

where the residence is located and who provides instruction and clinical support to and updates the knowledge and skills of the operator or member of the personnel of the residence who is authorized to engage in the activities under this Division.

For the purposes of this Division, “professional” means a physician, a nurse, a nursing assistant or a respiratory therapist.

3.4. To engage in the activities referred to in section 3.3, the operator or member of the personnel of a residence for the elderly must fulfil the following conditions:

(1) the person learns how to perform the activities with a professional who is a member of the personnel of the residence or who practises in the health and social services centre of the territory where the residence is located;

(2) the person is supervised the first time he or she engages in those activities by a professional who is a member of the personnel of the residence or who practises in the health and social services centre of the territory where the residence is located;

(3) the person engages in the activities in accordance with the rules of nursing care in force in the health and social services centre of the territory where the residence is located; and

(4) the person has access at all times to a professional.”.

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

9070

Draft Regulation

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

Advocates

— Code of ethics — 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 two regulations to amend the Code of ethics of advocates, adopted by the General Council of the Barreau du Québec at its meetings held on 21 February and 12 and 13 June 2008 and appearing below, may be submitted to the Government which may approve them, with or without amendment, on the expiry of 45 days following this publication.

The regulations amend section 3.03.04 of the Code of ethics of advocates to require an advocate to withdraw from a file when a client induces the advocate to perform illegal or fraudulent acts and section 4.03.02 of the Code to require an advocate to also answer the communications from the director of the Service de l'inspection professionnelle or the director's assistant.

The Bar advises that the regulations have no impact on enterprises, including small and medium-sized businesses.

The Order made the regulations before the coming into force of the Act to amend the Professional Code and other legislative provisions (2008, c. 11).

Further information may be obtained by contacting Claire Moffet, Service de recherche et législation, Barreau du Québec, 445, boulevard Saint-Laurent, Montréal (Québec) H2Y 3T8; telephone: 514 954-3400, extension 3163, or 1 800 361-8495, extension 3163; fax: 514 954-3463.

Any person wishing to comment on the draft regulations is requested to submit comments within 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 and may also be sent to the professional order that made the Regulation and to interested persons, departments and bodies.

JEAN PAUL DUTRISAC,
*Chair of the Office des
professions du Québec*

Regulation to amend the Code of ethics of advocates*

Professional Code
(R.S.Q., c. C-26, s. 87)

1. Paragraph *c* of section 3.03.04 of the Code of ethics of advocates is amended:

1° by deleting the words “illegal,” and “or fraudulent” and, after the word “unfair”, adding the word “or”;

* The last amendments to the Code of ethics of advocates (R.R.Q., 1981, c. B-1, r.1) were made by the regulation approved by Order in Council 59-2007 dated 30 January 2007 (2007, *G.O.* 2, 972). For previous amendments, see the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2008, updated to 1 September 2008.

2° by adding the following paragraph at the end: “When a client induces an advocate to perform an illegal or fraudulent act, the advocate shall, after having advised the client of the illegal or fraudulent nature of the act and of his obligation to withdraw from the file if the client persists, cease representing the client.”.

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

Regulation to amend the Code of ethics of advocates*

Professional Code
(R.S.Q., c. C-26, s. 87)

1. Section 4.03.02 of the Code of ethics of advocates is amended by adding the words “The director of the Service de l’inspection professionnelle or his assistant” after the words “member of the professional inspection committee.”.

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

9071

Draft regulation

Medical Act
(R.S.Q., c. M-9)

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

Physicians

— Professional activities that may be performed by an occupational therapist

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 certain professional activities that may be performed by an occupational therapist”, adopted by the Bureau of the Collège des médecins du Québec, may be submitted to the government, which may approve it, with or without amendment, after the expiry of 45 days following this publication.

* The last amendments to the Code of ethics of advocates (R.R.Q., 1981, c. B-1, r.1) were made by the regulation approved by Order in Council 59-2007 dated 30 January 2007 (2007, *G.O.* 2, 972). For previous amendments, see the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2008, updated to 1 September 2008.

According to the Collège des médecins du Québec, the purpose of this Regulation is to authorize an occupational therapist to administer prescription drugs or other substances by oral or topical administration during the evaluation of the functional abilities of a person and to administer topical prescription drugs while giving treatments related to wounds.

The Collège des médecins du Québec anticipates that the amendments will have no impact on enterprises, including small and medium-sized businesses.

Further information may be obtained by contacting, M^{re} Linda Bélanger in the Legal Services Division, Collège des médecins du Québec, 2170, René-Lévesque Blvd. West, Montréal (Québec) H3H 2T8; telephone no: (toll-free) 1 888 633-3246 or 514 933-4441, extension 5362, fax, no: 514 933-3276, e-mail: lbelanger@cmq.org

Any person having comments to make on the following text is asked to send them, before the expiry of the 45-day period, to the Chairman of the Office des professions du Québec, 800, Place D’Youville, 10th floor, Québec (Québec) G1R 5Z3. Comments will be forwarded 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 has adopted the Regulation, namely the Collège des médecins du Québec, as well as to interested persons, ministries and organizations.

JEAN PAUL DUTRISAC,
*Chair of the Office des
professions du Québec*

Regulation respecting certain professional activities that may be performed by an occupational therapist

Professional Code
(R.S.Q. c. C-26, a. 94, para. h)

1. The purpose of this regulation is to identify amongst professional activities that may be performed by physicians those which, following a prescription and in accordance with the other conditions stipulated here, may be performed by an occupational therapist.

2. An occupational therapist may administer prescription drugs or other substances by oral or topical administration during the evaluation of the functional abilities of a person or as part of training for self-care.

3. Occupational therapists may administer topical prescription drugs while giving treatments related to wounds.