

**MEMORANDUM OF AGREEMENT
 BETWEEN
 HER MAJESTY THE QUEEN IN THE RIGHT OF THE PROVINCE OF NOVA SCOTIA
 REPRESENTED BY THE MINISTER OF FINANCE
 AND
 THE NOVA SCOTIA TEACHERS' UNION
 A BODY CORPORATE ESTABLISHED PURSUANT TO THE TEACHING PROFESSION ACT,
 BEING CHAPTER 462 REVISED STATUTES 1989**

Whereas Sections 14 and 20 of Chapter 26 of the Acts of 1998, the *Teachers' Pension Act* provides that the Minister of Finance ("the Minister") and the Nova Scotia Teachers' Union ("the Union") may make regulations setting out the terms of the Teachers' Pension Plan ("the Pension Plan");

And whereas the *Teachers' Pension Plan Regulations* ("the Regulations") were made as of March 31, 1999, as Nova Scotia Regulation 88/99;

And whereas the By-laws of the Union, as amended by Resolution 2000-15, authorize the Executive of the Union to exercise on behalf of the Union the powers of the Union under the *Teachers' Pension Act*;

And whereas by resolution of the Executive of the Union dated May 26, 2014, the Executive approved the amendments to the Regulations (subsections 5(2C), ~~5(2D)~~ and 17(2A) and clauses 5(3)(a), 5(3)(b) and 31(1)(ai)) as set out in Schedule "A" attached hereto and authorized the President of the Union to sign the amendments to the Regulations on behalf of the Executive;

The Minister and the Union hereby make the amendments to the Regulations in the form and manner attached hereto as Schedule "A", effective on and after August 1, 2014.

Signed and sealed in the presence of :

Jean Collin
 Witness

Jean Ling
 Witness

Diana Whalen
 Honourable Diana C. Whalen
 Minister of Finance and Treasury Board

June 19, 2014
 Date

Shelley Morse
 Shelley Morse
 President, Nova Scotia Teachers' Union

June 16, 2014
 Date

SCHEDULE "A"

**AMENDMENTS TO THE *TEACHERS' PENSION PLAN REGULATIONS*
(SUBSECTIONS 5(2C), 5(2D) AND 17(2A) AND CLAUSES 5(3)(A), 5(3)(B) AND 31(1)(AI))
MADE PURSUANT TO SECTIONS 14 AND 20
OF THE ACTS OF 1998, C. 26,
*THE TEACHERS' PENSION ACT***

1. Add subsection 5(2C) as follows:

5(2C) A member who commences receiving Union Long Term Disability Insurance benefits on or after August 1, 2014 shall contribute to the Fund and accumulate pensionable service on the same basis as an employed member who is in receipt of pensionable earnings from a participating employer.

2. Add subsection 5(2D) as follows:

5(2D) A member who is contributing to the Fund under subsection (2C) shall make contributions based on the pensionable earnings they would receive for the position they held immediately prior to being absent from duty on unpaid sick leave or commencing to receive Union Long Term Disability Insurance benefits.

3. Repeal clause 5(3)(a) and replace with:

5(3)(a) The Minister shall match the contributions made by members employed by school boards, the Union or the Canadian Teachers' Federation, including members who are contributing to the Fund under subsection (2C).

4. Repeal clause 5(3)(b) and replace with:

5(3)(b) Participating employers other than those in clause (a) shall match the contributions made by the members they employ, including members who are contributing to the Fund under subsection (2C).

5. Add subsection 17(2A) as follows:

17(2A) Despite subsections (1) and (2), no application for a disability pension shall be received by the Plan administrator after July 31, 2014 unless the applicant was absent from duty on unpaid sick leave as at June 30, 2014 and the application is made before August 1, 2016.

6. Add clause 31(1)(ai) as follows:

31(1)(ai) Despite clause (a), a member who commences receiving Union Long Term

Disability Insurance benefits on or after August 1, 2014 may purchase a period of pensionable service equal to the period during which the member was absent from duty on unpaid sick leave without being subsequently re-employed for a period of not fewer than 50 days in a school year.