

Draft Regulation

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

**Occupational therapists
— Professional activities that may be engaged in
by persons other than occupational therapists**

Notice is hereby given, in accordance with the Regulations Act (R.S.Q., c. R-18.1), that the Bureau of the Ordre des ergothérapeutes du Québec, at its meeting held on 18 September 2003, adopted the Regulation respecting professional activities that may be engaged in by persons other than occupational therapists.

The Regulation was transmitted to the Office des professions du Québec for examination pursuant to section 95 of the Professional Code (R.S.Q., c. C-26). It will then be submitted, with the recommendation of the Office, to the Government which may approve it with or without amendment, under the same section, on the expiry of 45 days following this publication.

According to the Ordre des ergothérapeutes du Québec, it is necessary to make the Regulation because of the new professional activities that have been reserved for occupational therapists in the health sector, following the coming into force of the Act to amend the Professional Code and other legislative provisions as regards the health sector (2002, c. 33). More specifically, the Regulation

(1) determines, among the professional activities that may be engaged in by occupational therapists, those that may be engaged in by a student in occupational therapy or a candidate for the practice of the profession with a view to obtaining diploma or training equivalence; and

(2) specifies the terms and conditions on which such persons may engage in such activities.

In the opinion of the Order, the Regulation has no impact on businesses, including small and medium-sized businesses.

Further information may be obtained by contacting Christiane-L. Charbonneau, Director General and Secretary, Ordre des ergothérapeutes du Québec, 2021, avenue Union, bureau 920, Montréal (Québec) H3A 2S9; telephone: (514) 844-5778; fax: (514) 844-0478.

Any person having comments to make on the text reproduced below is asked to send them, before the expiry of the 45-day period, to the Chair of the Office des professions du Québec, 800, place D'Youville, 10^e étage, Québec (Québec) G1R 5Z3. The comments will be forwarded by the Office to the Minister responsible for the administration of legislation respecting the professions; they may also be forwarded to the professional order that adopted the Regulation, namely the Ordre des ergothérapeutes du Québec, as well as to interested persons, departments and bodies.

GAÉTAN LEMOYNE,
*Chair of the Office
des professions du Québec*

**Regulation respecting professional
activities that may be engaged in by
persons other than occupational
therapists**

Professional Code
(R.S.Q., c. C-26, s. 94, par. h)

1. A person referred to in the second paragraph of section 10 of the Regulation respecting the standards for diploma equivalence or training equivalence for the issue of a permit by the Ordre des ergothérapeutes du Québec, approved by Order in Council 1262-2000 dated 25 October 2000, may engage in, among the professional activities that may be engaged in by occupational therapists, those that are required to successfully complete the training period that would enable the person to be granted a diploma or training equivalence, provided that the person engages in those activities

(1) in a work environment appropriate to the person's training needs; and

(2) under the supervision of a tutor who

(a) is a member of the Order and has been practising the profession for at least five years;

(b) has not been the subject of any penalty imposed by the committee on discipline of the Order or by the Professions Tribunal; and

(c) has not been required to serve a refresher training period, in accordance with the Regulation respecting refresher training periods for occupational therapists (R.R.Q., 1981, c. C-26, r.86) and whose right to practise has not been limited or suspended in the five years preceding acceptance as a tutor.

2. A tutor shall be assigned to the person who applies for the recognition of an equivalence by the chair of the committee referred to in the first paragraph of section 10 of the Regulation respecting the standards for diploma equivalence or training equivalence for the issue of a permit by the Ordre des ergothérapeutes du Québec.

The chair of the committee may assign a tutor chosen by the person if the tutor satisfies the conditions set out in paragraph 2 of section 1 and the context of the tutor's practice corresponds to the specific requirements of the training period.

3. Students registered in the program of study leading to a diploma giving access to the permit issued by the Order may engage in, among the professional activities that may be engaged in by occupational therapists, those that are required to complete the program, provided that the students engage in the activities under the supervision of a clinical supervisor who is a member of the Order.

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