

Regulated Health Professions Act, 1991
Loi de 1991 sur les professions de la santé réglementées

ONTARIO REGULATION 59/94

No Amendments

**FUNDING FOR THERAPY OR
COUNSELLING FOR PATIENTS
SEXUALLY ABUSED BY MEMBERS**

1. For the purposes of a program established under section 85.7 of the Code,

- (a) the maximum amount of funding that may be provided for a person in respect of a case of sexual abuse is the amount that the Ontario Health Insurance Plan would pay for 200 half-hour sessions of individual out-patient psychotherapy with a psychiatrist on the day the person becomes eligible under subsection 85.7 (4) of the Code; and
- (b) the period of time within which funding may be provided for a person in respect of a case of sexual abuse is five years from,
 - (i) the day on which the person first received therapy or counselling for which funding is provided under subsection 85.7 (10) of the Code, or
 - (ii) if funding is not provided under subsection 85.7 (10) of the Code, the day on which the person becomes eligible for funding under subsection 85.7 (4) of the Code. O. Reg. 59/94, s. 1.

資料 2

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CHIROPRACTIC ACT, 1991

As of: March 31, 2000

Chiropractic Act, 1991

Amended by: 1998, c. 18, Sched. G, s. 26.

As of March 31, 2000.

Definitions

1. In this Act,

"College" means the College of Chiropractors of Ontario; ("Ordre")

"Health Professions Procedural Code" means the Health Professions Procedural Code set out in Schedule 2 to the *Regulated Health Professions Act, 1991*; ("Code des professions de la santé")

"member" means a member of the College; ("membre")

"profession" means the profession of chiropractic; ("profession")

"this Act" includes the Health Professions Procedural Code. ("la présente loi") 1991, c. 21, s. 1.

Health Professions Procedural Code

2. (1) The Health Professions Procedural Code shall be deemed to be part of this Act. 1991, c. 21, s. 2 (1).

Terms in Code

(2) In the Health Professions Procedural Code as it applies in respect of this Act,

"College" means the College of Chiropractors of Ontario; ("ordre")

"health profession Act" means this Act; ("loi sur une profession de la santé")

"profession" means the profession of chiropractic; ("profession")

"regulations" means the regulations under this Act. ("règlements") 1991, c. 21, s. 2 (2).

Definitions in Code

(3) Definitions in the Health Professions Procedural Code apply with necessary modifications to terms in this Act. 1991, c. 21, s. 2 (3).

Scope of practice

3. The practice of chiropractic is the assessment of conditions related to the spine, nervous system and joints and the diagnosis, prevention and treatment, primarily by adjustment, of,

- (a) dysfunctions or disorders arising from the structures or functions of the spine and the effects of those dysfunctions or disorders on the nervous system; and
- (b) dysfunctions or disorders arising from the structures or functions of the joints. 1991, c. 21, s. 3.

Authorized acts

4. In the course of engaging in the practice of chiropractic, a member is authorized, subject to the terms, conditions and limitations imposed on his or her certificate of registration, to perform the following:

1. Communicating a diagnosis identifying, as the cause of a person's symptoms,
 - i. a disorder arising from the structures or functions of the spine and their effects on the nervous system, or
 - ii. a disorder arising from the structures or functions of the joints of the extremities.
2. Moving the joints of the spine beyond a person's usual physiological range of motion using a fast, low amplitude thrust.
3. Putting a finger beyond the anal verge for the purpose of manipulating the tailbone. 1991, c. 21, s. 4.

Board continued as College

5. The Board of Directors of Chiropractic is continued under the name College of Chiropractors of Ontario in English and Ordre des chiropraticiens de l'Ontario in French. 1991, c. 21, s. 5.

Council

6. (1) The Council shall be composed of,
 - (a) nine persons who are members elected in accordance with the by-laws;
 - (b) seven persons appointed by the Lieutenant Governor in Council who are not,
 - (i) members,
 - (ii) members of a College as defined in the *Regulated Health Professions Act, 1991*, or
 - (iii) members of a Council as defined in the *Regulated Health Professions Act, 1991*. 1991, c. 21, s. 6 (1); 1998, c. 18, Sched. G, s. 26 (1).

Who can vote in elections

(2) Subject to the by-laws, every member who practises or resides in Ontario and who is not in default of payment of the annual membership fee is entitled to vote in an election of members of the Council. 1991, c. 21, s. 6 (2); 1998, c. 18, Sched. G, s. 26 (2).

President and Vice-President

7. The Council shall have a President and Vice-President who shall be elected annually by the Council from among the Council's members. 1991, c. 21, s. 7.

Imposition of duties on the Chiropractic Review Committee

8. The Council may give the Chiropractic Review Committee continued under the *Health Insurance Act* duties that are not inconsistent with the Committee's duties under that Act. 1991, c. 21, s. 8.

Restricted titles

9. (1) No person other than a member shall use the title "chiropractor", a variation or abbreviation or an equivalent in another language. 1991, c. 21, s. 9 (1).

Representations of qualification, etc.

(2) No person other than a member shall hold himself or herself out as a person who is qualified to practise in

Ontario as a chiropractor or in a specialty of chiropractic. 1991, c. 21, s. 9 (2).

Definition

(3) In this section,

"abbreviation" includes an abbreviation of a variation. 1991, c. 21, s. 9 (3).

Notice if suggestions referred to Advisory Council

10. (1) The Registrar shall give a notice to each member if the Minister refers to the Advisory Council, as defined in the *Regulated Health Professions Act, 1991*, a suggested,

- (a) amendment to this Act;
- (b) amendment to a regulation made by the Council; or
- (c) regulation to be made by the Council. 1991, c. 21, s. 10 (1).

