



Office of the Superintendent of
Financial Institutions Canada

Bureau du surintendant des
institutions financières Canada

Office of the Superintendent of Financial Institutions

2017 to 2018

Fees Report

The Honourable William Francis Morneau, P.C., M.P.
Minister of Finance



Canada

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Superintendent's Message

On behalf of the Office of the Superintendent of Financial Institutions (OSFI), I am pleased to present the 2017 to 2018 Report on Fees.

On June 22, 2017, the [Service Fees Act](#)ⁱ received royal assent, thereby repealing the [User Fees Act](#)ⁱⁱ.

The Service Fees Act introduces a modern legislative framework that enables cost-effective delivery of services and, through enhanced reporting to Parliament, improved transparency and oversight. The act provides for:

- a streamlined approach to consultation and the approval of new or modified fees
- a requirement for services to have service standards and reporting against these standards, along with a policy to remit fees to fee payers when standards are not met
- an automatic annual fee adjustment by the Consumer Price Index (CPI) to ensure that fees keep pace with inflation
- annual detailed reporting to Parliament in order to increase transparency

This 2017 to 2018 Fees Report is the first report to be prepared under the Service Fees Act. The report includes new information such as a detailed listing of all fees along with future year fee amounts. Additional fee information will be included starting next fiscal year, once OSFI fully transitions to the Service Fees Act regime.

I welcome the increased transparency and oversight that the Service Fees Act's reporting regime embodies, and I am fully committed to transitioning OSFI to this modern framework.

Jeremy Rudin

General fees information

The tables that follow provide information on each category of fees, including:

- the name of the fee category
- the date that the fee (or fee category) was introduced and last amended (if applicable)
- service standards
- performance results against these standards
- financial information regarding total costs, total revenues and remissions

In addition to the information presented by fee category, there is a summary of the financial information for all fees as well as a listing of fees under the department's authority. This listing includes the existing fee dollar amounts and the adjusted dollar fee amount for a future year.

General and financial information by fee category

General Information

Fee category	Superintendent Non-deemed Approvals Except Deposit and Trust Agreements and Letters of Credit <ul style="list-style-type: none"> • S1-21 Approval to maintain a representative office of a foreign bank • S1-40 Reservation of a name • S2-02 Accreditation of a provincial reinsurer
Fee-setting authority	Office of the Superintendent of Financial Institutions (OSFI) Actⁱⁱⁱ
Year introduced	1999
Year last amended	2006
Service standard	90% will be processed in less than 60 calendar days of receipt.
Performance results	100% were processed in less than 60 calendar days of receipt.
Other information	Regulatory fee

Financial information (dollars)

2016–17 Revenue	2017–18 Revenue	2017–18 Cost*	2017–18 Remissions†
16,320	43,040	43,040	Not applicable

* The amount includes direct and indirect costs, where such costs are identifiable and material.

† A remission is a partial or full return of a fee paid. Under the Service Fees Act, departments are required to develop policies that determine when fees will be remitted to fee payers should service standards not be met. The requirement for departments to remit is anticipated to come into effect on March 31, 2020. This effective date allows departments time to develop remissions policies and adjust service standard tracking and remittance systems. During fiscal year 2017 to 2018, some departments may have issued remissions, in accordance with their authority of their enabling legislation or regulation, as opposed to the authority given by the Service Fees Act. It is remissions issued under enabling legislations or regulations that are shown above.

General Information

Fee category	Ministerial Approvals <ul style="list-style-type: none"> • S1-01 Letters patent of incorporation • S1-02 Letters patent of continuance • S1-03 Order permitting a foreign bank to carry on banking business in Canada • S1-04 Order approving the insuring in Canada of risks by a foreign body corporate • S1-14 Exemption from material banking group status • S1-15 Approval for a foreign bank or entity associated with a foreign bank to have a financial establishment in Canada • S1-16 Approval for a foreign bank or entity associated with a foreign bank in respect of investments and activities
Fee-setting authority	OSFI Act
Year introduced	1999
Year last amended	2006
Service standard	80% will be processed in less than 90 calendar days of receipt.
Performance results	100% were processed in less than 90 calendar days of receipt.
Other information	Regulatory fee

Financial information (dollars)

2016–17 Revenue	2017–18 Revenue	2017–18 Cost*	2017–18 Remissions†
340,789	201,051	201,051	Not applicable

* The amount includes direct and indirect costs, where such costs are identifiable and material.

