

Gouvernement du Québec

O.C. 1094-2012, 21 November 2012

Professional Code
(chapter C-26)

**Specialist's certificates of professional orders
— Diplomas issued by designated educational
institutions which give access to permits or
specialist's certificates of professional orders
— Amendment**

Regulation to amend the Regulation respecting the diplomas issued by designated educational institutions which give access to permits or specialist's certificates of professional orders

WHEREAS, under the first paragraph of section 184 of the Professional Code (R.S.Q., c. C-26), after obtaining the advice of the Office des professions du Québec in accordance with subparagraph 7 of the third paragraph of section 12 of the Code, and of the order concerned, the Government may, by regulation, determine the diplomas issued by the educational institutions it indicates which give access to a permit or specialist's certificate;

WHEREAS, under subparagraph 7 of the third paragraph of section 12 of the Professional Code, the Office must, before advising the Government, consult the educational institutions and the order concerned, the Conference of Rectors and Principals of Quebec Universities in the case of a university-level diploma and the Minister of Higher Education, Research, Science and Technology;

WHEREAS the Office carried out the consultation;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation to amend the Regulation respecting the diplomas issued by designated educational institutions which give access to permits or specialist's certificates of professional orders was published in Part 2 of the *Gazette officielle du Québec* of 20 June 2012 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS the Government obtained the advice of the Office and that of the Ordre des psychologues du Québec;

WHEREAS it is expedient to make the Regulation without amendment;

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

THAT the Regulation to amend the Regulation respecting the diplomas issued by designated educational institutions which give access to permits or specialist's certificates of professional orders, attached to this Order in Council, be made.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

**Regulation to amend the Regulation
respecting the diplomas issued by
designated educational institutions which
give access to permits or specialist's
certificates of professional orders**

Professional Code
(chapter C-26, s. 184, 1st par.)

1. The Regulation respecting the diplomas issued by designated educational institutions which give access to permits or specialist's certificates of professional orders (c. C-26, r. 2) is amended by adding the following in section 1.24:

“(9) Doctorat en psychologie (D. Psy.) from the Université du Québec en Outaouais.”

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

2344

Gouvernement du Québec

O.C. 1095-2012, 21 November 2012

Professional Code
(chapter C-26)

**Optometrists
— Professional activities that may be engaged in by
persons other than optometrists**

Regulation respecting professional activities that may be engaged in by persons other than optometrists

WHEREAS, under paragraph *h* of section 94 of the Professional Code (R.S.Q., c. C-26), the board of directors of a professional order may, by regulation, determine, among the professional activities that may be engaged in by members of the order, those that may be engaged in by the persons or categories of persons indicated in the regulation and the terms and conditions on which such persons may engage in such activities;

WHEREAS, in accordance with paragraph *h* of section 94 of the Professional Code, the Ordre des optométristes du Québec has consulted the Collège des médecins du Québec and the Ordre des opticiens d'ordonnances du Québec before making the Regulation respecting professional activities that may be engaged in by persons other than optometrists;

WHEREAS, pursuant to section 95 of the Professional Code and subject to sections 95.0.1 and 95.2, 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 Regulation respecting professional activities that may be engaged in by persons other than optometrists was published in Part 2 of the *Gazette officielle du Québec* of 16 November 2011 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 submitted it to the Government with 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 respecting professional activities that may be engaged in by persons other than optometrists, attached to this Order in Council, be approved.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation respecting professional activities that may be engaged in by persons other than optometrists

Professional Code
(chapter C-26, s. 94, par. *h*)

1. The purpose of this regulation is to determine, among the professional activities that may be engaged in by optometrists, those that may be engaged in by the following persons, on the terms and conditions set out herein:

- (1) a student of optometry;
- (2) a candidate for the practice of the profession.

2. For the application of this regulation, the following meanings apply:

(1) “student of optometry,” a person registered in the doctorate of optometry program or another program containing clinical activities offered by the École d’optométrie of the Université de Montréal or an educational institution located outside Québec, whose standards respect those of the Accreditation Council on Optometric Education, to the extent the person has successfully completed at least one year of a university education program in optometry;

(2) “candidate for the practice of the profession,” a person contemplated by section 5 of the Regulation respecting equivalence standards for the issue of a permit by the Ordre des optométristes du Québec (c. O-7, r. 12) who is completing a program of studies, a training period or an examination that when passed would allow the person to receive an equivalence of diploma or training.

3. A student of optometry and a candidate for the practice of the profession may, as part of a program of studies that they are completing, engage in the activities contemplated by sections 16, 19.1 and 19.1.1 of the Optometry Act (R.S.Q., c. O-7) except for the prescription of ophthalmic lenses and medications and the sale of ophthalmic lenses.

When engaging in one of these activities, this person must work under the supervision of an optometrist with one of the permits contemplated in section 19.2 of the Act or a physician with a specialist’s certificate in ophthalmology who has the responsibility and is available for a procedure locally within a short period of time.

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