
PENSION VALUATORS OF CANADA

Valuing Pensions Is Our Only Business

Providing the Best Service Is Our Primary Concern

Attention: Family Law Lawyers

Bulletin No. 106

“EARLIEST DATE OF UNREDUCED PENSION ?

NOT ALWAYS !

Some pension valuers produce an unreasonably high value for a pension because they assume the wrong retirement date. There is presently considerable misunderstanding and misinterpretation of court cases dealing with this point. Early cases indicated that you always assume the earliest date of unreduced pension. More recent cases (especially one just recently reported) rightly established that you must consider the most probable date (which may not be the earliest date). This can sometimes cut the value of the pension in half.

Even if the "Earliest Date" is used, there must be proper, logical provision for the fact that necessary criteria have not been met.

In a recent case of ours we calculated the value based on three different retirement ages. Age 59 gave a value of



\$92,585. Age 60 gave a value of \$88,925, and age 65 gave \$64,150. Counsel were able to show that the client couldn't retire before age 65 and thereby save the client about \$14,000. Court cases backed up our arguments.

For a more detailed written explanation of this (with references to applicable court cases), please contact us. You may be able to argue a much lower value for your client's pension.

For further information please call Pension Valuers of Canada at **1-800-891-9122** or fax us at 1-705-749-6762.

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