Requirements re notice

(2) A notice mentioned in subsection (1) shall set out the suggestion referred to the Advisory Council and the notice shall be given within thirty days after the Council of the College receives the Minister's notice of the suggestion. 1991, c. 21, s. 10 (2).

Offence

11. Every person who contravenes subsection 9 (1) or (2) is guilty of an offence and on conviction is liable to a fine of not more than \$5,000 for a first offence and not more than \$10,000 for a subsequent offence. 1991, c. 21, s. 11.

Transitional

12. A person who, on the day before this Act comes into force, was registered as a chiropractor under the *Drugless Practitioners Act* shall be deemed to be the holder of a certificate of registration issued under this Act subject to any term, condition or limitation to which the registration was subject. 1991, c. 21, s. 12.

Transition before Act in force

13. (1) The transitional Council is the Board of Directors of Chiropractic as it exists from time to time between the 25th day of November, 1991 and the day this Act comes into force. 1991, c. 21, s. 13 (1).

Powers of transitional Council

(2) After the 25th day of November, 1991 but before this Act comes into force, the transitional Council and its employees and committees may do anything that is necessary or advisable for the coming into force of this Act and that the Council and its employees and committees could do under this Act if it were in force. 1991, c. 21, s. 13 (2).

Idem

(3) Without limiting the generality of subsection (2), the transitional Council may appoint a Registrar and the Registrar and the Council's committees may accept and process applications for the issue of certificates of registration, charge application fees and issue certificates of registration. 1991, c. 21, s. 13 (3).

Powers of Minister

(4) The Minister may,

- (a) review the transitional Council's activities and require the transitional Council to provide reports and information;
- (b) require the transitional Council to make, amend or revoke a regulation under this Act;
- (c) require the transitional Council to do anything that, in the opinion of the Minister, is necessary or advisable to carry out the intent of this Act and the *Regulated Health Professions Act, 1991*. 1991, c. 21, s. 13 (4).

Transitional Council to comply with Minister's request

(5) If the Minister requires the transitional Council to do anything under subsection (4), the transitional Council shall, within the time and in the manner specified by the Minister, comply with the requirement and submit a report. 1991, c. 21, s. 13 (5).

Regulations

(6) If the Minister requires the transitional Council to make, amend or revoke a regulation under clause (4) (b) and the transitional Council does not do so within sixty days, the Lieutenant Governor in Council may make, amend or revoke the regulation. 1991, c. 21, s. 13 (6).

Idem

(7) Subsection (6) does not give the Lieutenant Governor in Council authority to do anything that the transitional Council does not have authority to do. 1991, c. 21, s. 13 (7).

Expenses

(8) The Minister may pay the transitional Council expenses incurred in complying with a requirement under subsection (4). 1991, c. 21, s. 13 (8).

Transition after Act in force

14. (1) After this Act comes into force, the transitional Council shall be the Council of the College if it is constituted in accordance with subsection 6 (1) or, if it is not, it shall be deemed to be the Council of the College until a new Council is constituted in accordance with subsection 6 (1) or until one year has elapsed, whichever comes first. 1991, c. 21, s. 14 (1).

Terms of members of transitional Council

(2) The term of a member of the transitional Council shall continue for as long as the transitional Council is deemed to be the Council of the College. 1991, c. 21, s. 14 (2).

Vacancies

(3) The Lieutenant Governor in Council may appoint persons to fill vacancies on the transitional Council. 1991, c. 21, s. 14 (3).

ONTARIO REGULATION 204/94

Amended to O. Reg. 747/94

GENERAL

This Regulation is made in English only.

PART I

Appointment of Non-Council Members to Committees of the College

1. This Part applies with respect to the appointment of members who are not members of the Council to a committee of the College. O. Reg. 204/94, s. 1; O. Reg. 747/94, s. 1.

2. (1) The Council shall appoint members to committees in the numbers prescribed by regulation.

(2) The Council shall make the appointments at the first regular Council meeting after the Council election held in March, 1994 and at the first regular Council meeting held after every second election thereafter. O. Reg. 204/94, s. 2 (1, 2).

(3) The Council may make appointments from time to time to fill any vacancy created by the disqualification, death or resignation of a member appointed under this Part. O. Reg. 204/94, s. 2 (3); O. Reg. 747/94, s. 1.

(4) In making the appointments, the Council shall take into account location and type of practice, experience, gender, race, ethnic origin, languages spoken and other qualifications and characteristics of members in order to complement the attributes of members of the committees who are members of Council. O. Reg. 204/94, s. 2 (4).

3. (1) The term of office of a committee member who is not a member of the Council is two years starting on the date the appointment is made.

(2) No member may serve on one or more committees for more than nine consecutive years, whether the time is served as a member who is a member of the Council or as a member who is not a member of the Council.

(3) A member who has served on a committee for nine years is not eligible to be reappointed until at least three years have passed since the member last served on a committee. O. Reg. 204/94, s. 3.

4. A member is eligible for appointment to a committee if, on the date of appointment,

- (a) the member practises chiropractic in Ontario, or if the member does not practise chiropractic, the member is resident in Ontario;
- (b) the member is not in default of payment of any prescribed fees;
- (c) the member is not the subject of any disciplinary or incapacity proceeding;
- (d) a finding of professional misconduct, incompetence or incapacity has not been made against the member in the three years preceding the date of the appointment;
- (e) the member is not an officer or director of any professional chiropractic association such that a real

or apparent conflict of interest may arise; this includes membership on the board of the Ontario Chiropractic Association, Canadian Chiropractic Association, Canadian Memorial Chiropractic College or Canadian Chiropractic Protective Association; and

(f) the member is not a member of the Council or of a committee of the College of any other health profession. O. Reg. 204/94, s. 4.

