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c 455 Teachers' Superannuation Act

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CHAPTER 455

The Teachers' Superannuation Act

1. In this Act,

(a) "actuary" means a Fellow of the Canadian Institute of Actuaries;

(b) "board" means a public school board, separate school board, secondary school board or board of education;

(c) "Commission" means the Teachers' Superannuation Commission;

(d) "Department" means the Department of Education;

(e) "employed" means engaged under contract for any period,

(i) as a teacher in an elementary school or a secondary school,

(ii) as a teacher in a school or class designated by the regulations,

(iii) as a teacher in a school outside Ontario under a teachers' exchange system authorized by the Minister,

(iv) as a teacher in a school or class that is maintained by the Government of Canada or the Government of Ontario, or both, for the instruction of members or former members of the Canadian Armed Forces and that is designated by the regulations, where the teacher has elected to come under this Act,

(v) as a teacher by the minister of a department of the Government of Ontario,

(vi) as a teacher in Elliot Lake Centre for Continuing Education, Moosonee Education Centre, the Institute of Child Study, Retarded Children's Education Authority, the University of Toronto Schools, the Ontario College of Art, the Royal Ontario Museum, Ryerson Polytechnical Institute, St. Mary's Training School for Girls, Toronto, St. John's Training School for Boys, Uxbridge, St. Joseph's Training School for Boys, Alfred, or in the civil service as defined in The Public Service Act,

(R.S.O. 1970, c. 386)

1960-61 c. 6 (Can.)
(viii) as a supervisory officer by a board or in the Department,
(ix) as an officer of an association or body of teachers engaged in advancing the interests of education and designated by the regulations,
(x) as an officer of an association or body of boards or of trustees and ratepayers engaged in advancing the interests of education and designated by the regulations,
(xi) by the Minister or a board in any capacity designated by the regulations,
(xii) by any organization and in any capacity designated by the regulations,
but no person shall be deemed to be employed who,
(xiii) is not qualified as a teacher under the Acts and regulations administered by the Department,
(xiv) is regularly engaged outside Ontario and who is performing services in Ontario under a teachers' exchange system approved by the Minister, or
(xv) is a contributor to a fund to which the Crown contributes except the Teachers' Superannuation Fund;

(f) "Fund" means the Teachers' Superannuation Fund;
(g) "Minister" means the Minister of Education;
(h) "regulations" means the regulations made under this Act;
(i) "Treasurer" means the Treasurer of Ontario and Minister of Economics. R.S.O. 1960, c. 392, s. 1; 1962-63, c. 138, s. 1 (2); 1966, c. 152, s. 1; 1968, c. 133, s. 1, amended.

2.—(1) The Teachers' Superannuation Commission is continued.
(2) The Commission shall be composed of,
     (a) six persons who shall be appointed by the Minister; and
     (b) five contributors to the Fund who shall be elected by ballot by the contributors to the Fund who are members of the teachers' organizations designated by the regulations.
(3) The Minister shall designate triennially one of the members as chairman. R.S.O. 1960, c. 392, s. 2 (1-3).
(4) When a vacancy occurs among the members, another member shall be appointed by the Minister or by the governing body of the teachers' organization concerned, as the case may be, so soon as is practicable after the vacancy occurs, and the person
so appointed shall hold office for the unexpired portion of the term of the member he replaces. 1966, c. 152, s. 2.

(5) Each member is eligible for reappointment or re-election, as the case may be.

(6) Each member shall hold office for three years and until his successor is appointed or elected. R.S.O. 1960, c. 392, s. 2 (5, 6), amended.

(7) The Commission shall meet in the offices of the Department of Education in Toronto on,

(a) the fourth Friday in September;
(b) the fourth Friday in November;
(c) the third Friday in January;
(d) the Thursday following the second or winter term within the meaning of The Schools Administration Act; R.S.O. 1970, c. 424
(e) the third Saturday in June,

and at such other times as the chairman may determine. 1962-63, c. 138, s. 2; 1968, c. 133, s. 2.

(8) Eight members constitute a quorum. R.S.O. 1960, c. 392, s. 2 (8).

3. It is the duty of the Commission to administer this Act and in so doing it shall determine the right of every applicant to receive an allowance or a refund and the amount thereof. R.S.O. 1960, c. 392, s. 3.

4.—(1) Subject to the approval of the Lieutenant Governor in Council, the Commission may,

(a) establish job classifications, salary ranges and the terms and conditions of employment for its employees; and
(b) appoint a director, an actuary, a solicitor, a medical referee and such other employees as are considered proper. 1966, c. 152, s. 3 (1), amended.

(2) The employees of the Commission shall be paid out of the Fund.

(3) The Public Service Superannuation Act applies to the permanent employees of the Commission as though the Commission had been designated by the Lieutenant Governor in Council under section 27 of that Act. 1966, c. 152, s. 3 (2, 3).

5.—(1) The Teachers’ Superannuation Fund is continued. Fund

(2) The Treasurer is the custodian of the Fund. R.S.O. 1960, c. 392, s. 5 (1, 2). Custodian of Fund
(3) The actuary of the Commission shall make an actuarial valuation of the Fund as of the 31st day of December, 1972 and of each third year thereafter, but the Minister may direct him to make additional actuarial valuations of the Fund at any time. R.S.O. 1960, c. 392, s. 5 (3); 1966, c. 152, s. 4, amended.

6. The Commission may receive any gift, devise or bequest made to or for the purposes of the Fund and shall pay it or the proceeds thereof into the Fund to be applied as directed by the donor, and, if so directed, in additional benefits to those provided by this Act or, in the absence of such a direction, to the general purposes of the Fund. R.S.O. 1960, c. 392, s. 6.

7.—(1) The issue by the Treasurer of Ontario Government stock in the sum of $31,200,000 dated the 1st day of November, 1942, and bearing interest at the rate of $\frac{3}{4}$ per cent per year payable half-yearly and maturing on the 1st day of November, 1982, and being a charge upon the Consolidated Revenue Fund, is confirmed.

(2) The issue by the Treasurer of Ontario Government stock in the sum of $43,000,000 dated the 1st day of November, 1952, and bearing interest at the rate of $4\frac{1}{2}$ per cent per year payable half-yearly and maturing on the 1st day of November, 1992, and being a charge upon the Consolidated Revenue Fund, is confirmed.

(3) In each year during the period commencing the 1st day of November, 1952, and ending on the 1st day of November, 1962, the Treasurer shall issue Ontario Government debentures or stock for the amount of the surplus funds in the Fund accumulated and not required for current expenditures, such debentures or stock to become due and payable on the 1st day of November, 1962, and to bear interest at the rate of $4\frac{1}{2}$ per cent per year payable half-yearly.

