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Financial Services Commission of Ontario Commission des services financiers de l'Ontario

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Taken from the "Your Questions Answered" column published in the PCO Bulletin. Please see the disclaimer at the beginning of the directory.

Note: Due to legislative changes, the references to "PCO" should now read "FSCO."

## Costs are incurred in preparing wind up and surplus applications. Does the PCO have a policy concerning what level of expenses is acceptable? If so, does the fund or the sponsor pay the expense?

In the case of a wind up, the payment of expenses is governed by the language of the plan text. In the case of a surplus application, since members must consent to the employer receiving any share of surplus, the PCO's policy is to require full disclosure of all arrangements pertaining to the application for and distribution of surplus, in the surplus-sharing agreement.