5. (1) The Council shall disqualify a member appointed to a committee from sitting on the committee if the member,

- (a) is the subject of any disciplinary or incapacity proceeding;
- (b) is found to have committed an act of professional misconduct or is found to be incompetent by a panel of the Discipline Committee;
- (c) is found to be an incapacitated member by a panel of the Fitness to Practise Committee;
- (d) fails, without cause, to attend two consecutive meetings of the committee or of a subcommittee of which he or she is a member;
- (e) fails, without cause, to attend a hearing or review of a panel for which he or she has been selected;
- (f) neither practises nor resides in Ontario; or
- (g) becomes an officer or director of any professional chiropractic association such that a real or apparent conflict of interest may arise; this includes membership on the board of the Ontario Chiropractic Association, Canadian Chiropractic Association, Canadian Memorial Chiropractic College or Canadian Chiropractic Protective Association.

(2) A member who is disqualified under subsection (1) from sitting on a committee ceases to be a member of the committee. O. Reg. 204/94, s. 5.

PART II FEES

6. (1) Every member shall pay an annual fee.

(2) The annual fee is \$850 for a member who holds a General or Academic certificate of registration, \$475 for a member who holds an Inactive certificate of registration and \$150 for a member who holds a Retired certificate of registration.

(3) The annual fee for a member who holds a General or Academic certificate of registration may be paid in two instalments on January 1 and June 1 in each year in amounts to be set by the Registrar.

(4) No later than 60 days before the annual fee or the first instalment of the annual fee is due, the Registrar shall notify the member of,

- (a) the amount of the annual fee or, if the member is paying by instalment, the amounts of the first and second instalments;
- (b) the date on which the annual fee or each of the instalments is due; and
- (c) the penalty for late payment. O. Reg. 747/94, s. 2.

7. (1) If a member fails to pay the annual fee or an instalment on or before the day on which it is due, the member shall pay a penalty in addition to the annual fee.

(2) The penalty is \$100 for a member who holds a General or Academic certificate of registration, \$20 for a member who holds an Inactive certificate of registration and \$20 for a member who holds a Retired certificate of registration. O. Reg. 747/94, s. 2.

8. Where a person requests the Registrar to do anything that the Registrar is required or authorized to do by statute or by regulation, the person shall pay the prescribed fee or the fee set by the Registrar for doing so. O. Reg. 747/94, s. 2.

ONTARIO REGULATION 672/93

No Amendments

COMMITTEE COMPOSITION

This Regulation is made in English only.

1. (1) The Executive Committee shall be composed of the following seven persons:

1. The President and Vice-President of the Council.
2. If the President and Vice-President are members of the College, two additional members of the Council who are members of the College and three members of the Council who are appointed to the Council by the Lieutenant Governor in Council.
3. If the President and Vice-President are appointed to the Council by the Lieutenant Governor in Council, four members of the Council who are members of the College and one additional member of the Council appointed to the Council by the Lieutenant Governor in Council.
4. If one of the President and Vice-President is appointed to the Council by the Lieutenant Governor in Council, three additional members of the Council who are members of the College and two additional members of the Council appointed to the Council by the Lieutenant Governor in Council.

(2) The President of the Council shall be the chair of the Executive Committee. O. Reg. 672/93, s. 1.

2. The Registration Committee shall be composed of,

- (a) two members of the Council who are members of the College; and
- (b) one member of the Council appointed to the Council by the Lieutenant Governor in Council. O. Reg. 672/93, s. 2.

3. The Complaints Committee shall be composed of,

- (a) two members of the Council who are members of the College;
- (b) one member of the Council appointed to the Council by the Lieutenant Governor in Council; and
- (c) one member of the College who is not a member of the Council. O. Reg. 672/93, s. 3.

4. The Discipline Committee shall be composed of,

(a) two members of the Council who are members of the College;

(b) two members of the Council appointed to the Council by the Lieutenant Governor in Council; and

(c) two members of the College who are not members of the Council. O. Reg. 672/93, s. 4.

5. The Fitness to Practise Committee shall be composed of,

(a) two members of the Council who are members of the College; and

(b) one member of the Council appointed to the Council by the Lieutenant Governor in Council. O. Reg. 672/93, s. 5.

6. The Quality Assurance Committee shall be composed of,

(a) two members of the Council who are members of the College;

(b) two members of the Council appointed to the Council by the Lieutenant Governor in Council; and

(c) one member of the College who is not a member of the Council. O. Reg. 672/93, s. 6.

7. The Patient Relations Committee shall be composed of,

(a) one member of the Council who is a member of the College;

(b) two members of the Council appointed to the Council by the Lieutenant Governor in Council; and

(c) two members of the College who are not members of the Council. O. Reg. 672/93, s. 7.

ONTARIO REGULATION 910/93

Amended to O. Reg. 112/94

ELECTION OF COUNCIL MEMBERS

This Regulation is made in English only.

1. (1) The following electoral districts are established for the purpose of the election of members of the Council:

1. Electoral district 1 - Northern, comprised of the territorial districts of Kenora, Rainy River, Thunder Bay, Algoma, Cochrane, Manitoulin, Sudbury, Parry Sound, Nipissing and Timiskaming and The District Municipality of Muskoka.

2. Electoral district 2 - Eastern, comprised of the counties of Frontenac, Hastings, Lanark, Prince Edward and Renfrew and the united counties of Leeds and Grenville, Lennox and Addington, Prescott and Russell, and Stormont, Dundas, Glengarry and The Regional Municipality Ottawa-Carleton.