(4) On the 1st day of November, 1962, the Treasurer shall issue Ontario Government debentures or stock for the amount of the surplus funds accumulated in the Fund and not required for current expenditures and for the amount of the debentures or stock issued during the preceding ten-year period under subsection 3, such debentures or stock to become due and payable on the 1st day of November, 2002, and to bear interest at the rate of $4\frac{1}{2}$ per cent per year payable half-yearly. R.S.O. 1960, c. 392, s. 7 (1-4), amended.

(5) In each year during each succeeding ten-year period the Treasurer shall issue Ontario Government debentures or stock for the amount of surplus funds in the Fund accumulated from time to time and not required for current expenditures, such debentures or stock to become due and payable on the last day of such
ten-year period and to bear interest, payable half-yearly, at a rate agreed upon at the beginning of such period between the Treasurer and the Commission and approved by the Lieutenant Governor in Council as being applicable for that period.

(6) On the 1st day of November, 1972, and on the 1st day of November of each succeeding ten-year period, the Treasurer shall issue Ontario Government debentures or stock for the amount of the surplus funds accumulated in the Fund and not required for current expenditures and for the amount of the debentures or stock issued during the next preceding ten-year period under subsection 5, such debentures or stock to become due and payable at the end of a period of forty years from the date of issue and to bear interest at the same rate as the debentures or stock issued under subsection 5 during the ten-year period next preceding the date of the issue of such forty-year debentures or stock.

(7) The Ontario Government debentures and stock issued under this section are a charge upon the Consolidated Revenue Fund.

(8) All securities belonging to the Fund shall be deposited with the Treasurer who is responsible for their safekeeping. R.S.O. 1960, c. 392, s. 7 (5-8).

8. When the payments into the Fund in any year are insufficient to make the required payments out of the Fund, the deficiency shall be made up out of the Consolidated Revenue Fund. R.S.O. 1960, c. 392, s. 8.

9. Accounts shall be kept in which shall be entered all assets and liabilities and payments into and disbursements out of the Fund. R.S.O. 1960, c. 392, s. 9.

10. The period from the 1st day of November to the 31st day of October of the year next following constitutes the fiscal year of the Commission. R.S.O. 1960, c. 392, s. 10.

11. Except where otherwise specifically provided by this Act, interest payable under this Act or the regulations shall be at the rate of 5 per cent per year, compounded half-yearly; and

(a) interest is payable on any payment into or out of the Fund, other than an allowance, that is six months or more in arrear. R.S.O. 1960, c. 392, s. 11; 1966, c. 152, s. 5, amended.

12.—(1) The accounts of the Fund shall be audited and the securities in which the moneys of the Fund may be invested shall be examined and checked in each year by the Provincial Auditor
or by such other auditor as the Lieutenant Governor in Council appoints, and the auditor shall make an annual report, and prepare and furnish such other statements as the Treasurer may require.  R.S.O. 1960, c. 392, s. 12 (1), amended.

(2) The cost of such audits and reports shall be paid by the Commission out of the Fund.  R.S.O. 1960, c. 392, s. 12 (2).

13.—(1) The Commission shall annually, after the close of its fiscal year, file with the Minister a report upon the affairs of the Commission.  1964, c. 115, s. 2 (1), amended.

(2) The Minister shall submit the report to the Lieutenant Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session.  1964, c. 115, s. 2.

14. An account shall be kept in a chartered bank of Canada in the name of the Treasurer as custodian of the Fund, and every amount received as a payment into the Fund shall be deposited to the credit of such account.  R.S.O. 1960, c. 392, s. 14.

15.—(1) Every allowance, every refund and the expenses of the administration of this Act are payable out of the Fund, and every such payment shall be made by cheque of the Commission signed by any two of,

(a) the chairman of the Commission;

(b) a member of the Commission designated by the Commission for the purpose;

(c) the director of the Commission,

and any such signature may be affixed to any such cheque by use of a rubber stamp or by printing, lithographing, engraving or by other mechanical means.  1960–62, c. 137, s. 1; 1966, c. 152, s. 6.

(2) The payee of a cheque for an allowance shall indicate on the back thereof the number of days, if any, he was employed during the month for which the cheque was issued and the amount of the gross salary for such days, and if he fails to do so, the Commission may direct that no further allowance be paid him until he provides such information to the Commission.  R.S.O. 1960, c. 392, s. 15 (2); 1968, c. 133, s. 3.

16.—(1) The Treasurer, as custodian of the Fund, may, at the request of the Minister, arrange for a chartered bank of Canada to advance to the Fund, by way of overdraft or otherwise, any amount required temporarily to provide for payments out of the Fund and may furnish securities of the Commission as security therefor, and every such advance shall be repaid within one year out of interest or contributions to the Fund, or both.
(2) The Treasurer, as custodian of the Fund, may at the request of the Minister, when both the Treasurer and the Minister consider it advisable for the sound and efficient management of the Fund, invest any part of the Fund for any period not exceeding twelve months in any securities in which the Treasurer may invest the public moneys of Ontario. R.S.O. 1960, c. 392, s. 16.

17.—(1) Any school, college, academy or other educational institution,

(a) that is giving instruction equivalent to that given in elementary or secondary schools in Ontario;

(b) that is not operated for personal profit or gain and where the profits, if any, are used to develop its objects;

(c) that is not supported in any way by school taxes or by provincial or municipal grants; and

(d) whose governing body has undertaken in writing,

(i) to make such annual reports to the Commission as the Commission may require and to supply such information as to its constitution, operations, teaching staff and otherwise as the Commission may require, and

(ii) to pay monthly to the Commission a sum equal to the sum required to be paid under section 19 for those persons on its teaching staff who are contributors to the Fund under this section together with a sum calculated thereon at a rate equal to the rate of the contributions made from time to time to the Fund by the Province under section 22,

may be designated by the Lieutenant Governor in Council as a private school for the purposes of this Act, effective on the 1st day of September next following the designation, and thereupon this Act and the regulations apply to such designated private school as if it were specifically named in subclause vi of clause e of section 1. R.S.O. 1960, c. 392, s. 17 (1); 1968-69, c. 126, s. 1.

(2) Where a person on the teaching staff of a designated private school who is contributing to the Fund receives, in addition to his salary, any board, lodging or other perquisite, his salary shall, for the purposes of this Act, be determined by the Commission, regard being had to the value of the board, lodging or other perquisite.

(3) Subject to the right of a person to establish credit in the Fund in respect of war service under subsection 6, a person may establish credit in the Fund under this section only in respect of teaching service rendered while qualified as a teacher under the Acts and regulations administered by the Department and only in
respect of teaching service equivalent to that given in elementary or secondary schools in Ontario.

