

Addendum

Addendum for New Brunswick LIRAs

This Addendum sets out further provisions required by the applicable pension legislation of **New Brunswick**.

The Addendum forms part of the main LIRA Agreement to which it is attached. In the case of any inconsistency between the main LIRA Agreement and this Addendum, this Addendum shall prevail in all cases.

1. Definitions

All of the definitions regarding locked-in retirement accounts set out in the applicable pension legislation are incorporated in this LIRA Agreement.

2. Withdrawals

Your spouse must consent to the withdrawals provided for in the second paragraph of Section 9 of the main LIRA Agreement in the form and manner required by the applicable pension legislation. However, this requirement for spousal consent does not apply if the money in your Scotia Self-Directed LIRA does not derive directly or indirectly from a pension benefit provided in respect of your past or current employment. Additionally, this requirement for spousal consent does not apply, if you are the surviving spouse of the original LIRA owner.

The Part X.1 Tax Act withdrawal referred to in the first paragraph of Section 14 of the main LIRA Agreement must be deposited into a sub-account, that is not a registered retirement savings plan, of your Scotia Self-Directed LIRA and must otherwise be made in accordance with the provisions of the applicable pension legislation.

Subject to certain legislative requirements, you may apply in the form and manner required by the applicable pension legislation to have all or, depending on applicable pension legislation, part of the funds in your Scotia Self-Directed LIRA withdrawn or, if permitted, commuted (unlocked) if the total value in all of your retirement savings arrangements, is less than the threshold amount set by the applicable pension legislation. Your spouse must consent to this withdrawal in the form and manner required by the applicable pension legislation. However, this requirement for spousal consent does not apply if you are the surviving spouse of the original LIRA owner.

In addition,

- (a) You may withdraw the entire value of your Scotia Self-Directed LIRA if you and your spouse, if any,
 - (i) are not Canadian citizens, and
 - (ii) are not resident in Canada for the purposes of the Tax Act.

Your spouse, if any, must consent to this withdrawal in the form and manner required by the applicable pension legislation. However, this requirement for spousal consent does not apply, if you are the surviving spouse of the original LIRA owner.

3. Transfers

We will make sure that the institution and, if applicable, the contract to which your funds are being transferred are filed with and acknowledged by the Superintendent of Pensions.

Before we transfer funds out of your Scotia Self-Directed LIRA, we will tell the institution which is to receive the funds of their locked-in status and make acceptance of the transfer subject to applicable pension legislation.

4. Estate Matters

The provisions of the second paragraph of Section 12 of the main LIRA Agreement do not apply if the money in your Scotia Self-Directed LIRA does not derive directly or indirectly from a pension benefit provided in respect of your past or current employment. In this event, upon your death, instead of paying the funds in your Scotia Self-Directed LIRA to your spouse, if any, we will pay the funds to your beneficiary or, if there is no beneficiary, to your estate.