† A remission is a partial or full return of a fee paid. Under the Service Fees Act, departments are required to develop policies that determine when fees will be remitted to fee payers should service standards not be met. The requirement for departments to remit is anticipated to come into effect on March 31, 2020. This effective date allows departments time to develop remissions policies and adjust service standard tracking and remittance systems. During fiscal year 2017 to 2018, some departments may have issued remissions, in accordance with their authority of their enabling legislation or regulation, as opposed to the authority given by the Service Fees Act. It is remissions issued under enabling legislations or regulations that are shown above.

General Information

Fee category	Precedents / Rulings / Interpretations <ul style="list-style-type: none"> S2-01 Written, precedent-setting ruling relating to the quality of capital S2-03 Written interpretation of Acts, regulations, guidelines or rulings
Fee-setting authority	OSFI Act
Year introduced	1999
Year last amended	2003
Service standard	80% will be processed in less than 180 calendar days of receipt.
Performance results	100% were processed in less than 180 calendar days of receipt.*
Other information	Regulatory fee

*Two cases were processed in 2017-18 where an Interpretation was issued. Fees were however waived as the interpretations formed part of existing cases.

Financial information (dollars)

2016–17 Revenue	2017–18 Revenue*	2017–18 Cost**	2017–18 Remissions†
6,222	0	0	Not applicable

* Two cases were processed in 2017-18 where an Interpretation was issued. Fees were however waived as the interpretations formed part of existing cases.

**The amount includes direct and indirect costs, where such costs are identifiable and material.

† A remission is a partial or full return of a fee paid. Under the Service Fees Act, departments are required to develop policies that determine when fees will be remitted to fee payers should service standards not be met. The requirement for departments to remit is anticipated to come into effect on March 31, 2020. This effective date allows departments time to develop remissions policies and adjust service standard tracking and remittance systems. During fiscal year 2017 to 2018, some departments may have issued remissions, in accordance with their authority of their enabling legislation or regulation, as opposed to the authority given by the Service Fees Act. It is remissions issued under enabling legislations or regulations that are shown above.

General Information

Fee category	Non-precedential Confirmations of Quality of Capital <ul style="list-style-type: none"> S2-04 Written, non-precedent-setting confirmation of quality of capital
Fee-setting authority	OSFI Act
Year introduced	1999
Year last amended	2003
Service standard	90% will be processed in less than 60 calendar days of receipt.
Performance results	100% were processed in less than 60 calendar days of receipt.
Other information	Regulatory fee

Financial information (dollars)

2016–17 Revenue	2017–18 Revenue	2017–18 Cost*	2017–18 Remissions†
61,500	72,600	72,600	Not applicable

* The amount includes direct and indirect costs, where such costs are identifiable and material.

† A remission is a partial or full return of a fee paid. Under the Service Fees Act, departments are required to develop policies that determine when fees will be remitted to fee payers should service standards not be met. The requirement for departments to remit is anticipated to come into effect on March 31, 2020. This effective date allows departments time to develop remissions policies and adjust service standard tracking and remittance systems. During fiscal year 2017 to 2018, some departments may have issued remissions, in accordance with their authority of their enabling legislation or regulation, as opposed to the authority given by the Service Fees Act. It is remissions issued under enabling legislations or regulations that are shown above.