(4) Subject to subsection 3 and except as provided in subsection 5, every person on the teaching staff of a designated private school shall be deemed to be employed within the meaning of this Act. R.S.O. 1960, c. 392, s. 17 (2-4).

(5) Every person,

(a) who was qualified as a teacher under the Acts and regulations administered by the Department and who was on the teaching staff of a designated private school at the time the designation became effective; or

(b) who was not qualified as a teacher under the Acts and regulations administered by the Department and who was on the teaching staff of a designated private school at the time the designation became effective and who became so qualified after the designation became effective,

may, by notice in writing to the governing body of the school and to the Commission, given within three months after the designation became effective if under clause a or within three months after becoming qualified if under clause b, exclude himself from the benefits and obligations of this Act during the time that he is on the teaching staff of a designated private school. 1960-61, c. 98, s. 1.

(6) Every person who comes within subsection 4 may establish credit in the Fund in respect of past teaching service in any designated private school in accordance with the regulations or in any other school to which this Act applies in accordance with section 50, or in respect of war service in accordance with the regulations.

(7) The Lieutenant Governor in Council may terminate the designation of a designated private school effective on the 31st day of August next following, and thereupon the persons on the teaching staff of that school who contributed to the Fund shall, for the purposes of this Act, be deemed to have withdrawn from the profession. R.S.O. 1960, c. 392, s. 17 (6, 7).

18. Every person,

(a) who was a contributor to the University of Toronto Pension Fund;

(b) who has transferred or transfers to the Fund;

(c) who has credit in the Fund for a period of ten or more years of service; and

(d) who had or has credit in the University of Toronto Pension Fund for a period which, if that period and the
period mentioned in clause c had both been served under this Act, would have entitled him to a superannuation allowance under this Act,

is entitled to a superannuation allowance calculated on the basis of his average salary for the seven years during which his salary was highest and for which he contributed to the Fund and bearing the same ratio to the allowance to which he would have been entitled if he had contributed to the Fund for the period for which he contributed to the University of Toronto Pension Fund as the number of his years of contribution to the Fund bears to the number, not exceeding thirty-five, of his years of contribution to the Fund and the University of Toronto Pension Fund. 1966, c. 152, s. 7, part.

19.—(1) Every person who joins the staff of a college of education and who is eligible to contribute to the Fund shall, within three months after joining such staff, by notice in writing to the Commission and to the university of which the college is a part, elect to contribute to the Fund or to the pension fund of the university.

(2) Every person on the staff of The Ontario Institute for Studies in Education who is eligible to contribute to the Fund shall, within three months after joining such staff, by notice in writing to the Commission and to the Institute, elect to contribute to the Fund or to the pension fund of the Institute.

(3) Notwithstanding section 18 of The Lakehead University Act, 1965, every person on the staff of Lakehead University who is eligible to contribute to the Fund shall, within three months after joining such staff, by notice in writing to the Commission and to the University, elect to contribute to the Fund or to the pension fund of the University. 1966, c. 152, s. 7, part, amended.

(4) Every person on the staff of a college of applied arts and technology who is eligible to contribute to the Fund shall, within three months after joining such staff, by notice in writing to the Commission and to the college, elect to contribute to the Fund or to the retirement fund of the college.

(5) Every person on the staff of a teachers’ college who is eligible to contribute to the Fund shall, within three months after the teachers’ college becomes part of a university or within three months after joining such staff, whichever is the later, by notice in writing to the Commission and to the college, elect to contribute to the Fund or to the pension fund of the university of which the college is a part. 1968, c. 133, s. 4 (1), amended.

(6) A person to whom subsection 1, 2, 3, 4 or 5 applies shall not have any other right of election and, if he fails to exercise his right of election thereunder, he shall be deemed to have elected to
contribute to the Fund. 1966, c. 152, s. 7, part; 1967, c. 99, s. 1 (2); 1968, c. 133, s. 4 (2).

(7) A person who elects or has elected or is deemed to have elected to contribute to the Fund under this section or a predecessor thereof shall be deemed to be employed as if the institution in which he is employed were named in subclause vi of clause e of section 1. 1968, c. 133, s. 4 (3), amended.

20.—(1) Every person who is employed and who contributes to the Canada Pension Plan shall contribute to the Fund from his salary for the calendar year,

(a) 6 per cent of the part thereof which is below the year's basic exemption as prescribed by the Canada Pension Plan;

(b) 4.2 per cent of the part thereof which is between the year's basic exemption and the year's maximum pensionable earnings as prescribed by the Canada Pension Plan; and

(c) 6 per cent of the part thereof which is in excess of the year's maximum pensionable earnings.

(2) Every person who is employed and who does not contribute to the Canada Pension Plan shall contribute to the Fund 6 per cent of his salary. 1968-69, c. 126, s. 2 (1).

(3) In this section, "salary" means the yearly salary specified in the contract of employment between the person and his board, and includes a cost of living or other similar bonus but does not include any additional remuneration for extra services.

(4) Where a person receives part of his salary in respect of employment of a type prescribed in subclauses i to xii of clause e of section 1 and part of his salary in respect of other employment, for the purposes of this Act,

(a) his salary shall be deemed to be only the amount of the salary that he receives in respect of such prescribed employment; and

(b) he shall be given credit for only that portion of each school year that bears the same proportion to the school year as the portion of his salary that he receives in respect of such prescribed employment bears to his total salary for such year. R.S.O. 1960, c. 392, s. 18 (3, 4).

21.—(1) Contributions shall be deducted by the board or other authority employing the person from each payment of his salary and shall be forwarded to the Commission on or before the fifteenth day of the month following the month in which the payment was made.
(2) Notwithstanding clause b of section 11, interest shall be payable by the board or other authority on any sum in arrears under subsection 1.

(3) Every board and other authority shall report to the Commission from time to time as required by the Commission, but not more often than once a month, as to the contributions deducted. 1968-69, c. 126, s. 3.

(4) In the case of a person who is a contributor to the Fund and whose salary is paid by the Government of Ontario, the amount payable by him shall be retained out of his salary and placed to the credit of the Fund. R.S.O. 1960, c. 392, s. 20.

(5) A person who,

(a) ceases to be employed or is granted leave of absence from his employment without salary for any purpose and for a period permitted by the regulations; or

(b) is employed by a board that refuses or neglects to comply with subsection 1 or that by reason of non-compliance with any statute or regulation is not entitled to share in the legislative grant for the schools under its jurisdiction,

may contribute to the Fund on such terms and conditions and at such times as the regulations prescribe. R.S.O. 1960, c. 392, s. 21.

(6) Any contribution, except when made under clause a of subsection 5, that through error has not been received in the regular way and at the customary time may be subsequently accepted by the Commission. R.S.O. 1960, c. 392, s. 22.

