

PENSION & RETIREMENT ASSETS ON RELATIONSHIP BREAKDOWN: *Critical Updates*

When a relationship ends, dividing pensions and other retirement assets is complex and technical. Get the expert guidance you need to **advise with confidence**.

- Legislation changes and a new regulator: what these mean for you
- Navigating locked-in accounts
- Pension valuation and division: what family lawyers and pension professionals need to know to get the job done right
- Jurisdiction quandaries: how WHO and WHAT is WHERE matters

Register today at:

osgoodepd.ca/pr-assets

Program Chairs

Georgina L. Carson
MacDonald & Partners LLP

Anne Slivinskis
Senior Counsel,
Financial Services Regulatory
Authority of Ontario

Date and Time

September 27, 2019
9:00 a.m. – 4:00 p.m. EDT
In Person or Webcast

Online Replay:
October 21, 2019
9:00 a.m. – 4:00 p.m. EDT

Location

Osgoode Professional
Development
1 Dundas Street West, 26th Floor
Toronto, ON



Pension & Retirement Assets on Relationship Breakdown: *Critical Updates*

What pension professionals wish family lawyers understood and what family lawyers want pension professionals to know.

This unique one-day program brings together family law, pensions and actuarial experts. If you practice in family law or work with pensions, this must-attend program will provide you with the key knowledge and practical strategies you need to tackle the most challenging issues in pension and retirement asset entitlement that arise on relationship breakdown.

Drill down on:

- Paper vs actual value of the pension plan: why the difference matters to your clients
- The intersection of the *Family Law Act* and the *Pension Benefits Act*
- Farewell FSCO, Hello FSRA! Introduction to the new pension regulator and an overview of new rule-making authority for family law matters
- The vexing issue of valuations, including how to read pension valuations and underlying statements
- LIRAs, LIFs and LRIFs: What are they? Can the funds be unlocked?
- Spousal rights to share in severance/termination packages

Who Should Attend?

- Family Lawyers
- Pension Lawyers
- Pension Administrators
- Financial Advisors

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Agenda

8:30 a.m.

Registration Opens

9:00 a.m.

Welcome From the Chairs

Georgina Carson

MacDonald and Partners LLP

Anne Slivinskaskas

Senior Counsel, Financial Services
Regulatory Authority of Ontario

9:10 a.m.

Pensions As Property: Key Concepts

Georgina Carson

MacDonald and Partners LLP

Stefania Arlotto

Counsel, Ministry of Finance (Ontario)

- Statutory framework: Intersection of the *Family Law Act* and the *Pension Benefits Act*
- Key concepts in equalization
- Types of retirement arrangements: Government programs; Private Employment Pensions; other Private Retirement Income Sources (RRSPs, RRIFs, TFSAs, Locked-in Retirement Vehicles, Annuities, CPP)
- Overview of the pension valuation process
- Misconceptions about pension "division"
- Satisfying an equalization entitlement with pension assets

9:55 a.m.

Pension Modernization: The Key Changes You Need to Know – and Why

Mark Eagles

Senior Manager, Pension Policy, Financial Services Regulatory Authority of Ontario

Anne Slivinskaskas

Senior Counsel, Financial Services
Regulatory Authority of Ontario

- Payment of variable benefits from defined contribution pension plans – how will valuation and division work in the new regime?
- Expansion of Target Benefit Framework
- Farewell FSCO, Hello FSRA! Overview of the new rule-making authority for family law matters

10:30 a.m.

Refreshment Break

10:45 a.m.

Jurisdiction Quandaries

Samantha Chousky

Goldhart & Associates

Mariette P.H. Matos

Senior Counsel, Ministry of the Attorney General, Legal Services Branch, Treasury Board Secretariat

Drill down on some of the common jurisdiction issues that make this complicated area all the more challenging.

- What are the ramifications that arise when either the parties or the employer are out of Ontario at the time of separation?
- Which pension rules apply?
- How to navigate international issues, including court orders and transferring funds out of Canada
- Dealing with Québec's distinct family law regime

11:30 a.m.

The Vexing Issue of Valuations

Guy Martel, F.S.A., F.C.I.A

GML Actuaries

David Wolgelerenter, B.Sc., F.S.A., F.C.I.A., M.B.A

DSW Actuarial Services Inc.

