



Sept 1, 2005

British Columbia Securities Commission
Alberta Securities Commission
Saskatchewan Financial Services Commission
Manitoba Securities Commission
Ontario Securities Commission
Autorité des marchés financiers
New Brunswick Securities Commission
Registrar of Securities, Prince Edward Island
Nova Scotia Securities Commission
Superintendent of Securities, Newfoundland and Labrador
Registrar of Securities, Northwest Territories
Registrar of Securities, Yukon Territory
Registrar of Securities, Nunavut

c/o: John Stevenson, Secretary, Ontario Securities Commission, Toronto, ON
Anne-Marie Beaudoin, Autorité des marchés financiers, Montréal, QC

Dear Sirs and Mesdames:

Re: Request for Comment – Revised Proposed National Instrument 81-107 *Independent Review Committee for Investment Funds* (the “Revised Rule”)

The Association of Canadian Pension Management (ACPM) represents private and public sector pension plan sponsors, administrators and other stakeholders. The ACPM's 700 members across Canada represent plans with assets of over \$300 billion and over 3 million plan members.

We were pleased to see you confirm, in publishing the Revised Rule for further comment, that the Revised Rule continues to exclude capital accumulation plans (CAPs) and other pooled funds, which includes defined-benefit pension funds. However, we would still like to be assured that the costs and benefits for CAP members who invest in mutual funds (which would be subject to the Revised Rule) have been properly weighed.

In our comment letter dated April 14, 2004, we stated that the additional costs and complexities inherent in the proposal do not seem to balance the benefit that may be achieved. In its January 2004 proposed methodology, the Ontario Securities Commission (OSC) stated that the OSC always overestimates the costs and underestimates the benefits. The costs and benefits must be quantified as precisely as possible before a project of this magnitude is implemented. If the OSC believes that the costs are overstated or that changes arising from the Revised Rule need to be incorporated into that analysis, the OSC should revise its methodology and then carry out the appropriate analysis. We recommend that the Revised Rule not be implemented until the OSC has quantified the total costs and total benefits, and stakeholders have had a chance to review those findings.

...2

We have made substantially similar comments to the British Columbia Securities Commission in respect of the Revised Rule and B.C. Notice 2005/30.

Yours truly,

The Association of Canadian Pension Management

A handwritten signature in black ink that reads "Becky West". The signature is written in a cursive, flowing style.

Becky West
Chair, Advocacy and Government Relations Committee