22.—(1) Annually and at the same time as the total legislative grant is payable to the board or other authority, the Treasurer shall place to the credit of the Fund a sum equal to the contributions made by or on behalf of the persons to whom this Act or the regulations apply.

(2) Subsection 1 does not apply,

(a) in the case of persons employed within the meaning of subclause ix, x or xii of clause e of section 1, but the respective organizations employing such persons shall pay monthly to the Commission a sum equal to the sum that would otherwise be credited to the Fund by the Treasurer under subsection 1 in respect of such persons; or

(b) in the case of persons who under the regulations are themselves required to pay a sum in lieu of the sum that would otherwise be paid by the Treasurer under subsection 1. 1968, c. 133, s. 5.
Interest

23. All sums placed to the credit of the Fund during a fiscal year under section 22 shall be deemed to have been credited as of the 1st day of June in the preceding fiscal year, and the Treasurer shall pay interest thereon for the period between that day and the last day of the fiscal year in which the sums were actually received. R.S.O. 1960, c. 392, s. 24; 1968-69, c. 126, s. 4.

Retirement at 62 after 35 years service, "A" pension

24. Every person who,

(a) has credit in the Fund for thirty-five or more years of service;

(b) is sixty-two or more years of age; and

(c) has ceased to be employed,

is entitled to an annual superannuation allowance during his lifetime. R.S.O. 1960, c. 392, s. 25 (1); 1966, c. 152, s. 11 (1).

Amount

25.—(1) The amount of such allowance shall be computed by multiplying an amount equal to 2 per cent of his average salary for the seven years during which his salary was highest by the number of years, not exceeding thirty-five, for which he has credit in the Fund, reduced by an amount equal to 0.7 per cent of such average salary for each year of credit in the Fund after the year 1965, but such reduction shall not be computed upon the amount, if any, that such average salary exceeds the year's maximum pensionable earnings under the Canada Pension Plan established at the time he ceased to be employed.

(2) Where the person ceased to be employed before attaining the age at which he could become eligible for a benefit under the Canada Pension Plan, the reduction mentioned in subsection 1 does not apply until the first day of the month following the month in which he attains such age.

(3) Where the person ceased to be employed before the year 1967, the reduction mentioned in subsection 1 does not apply.

(4) Where the person did not contribute to the Canada Pension Plan, the reduction mentioned in subsection 1 does not apply. 1966, c. 152, s. 11 (2).

Computation

(5) For the purpose of computing the amount of such allowance,

(a) each school year for which his contributions are in the Fund at the time of his application for an allowance counts as a school year of credit;

(b) each school year for which he was employed before the 1st day of April, 1917, counts as one-half school year of credit; and

(c) each school year for which he made contributions to the Public Service Superannuation Fund, which contribu-
Retirement service, pension
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manner lifetime.

1966, c. 152, s. 12 (1).

(2) The amount of such allowance shall be computed in the manner prescribed by section 24. R.S.O. 1960, c. 392, s. 26 (2); 1966, c. 152, s. 12 (2).

27.—(1) Every person who, 

(a) has credit in the Fund for thirty or more years of service; and

(b) has ceased to be employed,
is entitled to an annual superannuation allowance during his lifetime. R.S.O. 1960, c. 392, s. 27 (1); 1966, c. 152, s. 13 (1).

(2) The amount of such allowance shall be computed in the manner prescribed by subsections 1, 3 and 4 of section 25, but shall be further reduced or reduced, as the case may be,

(a) in the case of a person who has attained the age of sixty-one years but has not attained the age of sixty-five years at the beginning of the month following the month during which he ceased to be employed, by 5 per cent; or

(b) in the case of a person who has not attained the age of sixty-one years at the beginning of the month following the month during which he ceased to be employed, at the rate of 5 per cent in respect of each year by which he is less than sixty-two years of age at the beginning of the month in which his pension is to commence. 1966, c. 152, s. 13 (2), part.

(3) Where a person ceased to be employed after having attained the age of sixty-two years and before he has attained the age at which he could become eligible for a benefit under the Canada Pension Plan, the reduction mentioned in subsection 1 of section 25 does not apply until the first day of the month following the month in which he attains such age. 1967, c. 99, s. 2.

(4) Notwithstanding section 39, where a person ceased to be employed before attaining the age of fifty-five years, an allowance under this section shall commence on the first day of the month following the month in which the person entitled thereto attains the age of fifty-five years. 1966, c. 152, s. 13 (2), part.
| Deferred pension | **28.**—(1) Every person who, |
|                 | (a) has credit in the Fund for ten or more years of service; |
|                 | (b) has ceased to be employed after the calendar year in which he attained forty-four years of age; and |
|                 | (c) is not otherwise entitled to an allowance under this Act, is entitled to an annual superannuation allowance during his lifetime. |

| Amount | (2) The amount of such allowance shall be computed in the manner prescribed by subsections 1, 3 and 4 of section 25. 1966, c. 152, s. 14 (1). |

| Commencement | (3) Notwithstanding section 39, an allowance under this section shall commence as of the first day of the month in which the person entitled thereto attains the age of sixty-five years, or, where he is employed in the month in which he attains the age of sixty-five years, then on the first day of the month following the month in which he ceased to be employed. 1964, c. 115, s. 3, part. |

| Idem | (4) Notwithstanding subsection 3, a person entitled to an allowance under this section may elect to have the allowance commence on the first day of any month after he has attained the age of fifty-five years so long as he is not employed at that time, and in such case the amount of the allowance shall be further reduced or reduced, as the case may be, at the rate of 5 per cent in respect of each year by which his age is less than sixty-five years at the time his allowance commences. 1966, c. 152, s. 14 (2). |

| Time of payment | (5) Notwithstanding section 38, an allowance under this section may be paid, in the discretion of the Commission, in a lump sum annually, or in semi-annual, quarterly or monthly instalments. 1964, c. 115, s. 3, part. |

| Deferred pension option | (6) Every person who, |
|                        | (a) has credit in the Fund for ten or more years of service; |
|                        | (b) has ceased to be employed before the calendar year in which he attained forty-five years of age; and |
|                        | (c) is not otherwise entitled to an allowance under this Act, is entitled either to an annual superannuation allowance during his lifetime or to a refund of his contributions under subsection 1 of section 49. |

| Idem | (7) Where a person elects to take an allowance under subsection 6, subsections 2, 3, 4 and 5 apply mutatis mutandis. 1966, c. 152, s. 15. |

| Retirement on account of total permanent disability “C” pension | **29.**—(1) Every person who, |
|                                                               | (a) has credit in the Fund for ten or more years of service; |
(b) while employed becomes mentally or physically incapacitated to a degree that in the opinion of the Commission renders him incapable of further earning his livelihood;

(c) ceased to be employed before the end of the school year in which he would attain the age of sixty-five years; and

(d) makes application therefor within two years from the date upon which he was last employed,

is, subject to section 45, entitled to an annual disability allowance during his lifetime. R.S.O. 1960, c. 392, s. 29 (1); 1964, c. 115, s. 4; 1966, c. 152, s. 16 (1).