3. Electoral district 3 - Central East, comprised of the counties of Haliburton, Northumberland, Peterborough, Simcoe and Victoria and The Regional Municipality of Durham.
4. Electoral district 4 - Central, comprised of The Municipality of Metropolitan Toronto and The Regional Municipality of York.
5. Electoral district 5 - Central West, comprised of the counties of Brant, Dufferin and Wellington and the regional municipalities of Haldimand-Norfolk, Halton, Hamilton-Wentworth, Niagara, Peel and Waterloo.
6. Electoral district 6 - Western, comprised of the counties of Essex, Bruce, Grey, Kent, Lambton, Elgin, Middlesex, Huron, Perth and Oxford. O. Reg. 910/93, s. 1 (1); O. Reg. 112/94, s. 1.

(2) The electoral district in which a member is eligible to vote is the district in which, on January 1 of the year in which the election is to take place, the member principally practises, or if the member is not engaged in the practice of chiropractic, in which, on that day, the member principally resides. O. Reg. 910/93, s. 1 (2).

NUMBER OF MEMBERS ELECTED

2. For each electoral district referred to in Column 1 of the following table, there shall be elected to Council the number of members set out opposite in Column 2.

COLUMN 1	COLUMN 2
Electoral District	Number of Members
1	1
2	1
3	1
4	3
5	2
6	1

O. Reg. 910/93, s. 2.

TERM OF OFFICE

3. (1) The term of office of a member elected to the Council is three years.

(2) The term of office of a member elected to the Council commences with the first regular meeting of the Council immediately following the election and the member shall continue to serve in office until his or her successor takes office in accordance with this Regulation. O. Reg. 910/93, s. 3.

ELECTION DATES

4. (1) An election of members to the first Council shall be held in the month of March, 1994.

(2) Despite section 3, the terms of office for the first Council members elected under subsection (1) are as follows:

1. One year for the members from electoral districts 2 and 3 and for one member from electoral district 4.
2. Two years for the member from electoral district 6 and for one member from electoral district 4 and one member from electoral district 5.

3. Three years for the member from electoral district 1 and for one member from electoral district 4 and one member from electoral district 5. O. Reg. 910/93, s. 4.

5. Upon expiry of the terms of office prescribed in subsection 4 (2), an election of the members to the Council shall be held,

- (a) in the month of March, 1995 and in every third year after that for the members referred to in paragraph 1 of subsection 4 (2);
- (b) in the month of March, 1996 and in every third year after that for the members referred to in paragraph 2 of subsection 4 (2); and
- (c) in the month of March, 1997 and in every third year after that for the members referred to in paragraph 3 of subsection 4 (2). O. Reg. 910/93, s. 5.

6. The Council shall set the date for each election of members to the Council. O. Reg. 910/93, s. 6.

ELIGIBILITY TO VOTE

7. A member is ineligible to vote in a Council election if he or she is in default of payment of any fees prescribed by Regulation or any fine imposed by the Discipline Committee or is in default in completing and returning any prescribed form. O. Reg. 910/93, s. 7.

ELIGIBILITY FOR ELECTION

8. A member is eligible for election to the Council in an electoral district if on the date of the election,

- (a) the member is engaged in the practice of chiropractic in the electoral district for which he or she is nominated, or, if the member is not engaged in the practice of chiropractic, is resident in the electoral district for which he or she is nominated;
- (b) the member is not in default of payment of any fees prescribed by Regulation or any fine imposed by the Discipline Committee;
- (c) the member is not in default in completing and returning any prescribed form;
- (d) the member is not the subject of any disciplinary or incapacity proceeding;
- (e) a finding of professional misconduct, incompetence or incapacity has not been made against the member in the three years preceding the date of the appointment;
- (f) the member is not an officer or director of any professional chiropractic association, including the Ontario Chiropractic Association, Canadian Chiropractic Association, Canadian Memorial Chiropractic College, Canadian Chiropractic Protective Association or the Council on Chiropractic Education, such that a real or apparent conflict of interest may arise;
- (g) the member is not a member of the Council, or of a committee, of the College of any other health profession. O. Reg. 910/93, s. 8.

9. (1) A member is not eligible to be a candidate in an election if serving the term for which the election is being held would cause him or her to be an elected member of Council for more than nine consecutive years.

(2) A member who is not eligible under subsection (1) regains eligibility for election to the Council after three years. O. Reg. 910/93, s. 9.

REGISTRAR TO SUPERVISE NOMINATIONS

10. The Registrar shall supervise the nomination of candidates. O. Reg. 910/93, s. 10.

NOTICE OF ELECTION AND NOMINATIONS

11. No later than sixty days before the date of an election, the Registrar shall notify every member who is eligible to vote of the date, time and place of the election and of the nomination procedure. O. Reg. 910/93, s. 11.

NOMINATION PROCEDURE

12. (1) The nomination of a candidate for election as a member of the Council shall be in writing and shall be given to the Registrar at least forty-five days before the date of the election.

(2) The nomination shall be signed by the candidate and by at least ten members who support the nomination and who are eligible to vote in the electoral district in which the election is to be held.

(3) The candidate shall provide biographical information in a manner acceptable to the Registrar for the purpose of distribution to members in accordance with subsection 14 (2).

(4) The candidate may withdraw his or her nomination for election to the Council no later than twenty-one days before the date of the election. O. Reg. 910/93, s. 12.

ACCLAMATION

13. If the number of candidates nominated for an electoral district is less than or equal to the number of members to be elected, the Registrar shall declare the candidates to be elected by acclamation. O. Reg. 910/93, s. 13.

