

Regulations and other Acts

Gouvernement du Québec

O.C. 622-2022, 30 March 2022

Pharmacy Act
(chapter P-10)

Initiation and modification of medication therapy, administration of a medication and prescription of tests by a pharmacist — Amendment

Regulation to amend the Regulation respecting the initiation and modification of medication therapy, the administration of a medication and the prescription of tests by a pharmacist

WHEREAS, under subparagraph *i* of the first paragraph of section 10 of the Pharmacy Act (chapter P-10), the board of directors of the Ordre des pharmaciens du Québec must, by regulation, determine the cases in which a pharmacist may prescribe a medication under subparagraph 2 of the third paragraph of section 17 of the Act, as well as the applicable conditions and procedures;

WHEREAS, in accordance with the third paragraph of section 10 of the Act, the board of directors of the Ordre des pharmaciens du Québec consulted the Collège des médecins du Québec, the Ordre des dentistes du Québec, the Ordre des infirmières et infirmiers du Québec, the Ordre des infirmières et infirmiers auxiliaires du Québec, the Ordre professionnel des inhalothérapeutes du Québec, the Ordre des optométristes du Québec, the Ordre des podiatres du Québec and the Ordre des sages-femmes du Québec before adopting the Regulation to amend the Regulation respecting the initiation and modification of medication therapy, the administration of a medication and the prescription of tests by a pharmacist on 23 March 2022;

WHEREAS, pursuant to section 95 of the Professional Code (chapter C-26), subject to sections 95.0.1 and 95.2 of the Code, every regulation made by the board of directors of a professional order under the Code or an Act constituting such an 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 section 95 of the Code, the Office examined the Regulation on 25 March 2022 then submitted it to the Government with its recommendation;

WHEREAS, under paragraph 1 of section 12 of the Regulations Act (chapter R-18.1), a proposed regulation may be approved without having been published in the *Gazette officielle du Québec* as set out in that Act if the authority approving it is of the opinion that the urgency of the situation requires it;

WHEREAS, under subparagraph 1 of the first paragraph of section 18 of that Act, a regulation may come into force on the date of its publication in the *Gazette officielle du Québec* where the authority that has approved it is of the opinion that the urgency of the situation requires it;

WHEREAS, under section 13 and the second paragraph of section 18 of that Act, the reason justifying the absence of such publication and such coming into force must be published with the regulation;

WHEREAS the Government is of the opinion that the urgency to contribute to a decrease in new hospitalizations due to COVID-19 by an enhanced access, as soon as it is marketed, to a preventive treatment for patients at risk of developing complications related to coronavirus justifies the absence of such publication and such coming into force of the Regulation to amend the Regulation respecting the initiation and modification of medication therapy, the administration of a medication and the prescription of tests by a pharmacist;

WHEREAS it is expedient to approve the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Higher Education:

THAT the Regulation to amend the Regulation respecting the initiation and modification of medication therapy, the administration of a medication and the prescription of tests by a pharmacist, attached to this Order in Council, be approved.

YVES OUELLET
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the initiation and modification of medication therapy, the administration of a medication and the prescription of tests by a pharmacist

Pharmacy Act
(chapter P-10, s. 10, 1st par., subpar. i)

1. The Regulation respecting the initiation and modification of medication therapy, the administration of a medication and the prescription of tests by a pharmacist (chapter P-10, r. 3.2) is amended in section 1 by replacing paragraph 8 by the following:

“(8) prophylaxis in patients at risk of developing complications from influenza or coronavirus disease;”.

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

105635

Gouvernement du Québec

O.C. 623-2022, 30 March 2022

Medical Act
(chapter M-9)

Certain professional activities that may be engaged in by a pharmacist — Amendment

Regulation to amend the Regulation respecting certain professional activities that may be engaged in by a pharmacist

WHEREAS, under subparagraph *b* of the first paragraph of section 19 of the Medical Act (chapter M-9), the board of directors of the Collège des médecins du Québec must by regulation determine among the activities referred to in the second paragraph of section 31 of the Act those which, under certain prescribed conditions, may be engaged in by classes of persons other than physicians;

WHEREAS, in accordance with the second paragraph of section 19 of the Act, the board of directors of the Collège des médecins du Québec consulted the Office des professions du Québec, the Ordre des pharmaciens du Québec, the Ordre des dentistes du Québec,

the Ordre des infirmières et infirmiers du Québec, the Ordre des infirmières et infirmiers auxiliaires du Québec, the Ordre professionnel des inhalothérapeutes du Québec, the Ordre des optométristes du Québec, the Ordre des podiatres du Québec and the Ordre des sages-femmes du Québec before passing the Regulation to amend the Regulation respecting certain professional activities that may be engaged in by a pharmacist on 23 March 2022;

WHEREAS, pursuant to section 95 of the Professional Code (chapter C-26), subject to sections 95.0.1 and 95.2 of the Code, every regulation made by the board of directors of a professional order under the Code or an Act constituting such an order must be transmitted to the Office 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 section 95 of the Code, the Office examined the Regulation on 25 March 2022 then submitted it to the Government with its recommendation;

WHEREAS, under paragraph 1 of section 12 of the Regulations Act (chapter R-18.1), a proposed regulation may be approved without having been published in the *Gazette officielle du Québec* as set out in that Act if the authority approving it is of the opinion that the urgency of the situation requires it;

WHEREAS, under subparagraph 1 of the first paragraph of section 18 of that Act, a regulation may come into force on the date of its publication in the *Gazette officielle du Québec* where the authority that has approved it is of the opinion that the urgency of the situation requires it;

WHEREAS, under section 13 and the second paragraph of section 18 of that Act, the reason justifying the absence of such publication and such coming into force must be published with the regulation;

WHEREAS the Government is of the opinion that the urgency to contribute to a decrease in new hospitalizations due to COVID-19 by increasing the accessibility of an initial medication that is effective in treating COVID-19, when administered rapidly after the onset of symptoms, justifies the absence of such publication and such coming into force of the Regulation to amend the Regulation respecting certain professional activities that may be engaged in by a pharmacist;

WHEREAS it is expedient to approve the Regulation without amendment;