(2) The amount of such allowance shall be computed in the manner prescribed by subsections 1 and 4 of section 25, but the reduction prescribed by subsection 1 of section 25 does not apply to a teacher whose allowance commenced before the 1st day of January, 1971. 1966, c. 152, s. 16 (2).

30.—(1) Every person who,

(a) has credit in the Fund for ten or more years of service;

(b) while employed becomes mentally or physically incapacitated to a degree that in the opinion of the Commission renders him incapable of being further employed as a teacher or supervisory officer;

(c) ceased to be employed before the end of the school year in which he would attain the age of sixty-five years; and

(d) makes application therefor within two years from the date upon which he was last employed,

is, subject to section 45, entitled to an annual disability allowance during his lifetime. R.S.O. 1960, c. 392, s. 30 (1); 1964, c. 115, s. 5; 1966, c. 152, s. 17 (1).

(2) The amount of such allowance shall be computed in the manner prescribed by subsections 1 and 4 of section 25, but the reduction prescribed by subsection 1 of section 25 does not apply to a teacher whose allowance commenced before the 1st day of January, 1971.

(3) The amount of the allowance computed under subsection 2 shall be further reduced or reduced, as the case may be, at the rate of 2½ per cent in respect of each year by which the age of the person is less than sixty-five at the beginning of the month next following the month in which he ceased to be employed, but the reductions shall not exceed 25 per cent in aggregate. 1966, c. 152, s. 17 (2).

31.—(1) The amount of the superannuation allowance or disability allowance of every person who was employed before the
1st day of January, 1966, shall be increased by the excess, if any, of,

(a) the amount of the allowance that would have been payable to him calculated under The Teachers' Superannuation Act, being chapter 392 of the Revised Statutes of Ontario, 1960, as it was on the 31st day of December, 1965,

over,

(b) the amount of the allowance payable to him calculated under The Teachers' Superannuation Act as it was on the 1st day of January, 1966, together with the amount that he was entitled to receive under the Canada Pension Plan at the time he was first eligible to receive a benefit under that Plan.

(2) Nothing in subsection 1 entitles a person to an allowance under section 27 before attaining the age of fifty-five years. 1966, c. 152, s. 18.

Dependant’s allowance; “D” pension

32.—(1) Where a male person who has credit in the Fund for ten or more years dies while employed or within two years after ceasing to be employed on account of ill-health, or within one year after ceasing to be employed for any reason other than ill-health during which year he manifested to the satisfaction of the Commission a bona fide intention of becoming employed as soon as possible, or where a male person who is in receipt of an allowance dies,

(a) leaving a widow, a dependant’s allowance of an amount equal to,

(i) one-half of the allowance computed in the manner prescribed in subsections 1 and 4 of section 25, but based on the person's credit in the Fund at the time of his death, or

(ii) one-half of the allowance that the person was receiving at the date of his death, with the exception that, in the case of a person who was receiving an allowance under section 24 or 26 and had not attained the age of sixty-five years at the date of death, the allowance shall be one-half of the allowance that the person would have received at the beginning of the month following the month in which he attained the age of sixty-five years,

as the case may be, shall be paid to his widow during her lifetime or during her widowhood, and, where the widow dies or marries leaving a child or children who at the date of her death or marriage is or are under the age of eighteen years, a dependant’s allowance of an amount equal to that paid to the widow shall be paid to the child or children until such age is attained; or
(b) leaving no widow but leaving a child or children under the age of eighteen years, a dependant's allowance of an amount equal to,

(i) one-half of the allowance computed in the manner prescribed in subsections 1 and 4 of section 25, but based on the person's credit in the Fund at the time of his death, or

(ii) one-half of the allowance that the person was receiving at the date of his death, with the exception that, in the case of a person who was receiving an allowance under section 24 or 26 and had not attained the age of sixty-five years at the date of death, the allowance shall be one-half of the allowance that the person would have received at the beginning of the month following the month in which he attained the age of sixty-five years, as the case may be, shall be paid to such child or children until such age is attained.

(2) Subsection 1 does not apply to the widow of a person if she married him after the date of his retirement or to the children of any such widow.

(3) Where the widow was at least ten years younger than her deceased husband, the payments under subsection 1 shall be reduced at the rate of \( \frac{1}{2} \) per cent for each year that the widow was more than ten years younger than her husband. 1966, c. 152, s. 19 (1).

(4) This section applies mutatis mutandis to the widower of a female person where,

(a) the widower was permanently incapacitated and wholly supported by the deceased wife at the time of her death or at the time of her cessation of employment, whichever was the earlier;

(b) she had been married to the widower for at least ten years at the time of her death or at the time of her cessation of employment, whichever was the earlier; and

(c) the child or children, if any, were fully supported by the person at the time of her death.

(5) This section applies mutatis mutandis to the child or children of a female person,

(a) who was a widow at the time of her death; or

(b) who supported such child or children at the time of her death, where the widower is not entitled to an allowance under subsection 4.
(6) In this section, "child" includes an adopted child and a step-child and "children" has a corresponding meaning. R.S.O. 1960, c. 392, s. 32 (4-6).

33. Where a person referred to in subclause ii of clause a of subclause ii of clause b of subsection 1 of section 32 was receiving a disability allowance under section 30 at the time of his death and provision was made for a special medical re-examination and no decision was made by the Commission on such re-examination, the Commission may, if it is of the opinion, having regard to the facts established at the time of his death, that the person should have been receiving a disability allowance under section 29, recompute his allowance under section 29 as of the date of his death for the purposes of a dependant's allowance under section 32. R.S.O. 1960, c. 392, s. 33.

34.—(1) A person who has no one to whom section 32 can apply may, by a direction in writing signed by him and deposited with the Commission at least two years before he ceases to be employed, direct that the allowance to which he would be entitled be converted and paid as an annuity to him upon his retirement for his lifetime and, after his death, at one-half the rate to any dependant named in the direction.