General Information

Fee category	Copies of Corporate Documents and Certificates of Confirmation <ul style="list-style-type: none"> • S2-10 Copies of any one of the following corporate documents (per request and per body corporate): <ul style="list-style-type: none"> (a) a certificate of confirmation; (b) a certified copy of letters patent or of incorporation or amalgamation documents; and (c) the corporate history of a body corporate.
Fee-setting authority	OSFI Act
Year introduced	1999
Year last amended	2003
Service standard	90% will be processed within two business days of receipt.
Performance results	100% were processed within two business days of receipt.
Other information	Other products and services fee

Financial information (dollars)

2016–17 Revenue	2017–18 Revenue	2017–18 Cost*	2017–18 Remissions†
100,800	119,705	119,705	Not applicable

* The amount includes direct and indirect costs, where such costs are identifiable and material.

† A remission is a partial or full return of a fee paid. Under the Service Fees Act, departments are required to develop policies that determine when fees will be remitted to fee payers should service standards not be met. The requirement for departments to remit is anticipated to come into effect on March 31, 2020. This effective date allows departments time to develop remissions policies and adjust service standard tracking and remittance systems. During fiscal year 2017 to 2018, some departments may have issued remissions, in accordance with their authority of their enabling legislation or regulation, as opposed to the authority given by the Service Fees Act. It is remissions issued under enabling legislations or regulations that are shown above.

General Information

Fee category	Fees for processing requests filed under the Access to Information Act
Fee-setting authority	Access to Information Act ^{iv}
Year introduced	1988
Year last amended	1992
Service standard	A response is provided within 30 days following receipt of a request; the response time may be extended under section 9 of the Access to Information Act.
Performance results	The department responded within 30 days in 100% of cases.*
Other information	Other products and services fee Under the Access to Information Act, fees under \$25 may be waived when deemed to be in the public interest. Fees waived during 2017–18 totalled \$20.

*Includes cases where a Notice of Extension is sent to the requester within 30 days of receipt of the request.

Financial information (dollars)

2016–17 Revenue	2017–18 Revenue	2017–18 Cost*	2017–18 Remissions†
255	205	440,525	Not applicable

* The amount includes direct and indirect costs, where such costs are identifiable and material.

† A remission is a partial or full return of a fee paid. Under the Service Fees Act, departments are required to develop policies that determine when fees will be remitted to fee payers should service standards not be met. The requirement for departments to remit is anticipated to come into effect on March 31, 2020. This effective date allows departments time to develop remissions policies and adjust service standard tracking and remittance systems. During fiscal year 2017 to 2018, some departments may have issued remissions, in accordance with their authority of their enabling legislation or regulation, as opposed to the authority given by the Service Fees Act. It is remissions issued under enabling legislations or regulations that are shown above.

General Information

Fee category	Assessments for the regulation and supervision of federally regulated financial institutions and federally registered private pension plans
Fee-setting authority	OSFI Act
Year introduced	1987
Year last amended	2018
Service standard	n/a
Performance results	n/a
Other information	OSFI is funded mainly through assessments on the financial institutions and private pension plans that it regulates and supervises.

Financial information (dollars)

2016–17 Revenue	2017–18 Revenue	2017–18 Cost*	2017–18 Remissions†
139,063,623	145,573,257	145,573,257	Not applicable

* The amount includes direct and indirect costs, where such costs are identifiable and material.

† A remission is a partial or full return of a fee paid. Under the Service Fees Act, departments are required to develop policies that determine when fees will be remitted to fee payers should service standards not be met. The requirement for departments to remit is anticipated to come into effect on March 31, 2020. This effective date allows departments time to develop remissions policies and adjust service standard tracking and remittance systems. During fiscal year 2017 to 2018, some departments may have issued remissions, in accordance with their authority of their enabling legislation or regulation, as opposed to the authority given by the Service Fees Act. It is remissions issued under enabling legislations or regulations that are shown above.

Financial totals for all fee categories

Total revenues, cost and remissions (dollars)

2016–17 Total revenue	2017–18 Total revenue	2017–18 Total cost	2017–18 Total remissions
139,589,509	146,009,858	146,450,178	Not applicable

Note: the totals are the sums of the revenues, costs and remissions reported for all fee categories in the “Financial information” tables.

