 2002

Enacted by Council: November 29, 2002

## **CITY OF TORONTO**

### **BY-LAW No. 1099-2002**

#### **To amend further By-law No. 181-81 of the former Municipality of Metropolitan Toronto and to amend amending By-law No. 604-2001.**

WHEREAS By-law No. 181-81 of the former Municipality of Metropolitan Toronto, a by-law “To provide pensions and death benefits to members of the Metropolitan Police Force”, as heretofore amended, governs the Metropolitan Toronto Police Benefit Fund; and

WHEREAS it is desired to amend said By-law No. 181-81 so as to remove, because of inconsistency with subsequent improvements in spousal survivor benefits, the original transitional provisions for such benefits arising from pre-1980 retirements, to correct clerical errors in the wording of the provisions for pensioner increases for the year 1998, to re-express the basic pensioner increase for the year 2002 as a specific percentage, to provide for recommencement, at a reduced level, of contributions in the year 2003, and to provide for cost-of-living increases for certain pensioners as of January 1, 2003, and to amend amending By-law No. 604-2001 by deleting an erroneously worded amending provision therein respecting the said 1998 increases;

The Council of the City Toronto HEREBY ENACTS as follows:

1. In this by-law,
  - (a) “By-law No. 181-81” means By-law No. 181-81 of the former Municipality as heretofore amended;
  - (b) “former Municipality” means The Municipality of Metropolitan Toronto.
2.
  - (1) Subsection 30(2) of By-law No. 181-81 is repealed.
  - (2) Clause 3(2)(b) of By-law No. 604-2001, a by-law “To amend By-law No. 181-81 of the former Municipality of Metropolitan Toronto”, which modified, effective as of June 5, 1998, subsection 32s(1) (as enacted by By-law No. 278-1998 and subsequently amended by By-law No. 375-1999) of By-law No. 181-81, is repealed.
  - (3) Subsection 32s(1) of By-law No. 181-81, as such subsection was enacted by By-law No. 278-1998 and amended by By-law No. 375-1999, is further amended by striking out the opening text, “Save and except for those pensions increased pursuant to subsection (2), and subject” and substituting therefor “Subject”.

(4) Subsection 32v(1) of By-law No. 181-81 as enacted by By-law No. 604-2001 is amended by striking out the text “not in excess of 6 per cent.” in the two lines immediately following clause (b) thereof and substituting therefor “being 2.62 per cent”.

3. Section 8 of By-law No. 181-81, as heretofore amended, is further amended by adding thereto the following subsection (1.2):

“Reduced Contributions for 2003” **8.** (1.2) During the year 2003, subsection (1) shall be interpreted as if the percentage specified in clause (a) thereof were 2.93, and the percentage specified in clause (b) thereof were 0.5”.

4. By-law No. 181-81 is further amended by adding thereto the following section:

“General Pensioner Increase (2003)” **32w.** (1) The amount of pension payable under this By-law shall be increased effective the 1st day of January, 2003, in respect of

- (a) each pensioner in receipt of a pension; and
- (b) each member entitled to a deferred pension under section 18 or a predecessor thereof,

on or before the 31st day of December, 2001, by the percentage increase, not in excess of 6 per cent., in the Consumer Price Index for Canada (All Items) between September, 2001, and September, 2002.

Adjusted Pensioner Increases (2003) (2) Effective the 1st day of January, 2003, the amount

- (a) payable to
  - (i) each member in receipt of a pension; and
  - (ii) each pensioner under section 17 or a predecessor thereof in respect of a deceased member who died prior to retirement; and

which commenced on a date shown in Column I;
- (b) payable to each pensioner under section 17 in respect of a deceased pensioner member whose retirement commenced on a date shown in Column I;

- (c) payable to each member entitled to a deferred pension under section 18 as a result of termination of employment which took place after December 1, 2000, 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 pension increase provided for in subsection (1) multiplied by the adjustment factor set out opposite such date in Column II:

Column I	Column II
January 1, 2002	1.0000
February 1, 2002	0.9167
March 1, 2002	0.8333
April 1, 2002	0.7500
May 1, 2002	0.6667
June 1, 2002	0.5833
July 1, 2002	0.5000
August 1, 2002	0.4167
September 1, 2002	0.3333
October 1, 2002	0.2500
November 1, 2002	0.1667
December 1, 2002	0.0833.”

5. (1) Subject to subsections (2) to (4), this by-law shall come into force on the date of its enactment and passing.
- (2) Subsection 2(1) shall be deemed to have come into force on the 1st day of July, 1994.

- (3) Subsections 2(2) and (3) shall be deemed to have come into force on the 5th day of June, 1998.
- (4) Subsection 2(4) shall be deemed to have come into force on the 1st day of January, 2002.

ENACTED AND PASSED by an affirmative vote of at least two-thirds of the Members of Council present and voting this 29th day of November, A.D. 2002.

CASE OOTES,  
Deputy Mayor

ULLI S. WATKISS  
City Clerk

(Corporate Seal)