(2) The amount of such annuity shall be the percentage indicated in the following tables of the amount of the allowance that would have been payable had no direction been given:

<table>
<thead>
<tr>
<th>Number of Years</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>0 years</td>
<td>83.9%</td>
</tr>
<tr>
<td>1</td>
<td>82.9%</td>
</tr>
<tr>
<td>2</td>
<td>81.9%</td>
</tr>
<tr>
<td>3</td>
<td>80.9%</td>
</tr>
<tr>
<td>4</td>
<td>79.9%</td>
</tr>
<tr>
<td>5</td>
<td>78.9%</td>
</tr>
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<td>6</td>
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</tr>
<tr>
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<td>77.1%</td>
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<tr>
<td>8</td>
<td>76.2%</td>
</tr>
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<td>75.3%</td>
</tr>
<tr>
<td>10</td>
<td>74.4%</td>
</tr>
<tr>
<td>11</td>
<td>73.6%</td>
</tr>
<tr>
<td>12</td>
<td>72.8%</td>
</tr>
<tr>
<td>13</td>
<td>72.0%</td>
</tr>
<tr>
<td>14</td>
<td>71.2%</td>
</tr>
<tr>
<td>15</td>
<td>70.5%</td>
</tr>
</tbody>
</table>
Sec. 36 (a)  

TEACHERS' SUPERANNUATION  

Chap. 455  

16 years .......... 69.8% 
17 " .......... 69.2% 
18 " .......... 68.6% 
19 " .......... 68.0% 
20 " .......... 67.4% 

2. Where the dependant is older than the person by the number of years indicated in the first column:

<table>
<thead>
<tr>
<th>Years</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>0</td>
<td>83.9%</td>
</tr>
<tr>
<td>1</td>
<td>84.9%</td>
</tr>
<tr>
<td>2</td>
<td>85.9%</td>
</tr>
<tr>
<td>3</td>
<td>86.8%</td>
</tr>
<tr>
<td>4</td>
<td>87.7%</td>
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<td>88.6%</td>
</tr>
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<td>6</td>
<td>89.4%</td>
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<tr>
<td>7</td>
<td>90.2%</td>
</tr>
<tr>
<td>8</td>
<td>91.0%</td>
</tr>
<tr>
<td>9</td>
<td>91.7%</td>
</tr>
<tr>
<td>10</td>
<td>92.4%</td>
</tr>
</tbody>
</table>

1966, c. 152, s. 21.

(3) A person who has not given a direction within the time prescribed in subsection 1 may, at a later date, but not after applying for an allowance, give such a direction upon passing a medical examination satisfactory to the Commission.

(4) A person who has given a direction under this section may revoke it at any time before he ceases to be employed.

(5) Where a person who has given a direction under this section dies,

(a) before applying for an allowance; or

(b) before he ceases to be employed,

the direction has no effect. R.S.O. 1960, c. 392, s. 34 (2-4), amended.

35. An allowance under this Act shall be made only after the receipt by the Commission of an application therefor in the prescribed form. R.S.O. 1960, c. 392, s. 35.

36. No application for a disability allowance shall be considered by the Commission until the Commission has obtained,

(a) the certificate of a legally qualified medical practitioner designated by the Commission, certifying that while employed the applicant became mentally or physically incapacitated and indicating the nature and degree of the incapacitation; and
(b) the report of the medical referee of the Commission containing such recommendations as he considers proper with regard to the granting of an allowance to the applicant. R.S.O. 1960, c. 392, s. 36.

37. A person is not entitled to receive at any one time more than one allowance under this Act. R.S.O. 1960, c. 392, s. 37.

38. Every allowance is payable in monthly installments. R.S.O. 1960, c. 392, s. 38; 1964, c. 115, s. 9.

39.—(1) Every allowance shall commence as of the first day of the month next following the month during which the applicant ceased to be employed, except that a disability allowance shall not commence as of a date earlier than one year before the date upon which the completed application therefor reaches the Commission. R.S.O. 1960, c. 392, s. 39 (1).

(2) Where an employed person dies and a dependant’s allowance becomes payable on his death, the allowance shall commence as of the day next following his death.

(3) Where a person who is in receipt of an allowance dies on or after the 1st day of April, 1964, and a dependant’s allowance becomes payable on his death, the dependant’s allowance shall commence as of the first day of the month next following the month in which he died. 1964, c. 115, s. 10.

40. Every allowance terminates as of the end of the month in which the event that terminates the allowance occurs. 1966, c. 152, s. 22.

41.—(1) Where a person who is receiving a superannuation allowance becomes employed upon either a temporary or a permanent basis, he shall forthwith give notice in writing thereof to the Commission, and in default of so doing forfeits any further claim to any benefit under this Act unless the Commission otherwise directs.

(2) Where a person who is receiving a disability allowance becomes employed upon either a temporary or a permanent basis or becomes engaged as a teacher in a school or institution either in or outside Ontario upon either a temporary or a permanent basis, he shall forthwith give notice in writing thereof to the Commission, and in default of so doing forfeits any further claim to any benefit under this Act unless the Commission otherwise directs. R.S.O. 1960, c. 392, s. 40.

42.—(1) Where a person who is receiving a superannuation allowance becomes employed,

(a) the allowance shall cease to be paid; and
(b) he shall contribute to the Fund during the period that he is employed.

(2) Where a person who is receiving a disability allowance becomes employed,

(a) the allowance shall cease to be paid;
(b) he shall contribute to the Fund during the period that he is employed; and
(c) he shall repay to the Fund the amount of the allowance received by him, with accumulated interest.

(3) Where a person who is receiving a disability allowance becomes engaged as a teacher in a school or institution either in or outside Ontario but is not employed within the meaning of clause e of section 1,

(a) the allowance shall cease to be paid; and
(b) he shall repay to the Fund the amount of the allowance received by him, with accumulated interest.

R.S.O. 1960, c. 392, s. 41.

43. Where a person who ceased to receive a superannuation allowance because of re-employment again ceases to be employed,

(a) in the case of a person who has been re-employed for a period of less than two school years, payment of the allowance shall be resumed without any adjustment in the amount thereof, upon receipt by the Commission of a notice in writing of the cessation of employment;
(b) in the case of a person who has been so employed for a period of two or more school years, an application for an allowance shall be treated as an application for a new allowance; and
(c) in no case is he entitled to receive a disability allowance.

R.S.O. 1960, c. 392, s. 42.

44. Where a person who is receiving a disability allowance becomes employed or becomes engaged as a teacher in or outside Ontario,

(a) any application subsequently made for an allowance shall be treated as an application for a new allowance; and
(b) any allowance or refund that he may subsequently become entitled to receive shall be reduced actuarially by any amount that he has failed to repay to the Fund in accordance with section 42. R.S.O. 1960, c. 392, s. 43.

45.—(1) The Commission may at any time require a person who,
(a) is receiving a disability allowance under section 29 or 30; or

(b) being a widower, is receiving a dependant’s allowance, to furnish evidence, in such form as it directs, of his mental or physical condition. R.S.O. 1960, c. 392, s. 44 (1); 1966, c. 152, s. 23.

