

- 7.** Section 10 of this regulation is repealed.
- 8.** Section 11 of this regulation is amended by the deletion of the second paragraph.
- 9.** This regulation comes into force on the fifteenth day after the date of its publication in the *Gazette officielle du Québec*.

9189

Gouvernement du Québec

O.C. 396-2009, 1 April 2009Optometry Act
(R.S.Q., c. O-7)**Optometrist****— Standards for the issue and holding of the permit authorizing to administer medication****— Amendments**

Regulation amending the Regulation respecting the standards for the issue and holding of the permit authorizing an optometrist to administer medication

WHEREAS, under section 19.2 of the Optometry Act (R.S.Q., c. O-7), amended by section 212 of chapter 11 of the Statutes of 2008, the board of directors of a professional order must, by regulation, fix the standards for the issue and holding of a permit authorizing an optometrist to administer medication to patients in accordance with section 19.1 of the Act;

WHEREAS the board of directors of the Ordre des optométristes du Québec made the Regulation amending the Regulation respecting the standards for the issue and holding of the permit authorizing an optometrist to administer medication;

WHEREAS, pursuant to section 95 of the Professional Code (R.S.Q., c. C-26) and subject to section 95.2 of the Code, amended respectively by sections 63 and 65 of chapter 11 of the Statutes of 2008, every regulation made by the board of directors of a professional order under the Code or an Act constituting a professional order must be transmitted to the Office des professions du Québec for examination and be submitted, with the recommendation of the Office, to the Government which may approve it with or without amendment;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation amending the Regulation respecting the

standards for the issue and holding of the permit authorizing an optometrist to administer medication was published in Part 2 of the *Gazette officielle du Québec* of 23 July 2008 with a notice that it could be submitted to the Government for approval on the expiry of 45 days following that publication;

WHEREAS, in accordance with section 95 of the Professional Code, the Office has examined the Regulation and made its recommendation;

WHEREAS it is expedient to approve the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Justice:

THAT the Regulation amending the Regulation respecting the standards for the issue and holding of the permit authorizing an optometrist to administer medication, attached to this Order in Council, be approved.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation amending the Regulation respecting the standards for the issue and holding of the permit authorizing an optometrist to administer medication*

Optometry Act
(R.S.Q., c. O-7, s. 19.2)

1. The Regulation respecting the standards for the issue and holding of the permit authorizing an optometrist to administer medication is amended by the replacement, in paragraph 3 of section 1, of “a diploma considered” by “as part of another recognized training program.”

2. This regulation is amended by replacing section 2 with the following:

“**2.** The permit is also issued to a member of the Ordre des optométristes who satisfies the other conditions prescribed in section 1, even if he received his training prior to the period referred to in paragraph 3 of that section or his training is not of the level referred to in that paragraph, provided that he satisfies one of the following conditions:

* The Regulation respecting the standards for the issue and holding of the permit authorizing an optometrist to administer medication, approved by Order-in-Council no. 1452-95 of November 8, 1995 (1995, *G.O.* 2, 3132) has not been amended since its approval.

1. he participates in the training program and passes the examination provided for in section 3 to 7;

2. he is holder of legal authorization in Canada or the United States to administer medication for eye examination purposes in accordance with terms and conditions comparable to those prescribed in the Regulation respecting the medications that may be administered by an optometrist approved by Order-in-Council no. 1453-95 of November 8, 1995.

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

9190

Gouvernement du Québec

O.C. 397-2009, 1 April 2009

Optometry Act
(R.S.Q., c. O-7)

Optometrist

— Standards for the issue and holding of permits authorizing to administer and prescribe medication for therapeutic purposes and provide eye care — Amendment

Regulation amending the Regulation respecting the standards for the issue and holding of permits authorizing an optometrist to administer and prescribe medication for therapeutic purposes and provide eye care

WHEREAS, under section 19.2 of the Optometry Act (R.S.Q., c. O-7), amended by section 212 of chapter 11 of the Statutes of 2008, the board of directors of a professional order must, by regulation, fix the standards for the issue and holding of a permit authorizing an optometrist to administer and prescribe medication to a patient for therapeutic purposes and to provide eye care to the patient in accordance with section 19.1.1 of the Act;

WHEREAS the board of directors of the Ordre des optométristes du Québec made the Regulation amending the Regulation respecting the standards for the issue and holding of permits authorizing an optometrist to administer and prescribe medication for therapeutic purposes and provide eye care;

WHEREAS, pursuant to section 95 of the Professional Code (R.S.Q., c. C-26) and subject to section 95.2 of the Code, amended respectively by sections 63 and 65 of chapter 11 of the Statutes of 2008, every regulation made by the board of directors of a professional order

under the Code or an Act constituting a professional order must be transmitted to the Office des professions du Québec for examination and be submitted, with the recommendation of the Office, to the Government which may approve it with or without amendment;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation amending the Regulation respecting the standards for the issue and holding of permits authorizing an optometrist to administer and prescribe medication for therapeutic purposes and provide eye care was published in Part 2 of the *Gazette officielle du Québec* of 23 July 2008 with a notice that it could be submitted to the Government for approval on the expiry of 45 days following that publication;

WHEREAS, in accordance with section 95 of the Professional Code, the Office has examined the Regulation and made its recommendation;

WHEREAS it is expedient to approve the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Justice:

THAT the Regulation amending the Regulation respecting the standards for the issue and holding of permits authorizing an optometrist to administer and prescribe medication for therapeutic purposes and provide eye care, attached to this Order in Council, be approved.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation amending the Regulation respecting the standards for the issue and holding of permits authorizing an optometrist to administer and prescribe medication for therapeutic purposes and provide eye care

Optometry Act
(R.S.Q., c. O-7, s. 19.2)

1. The Regulation respecting the standards for the issue and holding of the permit authorizing an optometrist to administer and prescribe medication for therapeutic purposes and provide eye care is amended by replacing section 2 with the following:

* The Regulation respecting the standards for the issue and holding of the permit authorizing an optometrist to administer and prescribe medication for therapeutic purposes and provide eye care, approved by Order-in-Council no. 1024-2003 of September 24, 2003 (2003, *G.O.* 2, 3137) has not been amended since its approval.