

WHEREAS in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation attached to this Order in Council was published in the *Gazette officielle du Québec* of 19 June 1996 with a notice that it could be submitted to the Government for approval upon the expiry of a 45-day period following that publication;

WHEREAS in accordance with section 95 of the Code, the Office des professions du Québec made its recommendations;

WHEREAS it is expedient to approve the Regulation with amendments;

IT IS ORDERED, therefore, upon the recommendation of the Minister responsible for the administration of legislation respecting the professions:

THAT the Regulation to amend the Regulation respecting other terms and conditions for permits of the Ordre des technologues en radiologie du Québec to be issued, attached to this Order in Council, be approved.

MICHEL CARPENTIER,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting other terms and conditions for permits of the Ordre des technologues en radiologie du Québec to be issued

Professional Code
(R.S.Q., c. C-26, s. 94, par. i; 1994, c. 40, s. 81)

1. The Regulation respecting other terms and conditions for permits of the Ordre des technologues en radiologie du Québec to be issued, approved by Order in Council 177-92 dated 12 February 1992, is amended by substituting the following for section 13:

The examination, the purpose of which is to ascertain a candidate's knowledge in any of the three categories listed in this section chosen by the candidate, shall bear respectively on one or more of the following subjects described under each category:

(1) Radiodiagnostic

Radiographic techniques and medical imaging, legislation respecting the professions, care of the health services user, radiology, pathology, radiological anatomy, anatomy and physiology, physics-apparatus, image recording, ra-

diobiology and radiation protection, quality control, specific pharmacology;

(2) Radio-oncology

Physics-apparatus, radiobiology, radiation protection, care of the health services user in radiology, anatomy, physiology, pathology, applied radio therapy, treatment planning, legislation respecting the professions, dosimetry, specific pharmacology, image recording and quality control;

(3) Nuclear medicine

Radiobiology, radiation protection, legislation respecting the professions, care of the health services user in radiology, physics-apparatus and instrumentation, radiopharmacology, applied nuclear medicine, anatomy, physiology, pathology, nuclear medicine procedures, quality control, pharmacology.”

2. The following is inserted after section 21:

“**21.1** A candidate who fails the examination may sit for any of the following sessions. He may sit for a maximum of three supplemental examinations, unless he demonstrates to the satisfaction of the examination committee, that he has successfully completed an additional period of training aimed at correcting his deficiencies.”

3. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

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Gouvernement du Québec

O.C. 648-97, 13 May 1997

Professional Code
(R.S.Q., c. C-26)

Denturologists — Code of ethics — Amendments

Regulation to amend the Code of ethics of the Ordre des denturologistes du Québec

WHEREAS under section 87 of the Professional Code (R.S.Q., c. C-26; 1994, c. 40), the Bureau of the Ordre des denturologistes du Québec must make, by regulation, a code of ethics governing the general and special duties of the professional towards the public, his clients

and his profession, particularly the duty to discharge his professional obligations with integrity;

WHEREAS under section 87 of the Code, the Bureau made the Code of ethics of the Ordre des denturologistes du Québec, approved by Order in Council 1011-85 dated 29 May 1985;

WHEREAS it is expedient to further amend the Regulation;

WHEREAS under that section of the Code, the Bureau made the Regulation to amend the Code of ethics of the Ordre des denturologistes du Québec;

WHEREAS in accordance with section 95 of the Code, a draft of the Regulation was sent to every member of the Order at least thirty days before its making by the Bureau;

WHEREAS in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the text of the Regulation was published in Part 2 of the *Gazette officielle du Québec* of 20 March 1996 with a notice that it could be submitted to the Government for approval upon the expiry of a 45-day period following that publication;

WHEREAS in accordance with section 95 of the Code, the Office des professions du Québec made its recommendations;

WHEREAS it is expedient to approve the Regulation without amendment;

IT IS ORDERED, therefore, upon the recommendation of the Minister responsible for the administration of legislation respecting the professions:

THAT the Regulation to amend the Code of ethics of the Ordre des denturologistes du Québec, attached to this Order in Council, be approved.

