

## Regulations and other Acts

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Gouvernement du Québec

### O.C. 1655-2023, 15 November 2023

Optometry Act  
(chapter O-7)

#### **Standards for the issue and holding of permits authorizing an optometrist to administer and prescribe medications and provide eye care — Amendment**

Regulation to amend the Regulation respecting the standards for the issue and holding of permits authorizing an optometrist to administer and prescribe medications and provide eye care

WHEREAS, under the first paragraph of section 19.2 of the Optometry Act (chapter O-7), the board of directors of the Ordre des optométristes du Québec must, by regulation, fix the standards for the issue and holding of a permit authorizing an optometrist to administer medication to his or her patients in accordance with section 19.1 of the Act;

WHEREAS, under the second paragraph of section 19.2 of the Act, the board of directors of the Ordre des optométristes du Québec must also, by regulation, fix the standards for the issue and holding of a permit authorizing an optometrist to administer and prescribe medication to a patient for therapeutic purposes and to provide eye care to the patient in accordance with section 19.1.1 of the Act;

WHEREAS the board of directors of the Ordre des optométristes du Québec made the Regulation to amend the Regulation respecting the standards for the issue and holding of permits authorizing an optometrist to administer and prescribe medications and provide eye care on 20 March 2023;

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 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 (chapter R-18.1), the Regulation to amend the Regulation respecting the standards for the issue and holding of permits authorizing an optometrist to administer and prescribe medications and provide eye care was published as a draft in Part 2 of the *Gazette officielle du Québec* of 3 May 2023 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 18 August 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 to amend the Regulation respecting the standards for the issue and holding of permits authorizing an optometrist to administer and prescribe medications and provide eye care, attached to this Order in Council, be approved.

DOMINIQUE SAVOIE  
*Clerk of the Conseil exécutif*

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#### **Regulation to amend the Regulation respecting the standards for the issue and holding of permits authorizing an optometrist to administer and prescribe medications and provide eye care**

Optometry Act  
(chapter O-7, s. 19.2)

**1.** The Regulation respecting the standards for the issue and holding of permits authorizing an optometrist to administer and prescribe medications and provide eye care (chapter O-7, r. 14.1) is amended by replacing Division II, which comprises sections 4 to 12, by the following:

**“DIVISION II  
STANDARDS FOR HOLDING A PERMIT**

4. An optometrist who holds one of the permits referred to in section 1 must send to the Order, in the manner and form established by the Order, not later than the 30th day following the end of each full reference period where the optometrist is entered on the roll, a declaration indicating whether the optometrist carried out the activities authorized by each permit during that period.

An optometrist who has not carried out those activities must, during the subsequent reference period, successfully complete the refresher program approved by the board of directors and provided for in section 5.

In this Division, “reference period” means any 3-year period starting on the date determined by the board of directors.

5. The refresher program must include 30 hours of theoretical or clinical training related to the subject areas referred to in section 3.

6. An optometrist who is in the situation described in the second paragraph of section 4 and who is re-entered on the roll 12 months or less before the end of the reference period during which the optometrist must successfully complete the refresher program has an additional period of 12 months to do so.

7. The Order notifies a notice to the optometrist who fails to comply with this Division. The notice indicates

- (1) the nature of the optometrist’s failure;
- (2) the 6-month period that the optometrist has from the date of the notification of the notice to remedy the failure and provide proof thereof;
- (3) the sanction to which the optometrist is subject if the optometrist does not remedy the failure within the time prescribed.

8. Where the optometrist does not remedy the failure within the period prescribed by section 7, the board of directors, after giving the optometrist an opportunity to submit written observations, suspends the permit referred to in section 1 that is held by the optometrist.

The Order notifies a notice of suspension to the optometrist and informs the optometrist that the optometrist is subject to the revocation of the permit if the optometrist does not remedy the failure before the end of the reference period during which the permit is suspended. The suspension is in force from the time it is notified.

9. At the end of the reference period during which the permit referred to in section 1 is suspended, the board of directors revokes the permit of the optometrist who has not remedied the failure indicated in the notice provided for in section 7. The Order notifies a notice of revocation to the optometrist.

10. An optometrist whose permit has been revoked must again meet the conditions set out in Division I for the issue of the permit.”

2. Section 14 is amended by striking out the second paragraph.

3. Section 15 is amended by striking out the second and third paragraphs.

4. Section 16 is revoked.

5. This Regulation comes into force on 1 April 2024.

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Gouvernement du Québec

**O.C. 1667-2023, 15 November 2023**

Act respecting the Québec Pension Plan  
(chapter R-9)

Tax Administration Act  
(chapter A-6.002)

**Implementation of the Understanding on Social Security between the Gouvernement du Québec and the Government of the Republic of Austria — Ratification and making of the Regulation respecting the implementation of that Understanding**

Ratification of the Understanding on Social Security between the Gouvernement du Québec and the Government of the Republic of Austria and making of the Regulation respecting the implementation of that Understanding

WHEREAS Order in Council 348-2016 dated 27 April 2016 authorized the Minister of International Relations and La Francophonie to sign alone the Understanding on Social Security between the Gouvernement du Québec and the Government of the Republic of Austria and the consequential Administrative Arrangement;

WHEREAS the Understanding and the Administrative Arrangement were signed in Montréal on 14 December 2022;