



TO: MEMBERS OF FACILITY ASSOCIATION

**ATTENTION: CHIEF EXECUTIVE OFFICER
ONTARIO POOL PROJECT MANAGER**

BULLETIN NO.: F18-067

DATE: SEPTEMBER 14, 2018

**SUBJECT: ONTARIO RISK SHARING POOL
- EXPENSE FACTOR FORM**

This is to inform you that the Facility Association Plan of Operation, Article XI.1, Section 6 (b), requires every member using the Ontario Risk Sharing Pool (“RSP”) to submit its expense factor to the Facility Association.

The Facility Association Board of Directors has approved a maximum Ontario expense factor of 31% for the 2019 calendar year. Please find enclosed the Expense Factor Form together with instructions for its completion. If you require any assistance or clarification on completion of this form, please contact Christian Punzal at 416-863-1750 ext. 4812 or cpunzal@facilityassociation.com. Also, please note that the Expense Factor Form must be certified by a Fellow of the Canadian Institute of Actuaries.

We request that you complete the Expense Factor Form and return it to us **no later than October 1, 2018**.

We thank you for your anticipated co-operation in this matter.

David J. Simpson, M.B.A., FCIP, C. Dir.
President & C.E.O.

Encl.

Please forward a copy of this bulletin to your Chief Financial Officer.

FACILITY ASSOCIATION

RISK SHARING POOL (ONTARIO) **Expense Factor Form - Instructions**

Each member company is allocated a unique company number by I.B.C. for statistical reporting. This is the same number which you use for Facility Association and should be the same number which you will report on this Expense Factor Form.

The name of the member company should correspond with the company number. If, within the same organization, there are **several companies each with a separate company number**, then a **separate Expense Factor Form** should be used for each company.

Where there are several companies operating within **a single company number and they have submitted more than one rate filing**, these companies would still have to **file a single Expense Factor Form**; however they would have to indicate therein their Weighted Average Expense Factor.

Where a member company is conducting its business through different distribution channels such as “group plan” the company may have filed separate rates, it would then have to calculate the Weighted Average Expense Factor for all such filings.

The expenses to be reflected in the Expense Factor Form should be expressed as a percentage of written premiums.

1. The FSCO Expense Factor percentage is for that particular company with the same company number.

The Expense Factor percentage to be applied is the one which has been most recently approved by FSCO for Personal Vehicles - Private Passenger Automobiles and not necessarily the one which was filed with FSCO.

For this purpose, it is assumed that the FSCO Expense Factor, as defined, makes provision for categories of expense such as Commissions, Taxes, Assessments, Operating Expenses and possibly Loss Adjustment Expenses, but specifically excludes any provision for profit or return on equity and furthermore excludes any offsetting provision for the contribution of investment income on the cash flow from insurance operations.

RSP (Ontario) Expense Factor Form - Instructions

2. For those companies which do not include in their expense factor filed with FSCO, the External/Allocated Loss Adjustment Cost or the Internal/Unallocated Loss Adjustment Cost, these expense factors should be added on.

Please note that some companies do include these expenses within their overall expense factor filed with FSCO. In that case, this item should be left blank.

3. Some companies apply the Monthly Policy Service Charge to offset against their underwriting expenses; as a result the expense factor is reduced by the Monthly Policy Service Charge earned. If your company has reduced its FSCO expense factor by such Monthly Policy Service Charge, you should add back the reduction for Monthly Policy Service Charge included in your FSCO filing, to a maximum as established by the Board of Directors of the Facility Association (see item 7 below).

Other companies add the Monthly Policy Service Charge to their investment income or other underwriting income. If your company follows one of these practices, this item should be left blank.

4. Companies which include provisions for Premium Taxes and/or Assessment of Health System Costs in their expense factor filed with FSCO should take out these provisions under this item. Otherwise, this item should be left blank.

For this purpose, Premium Taxes are narrowly defined to exclude other types of expenses such as license fees, dues, assessments, etc.

5. Professional Fees here refers to specific first party, allocated legal and other approved fees incurred for loss settlement purposes, which are as follows:

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|---|---|
| (i) Accounting Services | (ii) Actuarial Services |
| (iii) Alternate Dispute Resolution Services | (iv) Arbitration |
| (v) Architectural Services | (vi) Autopsy Reports |
| (vii) Coroners' Court transcripts | (viii) Court Stenographers transcripts |
| (ix) Engineering Services | (x) Notarial Services |
| (xi) Medical Reports | (xii) Salvage (seller fees only) |
| (xiii) Translations | (xiv) First Party Legal Fees (excluding disbursements investigative in nature i.e. police and surveillance reports) |

Please note that companies do not have to calculate this percentage, as it is preprinted on the Form. The percentage preprinted on the Form is estimated by Facility Association as an average percentage for the whole industry and the same percentage applies to all member companies.

RSP (Ontario) Expense Factor Form - Instructions

Member companies will be reimbursed for these fees on an actual paid basis. Members will however have to provide notification of such expenses to the Risk Sharing Pool for reimbursement.

6. The Risk Sharing Pool expense factor is intended to include a provision for regular commission only. If the member company has made provision in their expense factor filed with FSCO for an additional expense for Contingent Profit Commission, this provision should be taken out under this item. Otherwise, this item should be left blank.

7. The Board of Directors of the Facility Association will, before the end of September of each year, establish the Maximum Expense Factor to be used for the subsequent calendar year.

Please note that although the Risk Sharing Pool does not require you to submit the back-up materials with the Expense Factor Form it does reserve its right to audit and as such, we request that you retain the appropriate back-up material for a minimum period of two years.