MICHEL CARPENTIER,
Clerk of the Conseil exécutif

Regulation to amend the Code of ethics of the Ordre des denturologistes du Québec

Professional Code
(R.S.Q., c. C-26, s. 87; 1994, c. 40, s. 75)

1. The Code of ethics of the Ordre des denturologistes du Québec, approved by Order in Council 1011-85 dated

29 May 1985 and amended by the Regulation approved by Order in Council 1381-91 dated 9 October 1991, is further amended by substituting the following for section 4:

“**4.** A denturologist shall practise in compliance with the proven and recognized principles of denturology, namely by observing the generally accepted rules of hygiene and asepsis.

4.1. A denturologist shall keep his theoretical and clinical knowledge up-to-date in accordance with the evolution of the art and science of dentistry.”.

2. The following is substituted for section 5.8:

“**5.8.** Subject to section 11 of the Act, a denturologist shall, in any statement or advertisement, indicate his name and his title of denturologist.

He may include therein the name of any business related to the practice of his profession of which he holds full ownership or all the financial interests therein or in which he holds those solely with other denturologists.

5.8.1. A denturologist may not, in a statement or advertisement, promote items and products for dental hygiene, or for the maintenance of dental prostheses and dental materials, except where he participated in the discovery and development of the products or materials.”.

3. The following is substituted for section 5.10:

“**5.10.** A denturologist may not, in a statement or advertisement, use or allow the use of an endorsement or testimonial concerning him, namely by citing an honour, award or honorary title.”.

4. The following is inserted after section 5.10:

“**5.10.1.** A denturologist may not engage in, or allow the use of, by any means whatsoever, advertising that is false or misleading, that plays upon the public’s emotions or that is likely to mislead.

5.10.2. All denturologists who are partners or work together in the practice of their profession shall be jointly responsible for complying with the rules respecting advertising, unless the advertising clearly indicates the name of the denturologist who is responsible for it or unless the other denturologists establish that the advertising was done without their knowledge and consent and in spite of measures taken to ensure compliance with those rules.”.

5. The following is substituted for section 8:

“**8.** A denturologist shall at all times respect his patient’s right to consult another denturologist, a member of another professional order or any other competent person of the patient’s choice.”.

6. The following is substituted for section 13:

“**13.** A denturologist shall refrain from interfering in the personal affairs of his patient, in matters not related to the generally recognized scope of the profession.”.

7. The following is substituted for section 28:

“**28.** A denturologist shall commit his personal civil liability in the practice of his profession. He shall not, in any contract for professional services, statement or advertisement, or by any other means, limit his personal civil liability resulting from the practice of his profession.”.

8. The following is substituted for section 32:

“**32.** A denturologist shall avoid any situation in which he would be in conflict of interest and without restricting the scope of the foregoing:

(1) a denturologist is in conflict of interest where the interests in question are such that he might tend to favour some of them over his patient’s interests or where his judgment and honesty towards the latter may be adversely affected;

(2) a denturologist is in conflict of interest where he holds ownership of a business related to the practice of his profession or financial interests therein, unless he holds full ownership thereof or all the financial interests therein or if he holds those solely with other denturologists.

A denturologist is not in conflict of interest where he establishes an appointment reminder system for his patients for the purpose of preventing the wearing of removable dental prostheses that might, with use, become inadequate or poorly adjusted.”.

9. The following is substituted for section 34:

“**34.** A denturologist shall refrain from sharing or from jointly receiving professional income, in any form whatsoever, with:

(1) a natural or legal person, a partnership, a group or an association that is not a member of the Order, in particular a physician, dentist, dental technician, manufacturer, supplier or salesman of dental material;

(2) a business performing acts related to the repair and maintenance of removable dental prostheses.

He shall also refrain from remitting to them such professional income.

Notwithstanding the foregoing, a denturologist may share, jointly receive or remit all professional income with or to a business of which he holds full ownership or all the financial interests therein or in which he holds those solely with other denturologists.”.

10. The following is substituted for section 36:

“**36.** A denturologist shall refrain from practising denturology with a natural or legal person, a partnership, a group or an association, except:

(1) with another denturologist;

(2) with a business of which he holds full ownership or all the financial interests therein or in which he owns those solely with other denturologists; and

(3) where he is an employee or officer of a government or of a government or municipal body, a university or an educational institution.”.

