

Regulations and other Acts

Gouvernement du Québec

O.C. 1452-2023, 20 September 2023

Professional Code
(chapter C-26)

Physicians

— Professional activity that may be engaged in by psychoeducators and psychologists

Regulation respecting a professional activity that may be engaged in by psychoeducators and psychologists

WHEREAS, under subparagraph *h* of the first paragraph of section 94 of the Professional Code (chapter 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 that subparagraph, the board of directors of the Collège des médecins du Québec consulted the Ordre professionnel des criminologues du Québec, the Ordre des ergothérapeutes du Québec, the Ordre des infirmières et infirmiers du Québec, the Ordre professionnel de la physiothérapie du Québec, the Ordre des psychoéducateurs et psychoéducatrices du Québec, the Ordre des psychologues du Québec and the Ordre des travailleurs sociaux et des thérapeutes conjugaux et familiaux du Québec before making the Regulation respecting a professional activity that may be engaged in by psychoeducators and psychologists on 23 March 2023;

WHEREAS, pursuant to section 95 of the Professional Code and 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 sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation respecting a professional activity that may be engaged in by psychoeducators and psychologists was published in Part 2 of the *Gazette officielle du Québec* of 5 April 2023, with a notice that it could be examined by the Office then submitted to the Government which could 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 16 June 2023 and then submitted it to the Government with its recommendation;

WHEREAS it is expedient to approve the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister Responsible for Government Administration and Chair of the Conseil du trésor:

THAT the Regulation respecting a professional activity that may be engaged in by psychoeducators and psychologists, attached to this Order in Council, be approved.

JOSÉE DE BELLEFEUILLE

*Associate Secretary General and Assistant Clerk
of the Secrétariat du Conseil exécutif*

Regulation respecting a professional activity that may be engaged in by psychoeducators and psychologists

Professional Code
(chapter C-26, s. 94, 1st par., subpar. *h*)

1. The purpose of this Regulation is to determine, among the professional activities that may be engaged in by physicians, the activity that may be engaged in by psychoeducators and psychologists.

2. Psychoeducators and psychologists may make decisions as to the use of restraint measures.

3. 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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Gouvernement du Québec

O.C. 1455-2023, 20 September 2023

Approval of a delegation of functions and powers of the Autorité des marchés financiers to the Canadian Investment Regulatory Organization

WHEREAS section 59 of the Act respecting the regulation of the financial sector financiers (R.S.Q., c. E-6.1) provides that a legal person, a partnership or any other entity whose objectives are related to the mission of the Autorité des marchés financiers may, on the conditions determined by the latter, be recognized as a self-regulatory organization responsible for supervising an activity governed by an Act referred to in Schedule 1 to the Act;

WHEREAS the first paragraph of section 61 of the Act provides that, subject to the applicable legislative provisions, the Autorité des marchés financiers may, on the conditions it determines, delegate to a recognized organization the exercise of all or part of the functions and powers conferred on it by law;

WHEREAS the second paragraph of section 61 of the Act provides that such a delegation of functions and powers is subject to the approval of the Government, except where it concerns the carrying on of securities exchange or clearing activities and is made to a legal person, a partnership or any other entity referred to in the second paragraph of section 170 of the Securities Act (R.S.Q., c. V-1.1) that carries on securities exchange or clearing activities;

WHEREAS, by Order in Council 1017-2009 dated 23 September 2009, the Government approved the delegation to the Investment Industry Regulatory Organization

of Canada of functions and powers of the Autorité des marchés financiers listed in decision No. 2009-PDG-0100 dated 19 August 2009;

WHEREAS the Investment Industry Regulatory Organization of Canada and the Mutual Fund Dealers Association of Canada merged to become the Canadian Investment Regulatory Organization on January 1st 2023;

WHEREAS the Autorité des marchés financiers recognized, by decision No. 2022-PDG-0050 dated 14 Novembre 2022, revised by decision No. 2023-PDG-0025 dated 12 May 2023, the Canadian Investment Regulatory Organization as a self-regulatory organization;

WHEREAS, by decision No. 2023-PDG-0031 dated 8 June 2023, the Autorité des marchés financiers made a new delegation of part of its functions and powers to the Canadian Investment Regulatory Organization that replaces the delegation of 19 August 2009, concerning in particular companies registered as mutual fund dealers and registered individuals acting on behalf of such dealers;

WHEREAS it is expedient to approve that delegation of functions and powers of the Autorité des marchés financiers;

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

THAT be approved the delegation of functions and powers of the Autorité des marchés financiers to the Canadian Investment Regulatory Organization, concerning in particular companies registered as mutual fund dealers and registered individuals acting on behalf of such dealers, listed in decision No. 2023-PDG-0031 dated 8 June 2023, attached to the ministerial recommendation of this Order in Council.

JOSÉE DE BELLEFEUILLE
*Associate Secretary General and Assistant Clerk
of the Secrétariat du Conseil exécutif*

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