REGISTRAR'S ELECTORAL DUTIES

14. (1) The Registrar shall supervise and administer the election of candidates and, for the purpose of carrying out that duty, the Registrar may, subject to this Regulation and the by-laws,

- (a) appoint returning officers and scrutineers;
- (b) establish a deadline for the receiving of ballots;
- (c) provide for the notification of all candidates and members of the results of the election; and
- (d) provide for the destruction of ballots following an election.

(2) No later than thirty days before the date of an election, the Registrar shall send to every member eligible to vote in an electoral district in which an election is to take place, a list of the candidates, biographical information concerning the candidates, a ballot, a blank envelope, an outer envelope and an explanation of the voting procedure.

(3) Voting for elections of members to the Council shall be by mail ballot.

(4) A ballot shall be clearly marked in the appropriate space, shall be sealed in the blank envelope and shall be inserted and sealed in an outer envelope bearing the voting member's name, signature and address.

(5) A ballot that does not comply with subsection (4) is null and void.

(6) On the date of the election, the outer envelopes shall be opened and the sealed envelopes containing the ballots removed. The ballots shall then be removed from the sealed envelopes and counted by the Registrar or by his or her agent.

(7) Candidates or their representatives may be present when the ballots are opened and counted. O. Reg. 910/93, s. 14.

NUMBER OF VOTES TO BE CAST

15. (1) A member may cast as many votes on a ballot in an election of members to the Council as there are members to be elected to the Council from the electoral district in which the member is eligible to vote.

(2) A member shall not cast more than one vote for any one candidate. O. Reg. 910/93, s. 15.

TIE VOTES

16. If there is a tie in an election of members to the Council, the Registrar shall break the tie, by lot. O. Reg. 910/93, s. 16.

RECOUNTS

17. (1) A candidate may require a recount by giving a written request and depositing the sum of \$150 with the Registrar no more than fifteen days after the date of an election.

(2) The Registrar shall hold the recount no more than ten days after receiving the request.

(3) The portion of the deposit remaining after paying the actual cost of the recount shall be refunded to the candidate but if the recount changes the election result the full amount of the deposit shall be refunded to the candidate. O. Reg. 910/93, s. 17.

INTERRUPTIONS OF MAIL SERVICE

18. Where there is an interruption of mail service during a nomination or election, the Registrar shall extend the holding of nominations and election for such minimum period of time as the Registrar considers necessary to compensate for the interruption. O. Reg. 910/93, s. 18.

DISQUALIFICATION OF ELECTED MEMBERS

19. (1) The Council shall disqualify an elected member from sitting on the Council if the elected member,

- (a) is the subject of any disciplinary or incapacity proceeding;
- (b) is found to have committed an act of professional misconduct or is found to be incompetent by panel of the Discipline Committee;

- (c) is found to be an incapacitated member by a panel of the Fitness to Practise Committee;
 - (d) fails, without reasonable cause, to attend two consecutive meetings of the committee or of a subcommittee of which he or she is a member;
 - (e) fails, without reasonable cause, to attend a hearing or review of a panel for which he or she has been selected;
 - (f) ceases to either practise or reside in the electoral district for which the member was elected;
 - (g) becomes an officer or director of any professional chiropractic association, including the Ontario Chiropractic Association, Canadian Chiropractic Association, Canadian Memorial Chiropractic College, Canadian Chiropractic Protective Association or the Council on Chiropractic Education, such that a real or apparent conflict-of-interest may arise;
 - (h) becomes a member of the Council or a committee of the College of any other health profession; or
 - (i) breaches the Conflict of Interest guidelines for members of Council and committees.
- (2) An elected member who is disqualified from sitting on the Council ceases to be a member of the Council. O. Reg. 910/93, s. 19.

FILLING OF VACANCIES

20. (1) The seat of an elected Council member shall be deemed to be vacant upon the death, resignation or disqualification of the Council member.

(2) If the seat of an elected Council member becomes vacant in an electoral district not more than twelve months before the expiry of the member's term of office, the Council may,

- (a) leave the seat vacant;
- (b) appoint as an elected member, the candidate, if any, who had the most votes of all the unsuccessful candidates in the last election of Council members for that electoral district; or
- (c) direct the Registrar to hold an election in accordance with this Regulation for that electoral district.

(3) If the seat of an elected Council member becomes vacant in an electoral district more than twelve months before the expiry of the member's term of office, the Council shall direct the Registrar to hold an election in accordance with this Regulation for that electoral district.

(4) The term of a member appointed under clause (2) (b) or elected in an election under clause (2) (c) or subsection (3) shall continue until the time the former Council member's term would have expired. O. Reg. 910/93, s. 20.

ONTARIO REGULATION 885/93

No Amendments

EXAMINATIONS

This Regulation is made in English only.

1. (1) The College shall conduct or cause to be conducted at least once a year examinations of applicants for registration.

(2) For an applicant who has failed an examination under subsection (1), the College shall conduct or cause to be conducted supplemental examinations within four months of the examinations conducted under subsection (1) or within such longer period as may reasonably be required in the circumstances.

(3) Supplemental examinations shall not be conducted if there is no applicant eligible to retry the examinations. O. Reg. 885/93, s. 1.

2. (1) The examinations and supplemental examinations set by the Council shall assess applicants in various areas in respect of the knowledge and skills necessary to practise as a chiropractor.

(2) The College shall determine,

(a) the requirements for passing the examinations and supplemental examinations; and

(b) the requirements for eligibility to try supplemental examinations. O. Reg. 885/93, s. 2.

3. (1) A person is eligible to try the examinations if he or she satisfies the registration requirements in subsection 3.(1) and paragraph 2 of section 4 of Ontario Regulation 862/93.

(2) If a person satisfied the requirement in subsection (1) more than two years before the person applies to take the examinations, the person must either successfully complete a refresher course approved by the Registration Committee or otherwise satisfy the Registration Committee that he or she is competent to practise. O. Reg. 885/93, s. 3.