Fees under the department's authority

Fee amounts for 2017–18 and 2019–20 and for a future fiscal year, as applicable (dollars)

Name of fee	2017–18 Fee amount	2019–20 Adjusted fee amount*	Future fee amount and fiscal year†
S1-01 Letters patent of incorporation	32,000	32,704	Not applicable
S1-02 Letters patent of continuance	32,000	32,704	Not applicable
S1-03 Order permitting a foreign bank to carry on banking business in Canada	32,000	32,704	Not applicable
S1-04 Order approving the insuring in Canada of risks by a foreign body corporate	32,000	32,704	Not applicable
S1-14 Exemption from material banking group status	8,000	8,176	Not applicable
S1-15 Approval for a foreign bank or an entity associated with a foreign bank to have a financial establishment in Canada	8,000	8,176	Not applicable
S1-16 Approval for a foreign bank or an entity associated with a foreign bank in respect of investments and activities	8,000	8,176	Not applicable
S1-21 Approval to maintain a representative office of a foreign bank	4,800	4,906	Not applicable
S1-40 Reservation of a name	800	818	Not applicable
S2-01 Written, precedent-setting ruling relating to the quality of capital	6,400	6,541	Not applicable
S2-02 Accreditation of a provincial reinsurer	4,000	4,088	Not applicable
S2-03 Written interpretation of Acts, regulations, guidelines or rulings	4,000	4,088	Not applicable
S2-04 Written, non-precedent-setting confirmation of quality of capital	4,000	4,088	Not applicable
S2-10 Copies of any one of the following corporate documents (per request and per body corporate): (a) a certificate of confirmation; (b) a certified copy of letters patent or of incorporation or amalgamation documents; and (c) the corporate history of a body corporate.	160 for up to 20 copies plus 5 for each additional copy	164 for up to 20 copies plus 5 for each additional copy	Not applicable

Assessment of Financial Institutions Fees	The fees are determined by formulas that can be found in the Assessment of Financial Institutions Regulations^v	The adjusted fees are determined by formulas that can be found in the Assessment of Financial Institutions Regulations^{vi}	Not applicable
Assessment of Pension Plans Fee	The fee is determined by a formula that can be found in the Assessment of Pension Plans Regulations^{vii}	The adjusted fee is determined by a formula that can be found in the Assessment of Pension Plans Regulations^{viii}	Not applicable

* Fees are adjusted annually in one of two ways: (1) Under the Service Fees Act, fees are adjusted in each fiscal year by the percentage change over 12 months in the April All-Items Consumer Price Index for Canada, as published by Statistics Canada for the previous fiscal year. The Consumer Price Index rate for this report is 2.2%. (2) The fee is subject to a periodic adjustment at a predetermined rate, in accordance with another authority in legislation or regulation.

† The “future fee amount and fiscal year” is the new amount of the fee, in a future fiscal year other than 2019–20, adjusted by a predetermined rate, in accordance with the authority in legislation or regulation.

Endnotes

- i. Services Fees Act, <https://laws-lois.justice.gc.ca/eng/acts/S-8.4/index.html>
- ii. User Fees Act, <https://laws-lois.justice.gc.ca/eng/acts/U-3.7/20040331/P1TT3xt3.html>
- iii. Office of the Superintendent of Financial Institutions Act, <https://laws-lois.justice.gc.ca/eng/acts/O-2.7/page-1.html>
- iv. Access to Information Act, <https://laws-lois.justice.gc.ca/eng/acts/A-1/index.html>
- v. Assessment of Financial Institutions Regulations, <https://laws-lois.justice.gc.ca/eng/regulations/SOR-2016-297/FullText.html>
- vi. Assessment of Financial Institutions Regulations, <https://laws-lois.justice.gc.ca/eng/regulations/SOR-2016-297/FullText.html>
- vii. Assessment of Pension Plans Regulations, <https://laws-lois.justice.gc.ca/eng/regulations/SOR-2011-317/index.html>
- viii. Assessment of Pension Plans Regulations, <https://laws-lois.justice.gc.ca/eng/regulations/SOR-2011-317/index.html>