

Gouvernement du Québec

O.C. 1323-2022, 29 June 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 optométristes du Québec, the Ordre des podiatres du Québec and the Ordre des sages-femmes du Québec before making the Regulation to amend the Regulation respecting certain professional activities that may be engaged in by a pharmacist on 22 October 2021;

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 a professional 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 sections 10 and 11 of the Regulations Act (chapter R-18.1), the draft Regulation to amend the Regulation respecting certain professional activities that may be engaged in by a pharmacist was published in Part 2 of the *Gazette officielle du Québec* of 19 January 2022 with a notice that it could be examined by the Office then submitted to the Government which may approve it, with or without amendment, on the expiry of 45 days following that publication;

WHEREAS, in accordance with section 95 of the Professional Code, the Office examined the Regulation on 22 April 2022 and then 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 Higher Education:

THAT the Regulation to amend the Regulation respecting certain professional activities that may be engaged in by a pharmacist, attached to this Order in Council, be approved.

YVES OUELLET
Clerk of the Conseil exécutif

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

Medical Act
(chapter M-9, s. 19, 1st par., subpar. *b*)

1. The Regulation respecting certain professional activities that may be engaged in by a pharmacist (chapter M-9, r. 12.2.1) is amended by replacing section 6 by the following:

“**6.** A person who is in the process of obtaining a permit to practise pharmacy within the meaning of the Regulation respecting the professional activities that may be engaged in by a pharmacy technical assistant, a pharmacy technician and a person in the process of obtaining a permit to practise pharmacy, approved by Order in Council 1322-2022 dated 29 June 2022, may engage in the professional activities provided for in this Regulation if the person engages in the activities under the constant supervision of a pharmacist responsible for the activities who must be available to intervene on short notice.”

2. 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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