

M.O., 2024**Order 2024-021 of the Minister of Health dated
18 November 2024**

Act respecting the sharing of certain health information
(chapter P-9.0001)

Regulation to amend the Regulation respecting access
authorizations and the duration of use of information
held in a health information bank in a clinical domain

THE MINISTER OF HEALTH,

CONSIDERING paragraph 7 of section 65 of the
Act respecting the sharing of certain health information
(chapter P-9.0001), which provides that any other person
determined by regulation of the Minister may be an access
authorization manager;

CONSIDERING section 70 and paragraph 2 of
section 121 of the Act, which provide that the Minister
determines by regulation the access authorizations that may
be assigned to a provider listed in section 69 of the Act,
according to the professional order to which the provider
belongs, the provider's specialty or duties, or the informa-
tion asset to which the provider is entitled to have access;

CONSIDERING that the Minister has made the
Regulation respecting access authorizations and the dura-
tion of use of information held in a health information bank
in a clinical domain (chapter P-9.0001, r. 1);

CONSIDERING that it is expedient to amend that
Regulation;

CONSIDERING that in accordance with sections 10
and 11 of the Regulations Act (chapter R-18.1), a draft
Regulation to amend the Regulation respecting access
authorizations and the duration of use of information held
in a health information bank in a clinical domain was
published in Part 2 of the *Gazette officielle du Québec* of
18 September 2024 with a notice that it could be made by
the Minister of Health on the expiry of 45 days following
that publication;

CONSIDERING that it is expedient to make the
Regulation with amendments;

ORDERS AS FOLLOWS:

The Regulation to amend the Regulation respecting
access authorizations and the duration of use of informa-
tion held in a health information bank in a clinical domain,
attached to this Order, is hereby made.

CHRISTIAN DUBÉ
Minister of Health

**Regulation to amend the Regulation
respecting access authorizations and the
duration of use of information held in
a health information bank in a clinical
domain**

Act respecting the sharing of certain health information
(chapter P-9.0001, s. 65, par. 7, s. 70 and s. 121, par. 2).

1. The Regulation respecting access authorizations and
the duration of use of information held in a health informa-
tion bank in a clinical domain (chapter P-9.0001, r. 1) is
amended in section 0.1 by adding the following subpara-
graphs at the end of the first paragraph:

“(6) a person designated by the officer exercising the
highest authority within an Indigenous health and social
services centre or residential centre referred to in sub-
paragraph 8 of the third paragraph of section 559 of the
Act respecting the governance of the health and social
services system (chapter G-1.021);

(7) a person designated by the officer exercising the
highest authority within an Indigenous addiction lodging
centre referred to in subparagraph 2 of the second para-
graph of section 1 of the Regulation respecting the certi-
fication of community or private resources offering addic-
tion lodging (chapter S-4.2, r. 0.1), amended by section 1
of the Regulation to amend the Regulation respecting the
certification of community or private resources offering
addiction lodging, made by Order in Council 1600-2024
dated 6 November 2024.”.

2. Section 1 is amended by inserting “or in para-
graph 12.3 of section 6 of the Regulation respecting the
application of the Act respecting the sharing of certain
health information, amended by section 2 of the Regulation
to amend the Regulation respecting the application of the
Act respecting the sharing of certain health information,
made by Order in Council 1601-2024 dated 6 November
2024” at the end of subparagraph 3 of the third paragraph.

3. Section 3 is amended by replacing the third paragraph by the following:

“The same access authorizations may be assigned to a nurse practising in

(1) a private health facility referred to in section 2 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1);

(2) a community pharmacy;

(3) a private seniors’ residence;

(4) a palliative care hospice;

(5) an Indigenous health and social services centre, Indigenous residential and long-term care centre or Indigenous addiction lodging centre.”.

4. Section 5 is amended by inserting “or in paragraph 22 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), amended by section 2 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1601-2024 dated 6 November 2024,” in the portion before subparagraph 1 of the first paragraph and after “section 69 of the Act”.

5. Section 7 is amended by inserting “or in paragraph 23 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), amended by section 2 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1601-2024 dated 6 November 2024,” in the portion before paragraph 1 and after “section 69 of the Act”.

6. Section 9 is amended by inserting “or in paragraph 24 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), amended by section 2 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1601-2024 dated 6 November 2024,” in the portion before paragraph 1 and after “section 69 of the Act”.

7. 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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