

Draft Regulations

Draft Regulation

Professional Code
(c. C-26)

Nurses Act
(c. I-8)

Nurses

— Registration certificate of the Ordre des infirmières et infirmiers du Québec

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 registration certificates issued by the Ordre des infirmières et infirmiers du Québec, adopted by the board of directors of the Ordre des infirmières et infirmiers du Québec, may be submitted to the Government for approval, with or without amendment, on the expiry of 45 days following this publication.

The purpose of the draft Regulation is to determine the conditions and procedures for issuing the registration certificate, as well as the reasons, conditions and procedures for revoking the certificate. It replaces the Regulation respecting conditions and procedures for revoking the registration of a student in nursing (c. I-8, r. 12).

The draft Regulation has no impact on enterprises, in particular small and medium-sized businesses.

Further information may be obtained by contacting Louise Laurendeau, advocate, Direction des services juridiques, Ordre des infirmières et infirmiers du Québec, 4200, boulevard Dorchester Ouest, Montréal (Québec) H3Z 1V4; telephone: 514 935-2501 or 1 800 363-6048; fax: 514 935-3147.

Any person wishing to comment is requested to submit written 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 of Justice; they may also be sent to the professional order that made the Regulation, as well as to interested persons, departments and bodies.

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

Regulation respecting registration certificates issued by the Ordre des infirmières et infirmiers du Québec

Professional Code
(c. C-26)

Nurses Act
(c. I-8, s. 12)

1. The purpose of this Regulation is to determine the conditions and formalities applicable to the issue of the registration certificate referred to in Division VII of the Nurses Act (R.S.Q., c. I-8) and the causes for and the conditions and formalities applicable to the revocation of such a certificate.

2. The Secretary of the Ordre des infirmières et infirmiers du Québec shall issue a registration certificate to a nursing student who meets the following terms and conditions:

(1) he has not had his registration certificate revoked in the year preceding his application for any of the causes mentioned in subparagraphs (3) to (5) of section 3;

(2) he requires that the educational institution where he is enrolled send the Order written confirmation that he holds a high school diploma and is enrolled in a program of studies leading to a diploma giving access to the permit of the Order;

(3) he provides a certified copy of his birth certificate;

(4) he provides a photograph no more than one year old, of passport size (5 cm x 7 cm), certified by a member of a Québec professional order who has known the person for at least two years or by a commissioner for oaths;

(5) he submits an application for registration on the form provided by the Order;

(6) he pays the fees prescribed by the Board of Directors pursuant to subparagraph (8) of section 86.0.1 of the Professional Code (R.S.Q., c. C-26).

A registration certificate shall also be issued to a person who serves a training period pursuant to a regulation under subparagraph c of section 93 of the Professional Code or whose diploma or training has been

recognized as equivalent by the Order and who has fulfilled the conditions and formalities mentioned in subparagraphs (1), (4), (5) and (6) of the first paragraph of this section.

3. The following constitute causes for revoking a registration certificate. The holder:

(1) has no longer been enrolled, for over one year, in a session of a program of studies leading to a diploma giving access to a permit from the Order or in a training course determined by the Order in accordance with section 9 of the Regulation respecting diploma or training equivalence for the issue of a permit by the Ordre des infirmières et infirmiers du Québec (c. I-8, r. 16);

(2) fails the program of studies leading to a diploma giving access to a permit from the Order or the training course determined by the Order in accordance with section 9 of said regulation;

(3) is expelled from the program of studies leading to a diploma giving access to a permit from the Order or the training course determined by the Order in accordance with section 9 of said regulation;

(4) obtained the registration certificate under false pretences;

(5) performs professional acts reserved to nurses other than those authorized in a regulation under subparagraph *h* of section 94 of the Professional Code or does not meet the conditions for performing these acts, in particular those relating to the respect of the ethical obligations applicable to members of the Order.

4. Before revoking a registration certificate, the Board of Directors must give its holder an opportunity to submit comments.

Accordingly, the Secretary shall send the holder written notice of the date, place and time of the meeting at which these comments may be submitted. This notice shall indicate the cause for the revocation.

The holder who wishes to attend the meeting in order to submit comments must notify the Secretary of the Order before the scheduled meeting date. The holder may, however, submit comments in writing to the Secretary at any time before the scheduled meeting date.

5. The decision to revoke a registration certificate must be justified. The person concerned shall be notified of the decision as soon as possible and it shall take effect as of the date on which the notice is served.

6. This Regulation replaces the Regulation respecting conditions and procedures for revoking the registration of a student in nursing (c. I-8, r. 12).

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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