4. (1) An applicant shall submit to the College a completed application to try the examinations at least forty-five days before the date set for the examinations together with the examination fee.

(2) The fee for each examination in an area set by the Council is \$125.

(3) The fee for each supplemental examination is \$150. O. Reg. 885/93, s. 4.

5. At least fourteen days before the date set for the examinations, the Registrar shall notify each applicant of whether he or she has met the requirements to write the examinations and shall notify the applicant of the time and place fixed for the examinations. O. Reg. 885/93, s. 5.

6. (1) If an applicant fails the examinations and is eligible to try the supplemental examinations, the Registrar shall, at least fourteen days before the date set for the supplemental examinations, notify the applicant that he or she has met the requirements to write the supplemental examinations and of the time and place fixed for the supplemental examinations.

(2) If an applicant fails the supplemental examinations, he or she shall not write another supplemental examination until the applicant has rewritten all the examinations the following year. O. Reg. 885/93, s. 6.

7. (1) An applicant who fails an examination or supplemental examination set by the Council may, within sixty days after the College has mailed out the results, apply to the Registrar,

- (a) to have the examination reread by the examiners;
- (b) to examine the failed examination; and
- (c) to meet with the examiners to discuss the examination.

(2) The application fee to have an examination reread is \$50.

(3) The application fee to meet with an examiner to discuss an examination is \$200.

(4) The College may destroy an examination if it is not needed under subsection (1). O. Reg. 885/93, s. 7.

ONTARIO REGULATION 852/93

No Amendments

PROFESSIONAL MISCONDUCT

This Regulation is made in English only.

1. The following are acts of professional misconduct for the purposes of clause 51 (1) (c) of the *Health Professions Procedural Code*:

THE PRACTICE OF THE PROFESSION AND THE CARE OF, AND RELATIONSHIP WITH, PATIENTS

1. Contravening a term, condition or limitation imposed on the member's certificate of registration.
2. Contravening a standard of practice of the profession or failing to maintain the standard of practice expected of members of the profession.
3. Doing anything to a patient for a therapeutic, preventative, palliative, diagnostic, cosmetic or other health-related purpose in a situation in which a consent is required by law, without such a consent.
4. Delegating a controlled act contrary to the Act or the *Regulated Health Professions Act, 1991* or the regulations under either of those Acts.
5. Abusing a patient verbally, physically, psychologically or emotionally.
6. Practising the profession while the member's ability to do so is impaired by any substance.
7. Discontinuing professional services that are needed unless,
 - i. the patient requests the discontinuation,
 - ii. alternative services are arranged, or
 - iii. the patient is given a reasonable opportunity to arrange alternative services.
8. Discontinuing professional services contrary to the terms of an agreement between the member and a

hospital, nursing home or other facility or agency that provides health services to the public unless,

- i. the discontinuation is requested by hospital, nursing home or other facility, agency,
 - ii. alternative services are arranged, or
 - iii. a reasonable opportunity to arrange alternative services is provided.
9. Practising the profession while the member is in a conflict of interest.
 10. Giving information about a patient to a person other than the patient, his or her authorized representative, or the member's legal counsel or insurer, except with the consent of the patient or his or her authorized representative or as required or allowed by law.
 11. Breaching an agreement with a patient relating to professional services for the patient or fees for such services.
 12. Failing to reveal the nature of a remedy or treatment used by the member following a patient's request to do so.
 13. Failing to advise a patient to consult with another health professional when the member knows or ought to know that,
 - i. the patient's condition is beyond the scope of practice and competence of the member
 - ii. the patient requires the care of another health professional, or
 - iii. the patient would be most appropriately treated by another health professional.
 14. Providing a diagnostic or therapeutic service that is not necessary.
 15. Failing to maintain the member's practice premises in a safe and sanitary manner.

REPRESENTATIONS ABOUT MEMBERS AND THEIR QUALIFICATIONS

16. Using a term, title or designation in respect of a member's practice contrary to the policies of the College.
17. Using a term, title or designation indicating a specialization in the profession contrary to the policies of the College.
18. Using a name, other than the member's name as set out in the register, in the course of providing or offering to provide services within the scope of practice of the profession.

RECORD KEEPING AND REPORTS

19. Failing to keep records as required by the regulations.
20. Falsifying a record relating to the member's practice.

21. Failing, without reasonable cause, to provide a report or certificate relating to an examination or treatment performed by the member within a reasonable time after a patient has requested such a report or certificate.
22. Signing or issuing, in the member's professional capacity, a document that the member knows contains a false or misleading statement.

BUSINESS PRACTICES

23. Submitting an account or charge for services that the member knows is false or misleading.
24. Failing to disclose to a patient the fee for a service before the service is provided, including a fee not payable by the patient.
25. Charging a block fee unless,
 - i. the patient is given the option of paying for each service as it is provided,
 - ii. a unit cost per service is specified,
 - iii. the member agrees to refund to the patient the unspent portion of the block fee, calculated by reference to the number of services provided multiplied by the unit cost per service.
26. Failing to itemize an account for professional services,
 - i. if requested to do so by the patient or the person or agency who is to pay, in whole or in part, for the services, or
 - ii. if the account includes a fee for a product or device or a service other than a treatment.
27. Selling any debt owed to the member for professional services. This does not include the use of credit cards to pay for professional services.

