

Draft Regulations

Draft Regulation

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

Denturologists — Diploma or training equivalence standards for the issue of a permit — Amendments

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the Regulation respecting the standards for diploma or training equivalence for the issuing of a permit by the Ordre professionnel des denturologistes du Québec, made by the Bureau of the Ordre professionnel des denturologistes du Québec, may be submitted to the Government which may approve it, with or without amendment, on the expiry of 45 days following this publication.

The purpose of the Regulation is to modify, pursuant to paragraph c.1 of section 93 of the Professional Code (R.S.Q., c. C-26), the equivalence recognition procedure to enable a decision to be reviewed by persons other than those who made it.

The Order advises that the amendments will have no impact on enterprises, including small and medium-sized businesses.

Further information may be obtained by contacting Monique Bouchard, Director General and Secretary of the Ordre des denturologistes du Québec, 45, place Charles-LeMoine, bureau 106, Longueuil (Québec) J4K 5G5; telephone: 450 646-7922; fax: 450 646-2509.

Persons having comments to make are 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 sent by the Office to the Minister responsible for the administration of legislation respecting the professions. They may also be sent to the professional order that made the Regulation and to interested persons, departments and bodies.

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

Regulation to amend the Regulation respecting the standards for diploma or training equivalence for the issuing of a permit by the Ordre professionnel des denturologistes du Québec*

Professional Code
(R.S.Q., c. C-26, s. 93, pars. c and c.1)

1. The Regulation respecting the standards for diploma or training equivalence for the issuing of a permit by the Ordre professionnel des denturologistes du Québec is amended by striking out “by the Bureau of the Order” in paragraphs 1 and 2 of section 2.

2. Section 4 is replaced by the following:

“**4.** Despite section 3, where the diploma for which an equivalence application has been made was issued more than three years before the application and, considering the developments in the profession, the knowledge and skills certified by the diploma no longer correspond to the knowledge and skills being taught at the time of the application in a program of study leading to a diploma giving access to the permit issued by the Order, the candidate is granted a training equivalence pursuant to section 5 if the candidate has attained the required level of knowledge and skills since being awarded the diploma.”

3. Section 6 is revoked.

4. Section 7 is amended by replacing “candidate’s experience” in paragraph 1 by “candidate’s relevant work experience in the field of denturology”.

5. Sections 10 to 13 are replaced by the following:

“**10.** As regards diplomas obtained outside Québec, the secretary may require a candidate to obtain a comparative evaluation of studies outside Québec, issued by the Ministère de l’Immigration et des Communautés Culturelles.

* The Regulation respecting the standards for diploma or training equivalence for the issuing of a permit by the Ordre professionnel des denturologistes du Québec, approved by Order in Council 1025-2002 dated 4 September 2002 (2002, G.O. 2, 4769), has not been amended since.

11. The secretary must send the documents referred to in section 8 to the committee formed by the Bureau pursuant to paragraph 2 of section 86.0.1 of the Professional Code (R.S.Q., c. C-26) to examine applications for diploma or training equivalence and make an appropriate recommendation.

For the purposes of the recommendation, the committee may require a person making an equivalence application to successfully undergo an interview, pass an examination or complete a training period, or do all three.

12. At the first meeting following the date of receipt of a recommendation from the committee, the Bureau must decide, in accordance with this Regulation, whether it will grant the diploma or training equivalence and inform the candidate in writing within 30 days of its decision.

If the Bureau refuses to grant the equivalence or grants it in part, it must at the same time inform the candidate in writing of any programs of study, bridging programs, training periods or examinations which if successfully completed within the allotted time would enable the candidate to be granted the equivalence.

13. A candidate who is informed of the Bureau's decision not to grant the equivalence or to grant it in part may apply to the secretary in writing, with reasons, for a review within 30 days of receiving the decision.

The decision must be reviewed within 90 days of receipt of the application by a committee formed by the Bureau pursuant to paragraph 2 of section 86.0.1 of the Professional Code made up of persons other than members of the Bureau or the committee referred to in section 11. Before disposing of the review application, the committee must allow the candidate to make submissions.

A candidate who wishes to be present to make submissions must inform the secretary at least five days before the date set for the meeting. The candidate may, however, send written submissions to the secretary at any time before the date set for the meeting.

The decision of the committee is final and must be sent to the candidate in writing within 30 days following the date of the meeting.”.

6. A diploma or training equivalence application for which a recommendation was made pursuant to section 10 of the Regulation respecting the standards for diploma or training equivalence for the issuing of a permit by the Ordre professionnel des denturologistes du Québec approved by Order in Council 1025-2002 dated 4 September 2002, as it reads on (*insert the date that precedes the date of coming into force of this Regulation*), must be examined on the basis of the provisions replaced by this Regulation.

Section 13, as introduced by section 5 of this Regulation, applies to decisions made pursuant to section 11 of the Regulation respecting the standards for diploma or training equivalence for the issuing of a permit by the Ordre professionnel des denturologistes du Québec, as it reads on (*insert the date that precedes the date of coming into force of this Regulation*), if the time allowed for review has not expired on (*insert the date of coming into force of this Regulation*), and to review applications in respect of which the Bureau has not made a decision before that date. The person who made the recommendation to the Bureau in relation to a decision whose review is applied for cannot be a member of the committee formed to conduct the review.

7. 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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