(2) Where the person fails to furnish evidence that his mental or physical condition continues to be of a nature that would entitle him to receive an allowance under the section under which his allowance is paid, the Commission may direct that the allowance shall cease to be paid and that no further allowance shall be paid to him or that such other allowance as the Commission finds him to be entitled to shall be paid to him. R.S.O. 1960, c. 392, s. 44 (2).

46. Where the Commission is satisfied that a person to whom an allowance is payable under this Act is incapable of managing his own affairs, the Commission may direct that any cheque for moneys payable to him be made payable to a member of his family or household, and in that case the endorsement of the cheque by the person so designated by the Commission is a sufficient discharge of the Fund to the extent of such payment. R.S.O. 1960, c. 392, s. 45.

47. The interest of a person in the Fund and in an allowance under this Act is not subject to garnishment, attachment, seizure or other process of law and is not assignable. R.S.O. 1960, c. 392, s. 46.

48.—(1) A refund under this Act shall be made only after the receipt by the Commission of an application therefor in the prescribed form.

(2) Every refund shall be paid in a lump sum unless the person to whom it is payable, or, where he has died, his personal representative, states in the application that he wishes the amount to be paid in instalments, in which case the amount shall be paid in three equal instalments without additional interest on the days fixed by the Commission for the purpose.

(3) Where the person to whom a refund is payable dies and has no personal representative, the refund may be paid to such person as the Commission designates. R.S.O. 1960, c. 392, s. 47.

49.—(1) A person who,

(a) has credit in the Fund for less than ten years of service and who ceases to be employed; or

(b) has credit in the Fund for ten or more years of service
and who ceases to be employed before the calendar year in which he attained forty-five years of age, is entitled to a refund of an amount equal to the whole of his contributions to the Fund with interest on each amount contributed for the period of time it was in the Fund at the rate of 3 per cent per year compounded half-yearly, but no such refund shall be made until three months after the day upon which the person ceased to be employed.

(2) Notwithstanding subsection 1, where a person has withdrawn his contributions from the Fund and subsequently was employed and again ceased to be employed, no refund under subsection 1 shall be made until twelve months have elapsed after the day upon which the person again ceased to be employed.

(3) A person who has credit in the Fund for ten or more years of service and who was employed for at least twenty days in the calendar year in which he attained forty-five years of age is entitled to a refund of an amount equal to the whole of his contributions to the Fund in respect of service before the 1st day of January, 1965, with interest on each amount contributed for the period of time it was in the Fund at the rate of 3 per cent per year compounded half-yearly, but no such refund shall be made until three months after the day upon which the person ceased to be employed. 1968, c. 133, s. 6, amended.

50.—(1) A person who has withdrawn his contributions from the Fund and subsequently is employed for twenty or more days in a school year and desires to be reinstated in the Fund in respect of his former period of employment may be so reinstated by paying into the Fund an amount equal to the total of the contributions previously withdrawn and the interest thereon, if any, paid to him at the time of the withdrawal together with interest on such amount from the date of the withdrawal until the completion of the repayment, and any disability or superannuation allowance or other payment out of the Fund to which he may become entitled during the period of repayment shall be reduced actuarially during his lifetime by the amount withdrawn and not repaid. 1964, c. 115, s. 13 (1); 1966, c. 152, s. 26 (1).

(2) Notwithstanding subsection 1, a person who has elected to have a refund rather than an allowance under section 28 is not entitled to be reinstated in the Fund in respect of the period of employment for which the refund was made. 1966, c. 152, s. 26 (2).

(3) No person who has withdrawn his contributions from the Fund and is subsequently employed and elects to be reinstated in the Fund under subsection 1 is eligible for a disability allowance under section 29 or 30 nor are his dependants eligible for a dependant’s allowance under section 32 until he has been em-
ployed for two school years after his return to employment. R.S.O. 1960, c. 392, s. 50 (3); 1964, c. 115, s. 13 (2).

51. Where a person who is in receipt of a superannuation allowance becomes employed, no refund in respect of his contributions made after his return to employment shall be made except as provided in section 53. 1960-61, c. 98, s. 2.

52. Where a person who is not in receipt of an allowance dies and no dependant’s allowance becomes payable on his death, his personal representative is entitled to a refund of an amount equal to the amounts contributed by him to the Fund with interest on each amount for the period of time it was in the Fund to the date of death at the rate of 3 per cent per year compounded half-yearly. R.S.O. 1960, c. 392, s. 54; 1966, c. 152, s. 29, amended.

53. Where a person who is in receipt of an allowance dies and no dependant’s allowance becomes payable on his death, his personal representative is entitled to a refund of an amount equal to the amounts contributed by the person to the Fund with interest on each amount for the period of time it was in the Fund to the date of death at the rate of 3 per cent per year compounded half-yearly, reduced by an amount equal to the amounts paid out of the Fund to the person with interest to the date of death at the rate of 3 per cent per year compounded half-yearly. R.S.O. 1960, c. 392, s. 55, amended.

54. A person whose allowance ceased to be paid under section 45, other than a widower under section 32, is entitled to a refund out of the Fund of an amount equal to the amounts contributed by him to the Fund with interest on each amount for the period of time it was in the Fund at the rate of 3 per cent per year compounded half-yearly, reduced by an amount equal to the amounts paid out of the Fund to him with interest at the rate of 3 per cent per year compounded half-yearly. R.S.O. 1960, c. 392, s. 56, amended.

55. Where the payments made under section 32, or the amount of the allowance and any payments made under section 32, as the case may be, with interest at 3 per cent per year compounded half-yearly to the date of cessation of the payments, are less than the amount of the contributions of the person, with interest on each amount for the period of time it was in the Fund at 3 per cent per year compounded half-yearly to the same date, the amount of the difference shall be paid to his personal representative. R.S.O. 1960, c. 392, s. 57, amended.

56.—(1) A person who elects under The Public Service Superannuation Act to become a contributor to the Public Service Superannuation Fund is entitled to,
(a) a refund under section 48 for his non-continuous service as determined by the Public Service Superannuation Board; and

(b) a transfer to the Public Service Superannuation Fund of his contributions, the Government's contributions with respect thereto and interest on both such contributions for his continuous service as determined by the Public Service Superannuation Board.

(2) Where a person ceases to be employed and becomes a contributor to a fund approved by the Commission, a sum of money equal to his contributions with interest at 3 per cent compounded half-yearly may, upon his request, be paid out of the Fund into such other fund.

(3) Where a person's contributions in the Public Service Superannuation Fund are transferred under The Public Service Superannuation Act to the Fund, he is entitled to credit in the Fund for a period equal to the period for which he made contributions to the Public Service Superannuation Fund.

(4) Where a person's contributions to the Public Service Superannuation Fund are not transferred under The Public Service Superannuation Act to the Fund and he was engaged in teaching while he was a civil servant, he is entitled to credit in the Fund for a period equal to the period for which he made contributions to the Public Service Superannuation Fund upon payment into the Fund of an amount equal to the teacher contribution applicable at the time of such service, the Government's contribution with respect thereto and interest on both such contributions. 1966, c. 152, s. 25.