MISCELLANEOUS MATTERS

28. Contravening the Act, the *Regulated Health Professions Act, 1991* or the regulations under either of those Acts.
29. Contravening a federal, provincial or territorial law, a municipal by-law or a by-law or rule of a hospital within the meaning of the *Public Hospitals Act*, if the contravention is relevant to the member's suitability to practise.
30. Influencing a patient to change his or her will or other testamentary instrument for the benefit of the member or anyone not at arm's length from the member.
31. Failing to comply with an order of, or breaching an undertaking given to, the Complaints, Discipline or Fitness to Practise Committees or to the Registrar of the College.
32. Failing to carry out an agreement entered into with the College.
33. Engaging in conduct or performing an act that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful,

dishonourable or unprofessional. O. Reg. 852/93, s. 1.

ONTARIO REGULATION 862/93

Amended to O. Reg. 871/93

REGISTRATION

This Regulation is made in English only.

1. The following are prescribed as classes of certificates of registration:

1. General.
2. Academic.
3. Retired.
4. Inactive. O. Reg. 862/93, s. 1.

2. (1) A person shall apply for a certificate of registration by submitting a completed application in the form provided together with the applicable fee.

(2) The application fee is \$50 for a general, academic or inactive certificate of registration.

(3) There is no application fee for a retired certificate of registration.

(4) Despite subsection (2), there is no application fee for an inactive certificate of registration if the applicant holds a general certificate of registration.

(5) The application fee is non-refundable. O. Reg. 862/93, s. 2.

3. (1) The following are registration requirements for a certificate of registration of any class:

1. The applicant has graduated from,
 - i. a chiropractic education program in Canada listed in the Schedule,
 - ii. a chiropractic education program in Canada considered by the Council to be equivalent to a program listed in the Schedule, or
 - iii. a chiropractic education program outside Canada accredited by the Accreditation Commission of the Council on Chiropractic Education.

2. If the applicant has previously been or is registered or licensed to practise another health profession in Ontario, or chiropractic or another health profession in any other jurisdiction, the applicant must provide evidence that there has been no finding of, and that there is no current proceeding involving an allegation of, professional misconduct, incompetence or incapacity.

3. The applicant must not have been found guilty of an offence that is relevant to suitability to practise.

4. The applicant must be able to speak and write either English or French with reasonable fluency.

5. The applicant must be a Canadian citizen or a permanent resident of Canada or authorized under

the *Immigration Act* (Canada) to engage in the practice of the profession. O. Reg. 862/93, s. 3 (1); O. Reg. 871/93, s. 1.

(2) The requirement in paragraph 1 of subsection (1) is non-exemptible. O. Reg. 862/93, s. 3 (2).

4. The following are additional registration requirements for a general certificate of registration:

1. The applicant must have passed,
 - i. the examinations set by the Council, and
 - ii. the examination set by the Canadian Chiropractic Examining Board or approved by the Council as equivalent to the examination set by the Board.

2. If the applicant satisfied the requirement in paragraph 1 of subsection 3 (1) more than two years before the date he or she satisfied the requirements in paragraph 1, or the date the application for a certificate of registration is submitted, whichever is the later, the applicant must either successfully complete a refresher course approved by the Registration Committee or otherwise satisfy the Registration Committee that he or she is competent to practise. O. Reg. 862/93, s. 4.

5. The following are additional registration requirements for an academic certificate of registration:

1. The applicant must have,
 - i. successfully completed a residency program established by a chiropractic education program described in paragraph 1 of subsection 3 (1),
 - ii. a fellowship or specialty certification recognized by a chiropractic education program described in paragraph 1 of subsection 3 (1) in a specialty approved by the College, or
 - iii. a minimum of five years practice as a chiropractor.

2. The applicant must have an appointment as a full-time educational instructor at a chiropractic education program in Ontario listed in the Schedule or considered by the Council to be equivalent to a program listed in the Schedule. O. Reg. 862/93, s. 5.

6. The following are additional registration requirements for an inactive certificate of registration:

1. The applicant must hold, or be eligible for, a general certificate of registration.
2. The applicant must not be in default of any fee, fine or other amount owed to the College.
3. The applicant must give a written undertaking to the College not to engage in chiropractic practice in Ontario and not to submit accounts directly to the Ontario Health Services Insurance Plan or the Workers' Compensation Board in respect of chiropractic services. O. Reg. 862/93, s. 6.

7. It is a condition of a certificate of registration of any class that the member provide the College with details of any of the following that relate to the member and that occur or arise after the registration of the member:

1. A finding of guilt in relation to any offence relevant to the member's suitability to practise.

2. A finding of professional misconduct, incompetence or incapacity in Ontario in relation to another health profession or in any other jurisdiction in which the member is registered or licensed to practise chiropractic or another health profession.

3. A proceeding for professional misconduct, incompetence or incapacity in Ontario in relation to another health profession or in any other jurisdiction in which the member is registered or licensed to practise chiropractic or another health profession. O. Reg. 862/93, s. 7.

8. It is an additional condition of an academic certificate of registration that the certificate is automatically revoked when the member no longer holds an appointment as a full-time educational instructor at a chiropractic education program referred to in paragraph 2 of section 5. O. Reg. 862/93, s. 8.

9. It is an additional condition of a retired certificate of registration that the member not engage in chiropractic practice. O. Reg. 862/93, s. 9.

10. The following are additional conditions of an inactive certificate of registration:

1. The member shall not engage in chiropractic practice in Ontario.

2. The member shall not submit an account directly to the Ontario Health Services Insurance Plan or the Workers' Compensation Board in respect of chiropractic service.

3. The member shall notify the Registrar before resuming active practice.

4. If the member holds an inactive certificate for more than two years, the member shall not resume practice unless the member successfully completes a refresher course approved by the Registration Committee or otherwise satisfies the Registration Committee that he or she is competent to practise.

