



Financial Services Regulatory  
Authority of Ontario



Autorité ontarienne de réglementation  
des services financiers

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## VIA E-MAIL

April 14, 2023

Deacon Pierre L. Aube  
Director of Administration  
Diocese of Alexandria-Cornwall  
220 Montreal Road  
Cornwall, ON K6H 1B4

[paube@alexandria-cornwall.ca](mailto:paube@alexandria-cornwall.ca)

and

Daniel Sanche  
Simon Marette  
Buck Consultants Ltd.

[Daniel.Sanche@buck.com](mailto:Daniel.Sanche@buck.com)  
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**Re: Retirement Plan for the Employees of the Roman Catholic Episcopal Corporation  
for the Diocese of Alexandria-Cornwall in Ontario Canada (E.M.B.S.)  
Registration Number 0580621**

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Enclosed, please find the Notice of Intended decision (NOID) with respect to the above noted pension plan.

Yours truly,

Mitzi D'Souza  
Administrative Assistant, Pensions

Enclosure  
C: Michelle Peng, Financial Services Regulatory Authority of Ontario

**IN THE MATTER OF** the *Pension Benefits Act*, R.S.O. 1990, c. P.8, (the “Act”), subsection 62.1(5);

**AND IN THE MATTER OF** Retirement Plan for the Employees of the Roman Catholic Episcopal Corporation for the Diocese of Alexandria-Cornwall in Ontario Canada (E.M.B.S.), Registration Number 0580621 (the “Plan”).

### **NOTICE OF INTENDED DECISION**

**TO:** The Roman Catholic Episcopal Corporation for the Diocese of Alexandria-Cornwall in Ontario Canada (E.M.B.S.)  
220 Montreal Road  
Cornwall, ON K6H 1B4

**Attention:** Deacon Pierre L. Aube  
Director of Administration  
*Employer*

**AND TO:** Daniel Sanche, Buck  
Simon Marette, Buck

**TAKE NOTICE THAT** pursuant to subsection 62.1(5) of the Act, and by delegated authority from the Chief Executive Officer of the Financial Services Regulatory Authority of Ontario (the “Chief Executive Officer”), the Head, Pension Plan Operations and Regulatory Effectiveness (the “Head”), intends to consent to the payment out of the pension fund in respect of the Plan to The Roman Catholic Episcopal Corporation for the Diocese of Alexandria-Cornwall in Ontario Canada (E.M.B.S.), in the amount of \$7,623.90 as at June 30, 2022, plus investment earnings thereon to the date of payment. Details of this intended decision are described below.

**SI VOUS DÉSIREZ RECEVOIR CET AVIS EN FRANÇAIS**, veuillez nous envoyer votre demande par courriel immédiatement à: [contactcentre@fsrao.ca](mailto:contactcentre@fsrao.ca).

**YOU ARE ENTITLED TO A HEARING BY THE FINANCIAL SERVICES TRIBUNAL (THE “TRIBUNAL”) PURSUANT TO SUBSECTION 89(6) OF THE ACT.** A hearing by the Tribunal about this Notice of Intended Decision may be requested by completing the enclosed Request for Hearing Form (Form 1) and delivering it to the Tribunal within thirty (30) days after this Notice of Intended Decision is served on you. The Request for Hearing Form (Form 1) must be mailed, delivered, faxed or emailed to:

Address: Financial Services Tribunal  
25 Sheppard Avenue West  
Suite 100,  
Toronto ON M2N 6S6

Attention: Registrar

Fax: 416-226-7750

Email: [contact@fstontario.ca](mailto:contact@fstontario.ca)

**TAKE NOTICE THAT if you do not deliver a written request for a hearing to the Tribunal within thirty (30) days after this Notice of Intended Decision is served on you, an order will be issued as described in this Notice of Intended Decision.**

For additional copies of the Request for Hearing Form (Form 1), visit the Tribunal's website at [www.fstontario.ca](http://www.fstontario.ca).

The hearing before the Tribunal will proceed in accordance with the *Rules of Practice and Procedure for Proceedings before the Financial Services Tribunal* ("Rules") made under the authority of the *Statutory Powers Procedure Act*, R.S.O. 1990, c. S.22. The Rules are available at the website of the Tribunal: [www.fstontario.ca](http://www.fstontario.ca). Alternatively, a copy can be obtained by telephoning the Registrar of the Tribunal at (416) 590-7294, or toll free at 1-800-668-0128 extension 7294.

## **REASONS FOR INTENDED DECISION**

1. The Roman Catholic Episcopal Corporation for the Diocese of Alexandria-Cornwall in Ontario Canada (E.M.B.S.) is the employer and administrator of the Plan (the "Employer").
2. As a result of the timing of the new valuation report as of December 31, 2021 and the minimum funding requirements under the report, the amount in question constitutes an overpayment within the meaning of section 62.1(1)(b) of the PBA.
3. Evidence of the overpayment to the pension fund has been submitted to the Financial Services Regulatory Authority of Ontario.
4. This application for the payment to the employer was made on July 25, 2022. This date is within six months after the date on which the administrator of the Plan, acting reasonably, became aware of the payment described in paragraph 2. Accordingly, the application has been filed within the time limits set out in 62.1(4) of the PBA.
5. Such further and other reasons as may come to my attention.

**DATED** at Toronto, Ontario, April 14, 2023.

A handwritten signature in black ink, appearing to read 'Woodcock', with a horizontal line extending to the right.

Claire Woodcock  
Director, Pension Plan Operations, Pensions

By delegated authority from the Chief Executive Officer

Si vous désirez recevoir cet avis en français, veuillez nous envoyer votre demande par courriel immédiatement à : [contactcentre@fsrao.ca](mailto:contactcentre@fsrao.ca).