11. Section 37 is revoked.

12. The following is substituted for section 38:

“**38.** A denturologist shall refrain from receiving, other than the remuneration to which he is entitled, and shall refrain from undertaking to pay any benefit, rebate or commission in connection with the practice of his profession, except in respect of the natural or legal persons, partnerships, groups or associations referred to in paragraphs 1 and 2 of section 36.”.

13. Sections 47 and 50 are revoked.

14. The following is inserted after section 52:

“**52.1** A denturologist may not refuse to provide a statement of account or a receipt for fees paid.”.

15. The following is substituted for section 53:

“**53.** A denturologist shall give his patient an estimate of the cost of his professional services before beginning the treatment and shall refrain from demanding full advance payment for his services.

If the treatment plan on which agreement has been reached must be changed, the denturologist shall inform

the patient without delay of the additional fees that the change will entail.”.

16. The following is substituted for section 56:

“**56.** A denturologist shall refrain from selling his accounts, except to another denturologist or to a business of which he holds full ownership or all the financial interests therein or in which he holds those solely with other denturologists. Notwithstanding the foregoing, he may sell, transfer or otherwise alienate his accounts to firms issuing credit cards.”.

17. Section 58 is revoked.

18. The following is substituted for section 60:

“**60.** A denturologist who holds any interest whatever or takes part in any business, directly or indirectly, by means of a natural or legal person, a partnership, a group or an association that performs, claims to perform or allows to be performed, other than in compliance with the law and the regulations governing the practice of denturology, any of the acts described in section 1 of this Regulation, is deemed to act in a manner which is incompatible with the practice of the profession.”.

19. Section 61 is amended

(1) by substituting the following for that part preceding paragraph 1:

“**61.** In addition to the derogatory acts described in sections 57, 58, 59.1 and 59.2 of the Professional Code, the following are derogatory to the honour and dignity of the profession:”;

(2) by substituting the following for paragraphs 1, 3 and 10:

“(1) insistently and repeatedly urging someone, whether personally, or through a natural or legal person, a partnership, a group or an association, to use one’s professional services;”;

“(3) coming to terms tacitly or explicitly, in any manner whatever, directly or indirectly, with a natural or legal person, a partnership, a group or an association in order to acquire patients;”;

“(10) publicly endorsing or lending his name or the name of his business to a technique, product or material used in the manufacture or maintenance of a removable dental prosthesis, unless he participated in the discovery and development of such technique, product or material;”;

(3) by adding the following after paragraph 17:

“(18) increasing the fees usually charged and established according to the factors described in section 49, knowing that the patient may obtain a reimbursement of the cost of the professional services of the denturologist by a third party in accordance with a contract or agreement.”.

20. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

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Gouvernement du Québec

O.C. 649-97, 13 May 1997

Professional Code
(R.S.Q., c. C-26; 1994, c. 40)

Dentists

— **Standards for equivalence of diplomas and training for the issue of a permit or a specialist’s certificate**

— **Amendment**

Regulation to amend the Regulation respecting the standards for equivalence of diplomas and training for the issue of a permit or a specialist’s certificate by the Ordre des dentistes du Québec

WHEREAS under paragraph *c* of section 93 of the Professional Code (R.S.Q., c. C-26; 1994, c. 40), the Bureau of the Ordre des dentistes du Québec may, by regulation, prescribe standards for equivalence of diplomas issued by educational establishments situated outside Québec, for the purposes of issuing a permit or specialist’s certificate, and standards of equivalence of the training of a person who does not hold a diploma required for such purposes;

WHEREAS under section 93 of the Code, the Bureau made the Regulation respecting the standards for equivalence of diplomas and training for the issue of a permit or a specialist’s certificate by the Ordre des dentistes du Québec, approved by Order in Council 915-93 dated 22 June 1993;

WHEREAS it is expedient to amend that Regulation;

WHEREAS under that section of the Code, the Bureau made the Regulation to amend the Regulation respecting the standards for equivalence of diplomas and training