Get expert guidance on the ins and outs of the actuarial valuation process.

- How to read pension valuations and

underlying statements

- What should you look out for?
- What are the inputs and assumptions?
- About what should you be vigilant?
- Tax deductions or tax gross up
- Differences between ON and federal valuations

12:15 p.m.

Lunch and Special Address

Chris Stankiewicz

Claims Counsel, LAWPRO

1:30 p.m.

After the Love Has Gone and the Lump Sum Transferred: Navigating Locked-In Accounts

Julie K. Hannaford

J K Hannaford Barristers

Kim Ozubko

Miller Thomson LLP

LIRAs, LIFs and LRIFs: What are they? Can the funds be unlocked? And other answers to questions about locked-in accounts and other mysteries of the universe commonly asked by spouses in receipt of lump sum transfers.

2:15 p.m.

Spousal Entitlement to Employee-Related Benefits and RRSPs

Georgina Carson

MacDonald and Partners LLP

- Entitlement to employee-related benefits
 - extended health benefits
 - disability insurance
 - life insurance
 - supplemental pension benefits
- Entitlement to RRSPs
- Spousal rights to share in severance/ termination package; RRSPs, life

insurance, double-dipping pensions and spousal support, disability insurance

2:45 p.m.

Refreshment Break

3:00 p.m.

Red Flag Roundtable: What You Need To Watch out For... And Why

Georgina Carson

MacDonald and Partners LLP

Jay Jeffery, F.S.A., F.C.I.A

Dilkes, Jeffery & Associates

Wendela M. Napier

Unifor Legal Services Plan

Michelle Rival

Senior Consulting Lawyer, Willis Towers Watson

Anne Slivinskas

Senior Counsel, Financial Services Regulatory Authority of Ontario

- Paper vs actual value: the important differences and why you need to understand them
- Survivor benefits:
 - Living separate and apart under the same roof – what pension professionals need to know
 - Spousal status issues including what is the scope of an administrators' responsibility to determine spousal status where there is a discrepancy between the retirement application and spouse's claim
 - When is it possible to use the post-retirement spousal waiver form?

“Speakers and topics presented [were] interesting and concise... [a] very productive day.”

Charles Brophy
Brophy Financial Planning

Chairs

Georgina L. Carson
MacDonald & Partners LLP

Anne Slivinskas
Senior Counsel,
Financial Services Regulatory
Authority of Ontario

Featured Speaker

Chris Stankiewicz
Claims Counsel, LAWPRO

Faculty Includes

Stefania Arlotto
Counsel,
Ministry of Finance (Ontario)

Samantha Chousky
Goldhart & Associates

Mark Eagles
Senior Manager,
Pension Policy, Financial
Services Regulatory
Authority of Ontario

Julie K. Hannaford
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Mariette P.H. Matos
Senior Counsel, Ministry of
the Attorney General,
Legal Services Branch,
Treasury Board Secretariat

Wendela M. Napier
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Kim Ozubko
Miller Thomson LLP

Michelle Rival
Senior Consulting Lawyer,
Willis Towers Watson

David Wolgelerenter,
B.Sc., F.S.A., F.C.I.A., M.B.A
DSW Actuarial Services Inc.

Registration Details

Fee per Delegate: \$545 plus HST
Early-Bird: \$445 + HST (expires July 31, 2019)
New Licensees/Calls (2016-2019): \$222.50 + HST

Fees include attendance, program materials, lunch and break refreshments. Group discounts are available. Visit www.osgoodepd.ca/group-discounts for details. Please inquire about financial assistance.

Program Changes

We will make every effort to present the program as advertised, but it may be necessary to change the date, location, speakers or content with little or no notice. In the event of program cancellation, York University's and Osgoode Hall Law School's liability is limited to reimbursement of paid fees.

Cancellations and Substitutions

Substitution of registrants is permitted at any time. If you are unable to find a substitute, a full refund is available if a cancellation request is received in writing 14 days prior to the program date. If a cancellation request is made with less than 14 days notice, a \$75 administration fee will apply. No other refund is available.



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