57. Where a person has been engaged as a teacher in Ontario and in another part of Canada or the Commonwealth for a period of time which, if the whole period had been served in Ontario would have entitled him to a superannuation allowance under this Act, and if reciprocal arrangements satisfactory to the Lieutenant Governor in Council are made by the authority having jurisdiction in that other part, the Lieutenant Governor in Council may make regulations providing for the payment to such person of a superannuation allowance under this Act, which shall bear the same ratio to the allowance to which he would have been entitled if all of his teaching had been done in Ontario, at the rates of salary he did in fact receive, as the number of his years of teaching in Ontario bears to the total number of his years of teaching. R.S.O. 1960, c. 392, s. 59.

58. Subject to the approval of the Lieutenant Governor in Council, the Commission may enter into agreements with the authorized representatives of any other pension fund respecting the terms and conditions upon which persons may transfer to or
Regulations

59. The Lieutenant Governor in Council may make regulations,

1. designating schools or classes within the meaning of subclause ii of clause e of section 1 or within the meaning of subclause iv of clause e of section 1;

2. designating associations or bodies of teachers within the meaning of subclause ix of clause e of section 1;

3. designating associations or bodies of boards or of trustees and ratepayers within the meaning of subclause x of clause e of section 1;

4. designating capacities within the meaning of subclause xi of clause e of section 1; R.S.O. 1960, c. 392, s. 58, pars. 1-4.

5. designating capacities and organizations for the purpose of subclause xii of clause e of section 1; 1966, c. 152, s. 30 (1).

6. designating teacher’s organizations for the purpose of clause b of subsection 2 of section 2;

7. prescribing the powers and duties of the officers of the Commission, or any of them;

8. prescribing the manner in which the nomination and election of the elected members of the Commission shall be conducted;

9. prescribing the form and manner in which and by whom the accounts and records of the Commission shall be kept;

10. prescribing the terms and conditions and times that persons may contribute to the Fund under subsection 5 of section 21; R.S.O. 1960, c. 392, s. 58, pars. 5-9.

11. prescribing the form of application for an allowance or refund and the information and material to be furnished therewith, including the form thereof, and prescribing other information and material that shall be taken into consideration by the Commission in considering applications for allowances or refunds;

12. prescribing the procedure to be followed by the Commission in considering and disposing of applications for allowances or refunds;

13. requiring persons who are contributors to the Fund or persons who are receiving allowances from the Fund,
and boards, to furnish information to or for the use of the Commission and prescribing the form thereof;

14. authorizing the Commission to require persons who are contributors to the Fund or persons who are receiving allowances from the Fund, and boards, to furnish information to or for the use of the Commission and prescribing the form thereof;  R.S.O. 1960, c. 392, s. 58, pars. 10-13.

15. governing persons who have been absent from duty,
   (a) because of ill-health,
   (b) because of pregnancy,
   (c) because of duties as jurors,
   (d) because of duties as members of the Legislative Assembly of Ontario or of the House of Commons of Canada,
   (e) in order to take a course of study approved by the Commission,
   (f) for a period of sabbatical leave under the by-law of the employing board, or
   (g) in order to travel, where the purpose of the travel is approved by the Commission,

and providing for and regulating the payment of contributions to the Fund in respect of such periods of absence;

16. governing persons who ceased to be employed,
   (a) because of ill-health,
   (b) because of pregnancy,
   (c) because of duties as members of the Legislative Assembly of Ontario or the House of Commons of Canada,
   (d) in order to take a course of study approved by the Commission, or
   (e) in order to travel, where the purpose of the travel is approved by the Commission,

and who are again employed and providing for and regulating the payment of contributions to the Fund in respect of such periods of unemployment;

17. prescribing the conditions under which credit may be given under the Act for teaching or inspectoral services performed,
   (a) in any part of Canada or the Commonwealth, other than Ontario, or
   (b) in a school maintained by the Government of Canada for children of members of the Canadian
Armed Forces, for Indians, or for inmates of penal institutions,
where the person is subsequently employed within the meaning of this Act, and prescribing the amount of such credit;

18. prescribing the conditions under which credit may be given under the Act for any period of teaching or supervisory services performed in a foreign country as the Commission may approve, and prescribing the amount of such credit;

19. prescribing the conditions under which credit for past teaching service in a designated private school may be given under the Act to persons who contribute to the Fund under any provision of the Act other than section 17, and prescribing the method of determining the period for which such credit may be given and the amount thereof; R.S.O. 1960, c. 392, s. 58, pars. 17-22, amended.

20. providing for and regulating the transfer from the Fund into any other fund established under the authority of the Parliament of Canada or the legislature of any province of Canada of an amount equal to a teacher's contributions, government contributions in respect thereof, and accumulated interest thereon, or equal to any one or more of them; 1966, c. 152, s. 30 (3).

21. prescribing the conditions under which credit in the Fund may be given where moneys are transferred to the Fund from the Public Service Superannuation Fund and prescribing the method of determining the period for which credit shall be given; R.S.O. 1960, c. 392, s. 58, par. 24; 1966, c. 152, s. 30 (4).

22. defining the meaning of "part-time employment" for the purpose of the regulations and prescribing the method of determining the period for which credit shall be given for part-time employment;

23. prescribing special provisions governing the conditions under which persons in receipt of allowances may become employed during a period that is declared by the regulations to be a period during which there is urgent need for their services and providing for reductions in the allowances paid to them; R.S.O. 1960, c. 392, s. 58, pars. 25, 26.

24. defining active service, providing for credits under this Act in respect of active service, and prescribing the terms and conditions upon which such credits may be
given, the method of determining the periods for which such credits may be given, and the amount thereof; 1961-62, c. 137, s. 3, amended.

25. respecting persons employed in schools whose board or teachers, or both, are reported by the Minister to the Commission as having failed to comply with any Acts or regulations administered by the Department including,
   (a) the terms and conditions upon which contributions shall be made to the Fund, and
   (b) the credit to be given to such persons in respect of the period of non-compliance;

26. prescribing the conditions under which a refund may be made to a person who establishes credit in the Fund under the regulations or who pays money into the Fund under the regulations for the purpose of establishing credit, and prescribing the method of determining the amount of such refund;

27. prescribing forms and providing for their use;

28. respecting any right or class thereof that is deemed to be prejudicially affected by the repeal of a predecessor of this Act and the substitution of another Act for such Act;

29. respecting any matter necessary or advisable to carry out effectively the intent and purpose of this Act. R.S.O. 1960, c. 392, s. 58, pars. 28-32, amended.