5. If the member resumes active practice during the course of a membership year, the member shall pay the prescribed fee for a general certificate of registration. O. Reg. 862/93, s. 10.

11. (1) It is a requirement for the issuing of a certificate of registration that the applicant pay the following fee:

1. For a general certificate of registration	\$325.00
2. For an academic certificate of registration	\$325.00
3. For an inactive certificate of registration	\$325.00
4. For a retired certificate of registration	Nil

(2) A member who holds a general certificate of registration is exempted from paying the prescribed fee for an inactive certificate of registration. O. Reg. 862/93, s. 11.

12. (1) If the Registrar suspends a member's certificate of registration for failure to pay a prescribed fee, the Registrar may lift the suspension on payment of,

- (a) the fee the member failed to pay;
- (b) the annual fee for the year in which the suspension is to be lifted; and
- (c) any applicable penalty.

(2) If the Registrar does not lift the suspension of a certificate of registration that has been suspended for failure to pay a prescribed fee for more than two years from the date of the suspension, the certificate is automatically revoked.

(3) A member whose certificate of registration was revoked pursuant to subsection (2) and who applies to be reinstated is required to pay,

- (a) an application fee of \$50;
- (b) the annual fees and any applicable penalties the member failed to pay up to the date of revocation; and
- (c) the annual fee for the year in which the member wishes to be reinstated.

(4) The Registration Committee may grant a partial exemption from the fees payable by a member pursuant to subsection (1) or (3) if the Committee is satisfied that extraordinary circumstances exist which justify the exemption.

(5) The amount payable by a member who applies for reinstatement of a retired certificate of registration is \$50. O. Reg. 862/93, s. 12.

13. The Registrar may revoke the certificate if the member made a false or misleading statement in his or her application for registration. O. Reg. 862/93, s. 13.

14. (1) A member who, on the day before this Regulation comes into force, holds a certificate of registration issued under section 3, 4 or 5 of Regulation 276 of the Revised Regulations of Ontario, 1990 shall be deemed to hold a general certificate of registration under the Act.

(2) A member who, on the day before this Regulation comes into force, holds a certificate of registration issued under section 6 of Regulation 276 of the Revised Regulations of Ontario, 1990 shall be deemed to hold an academic certificate of registration under the Act.

(3) A member who, on the day before this Regulation comes into force, is a retired member, shall be deemed to hold a retired certificate of registration under the Act.

(4) A person who, on the day before this Regulation comes into force, would have been entitled to renew his or her registration under subsection 7 (2) of Regulation 276 of the Revised Regulations of Ontario, 1990 shall be reinstated to a certificate of registration of the appropriate class if the person applies for reinstatement and makes the payments prescribed under subsection 12 (1). O. Reg. 862/93, s. 14.

資料 3

Undergraduate Curriculum

Goals of the CMCC Undergraduate Curriculum:

The CMCC Undergraduate Curriculum is guided by three goals:

- the course content is relevant to professional practice;
- the knowledge, skills, and attitudes discussed are integrated across courses and years; and
- the four-year curriculum is developed and designed on the biological and chiropractic clinical competencies developed by CMCC, in accordance with the clinical competencies as outlined by the Council on Chiropractic Education of Canada.

Introduction

The CMCC Undergraduate Curriculum is a comprehensive integrative outcomes-based programme that embodies the competencies developed by CMCC in accordance with those set out by the Council on Chiropractic Education of Canada (CCEC). The CMCC Undergraduate Curriculum departs from the traditional style of a course centred programme that layers one course upon another to gain appropriate knowledge and skills in chiropractic. The curriculum places the student's focus on chiropractic studies, which are mastered through blocks and modules of intensive study. The chiropractic curriculum encompasses a diverse range of knowledge including anatomy, pathology, biomechanics, chiropractic principles, diagnosis and adjustive techniques. The curriculum synthesizes this diverse knowledge to specific anatomical regions and systems, thereby making the material meaningful within the context of a primary contact health care practitioner. An important aspect of the curriculum is the weekly small group clinical education component. These weekly meetings bring together the content discussed in the previous week, and in an evidence based approach illustrate how the material is synthesized into a professional practice environment.

Study of specific anatomical regions or systems occurs in units referred to as Blocks and Modules. For example, Block 1 focuses on the human back from a variety of perspectives including the subject areas of anatomy and radiology. Although these same subject areas appear in Blocks 3 and 5, the emphasis of the anatomy and radiology subjects then focuses on the spine, and head, and neck respectively.

Overview of the CMCC Undergraduate Curriculum

The first two years of the curriculum present material focused on specific anatomical regions. These two years are organized into 14 small intensive blocks of study extending into the first two weeks of June. The duration of the blocks in Year I and II vary in length from three to seven weeks. Year III of the curriculum uses a pain-based focus superimposed upon a systems based approach for each of nine modules. The modules in Year III are approximately four weeks in length, with the final module ending in late May. Year IV of the programme concentrates on clinical education and a clinical practicum that extends across a full calendar year, commencing at the end of Year III.

Term	Fall	Winter	Spring	Summer
	Sep Oct Nov Dec	Jan Feb Mar Apr	May June Jul Aug	
Year I	Blocks 1, 2, 3	Blocks 4, 5, 6	Block 7	
Year II	Blocks 8, 9, 10	Blocks 11, 12, 13	Block 14	
Year III	Modules 1, 2, 3, 4	Modules 5, 6, 7, 8	Module 9	(4th year clinical education begins)
YEAR IV CLINICAL EDUCATION				

Year I: CMCC Undergraduate Curriculum

Block	Weeks	Focus of the Block	Description
1	3	Back I	Introduction to chiropractic and ethics; gross anatomy; body mechanics; histology; radiology; emergency care; clinical practice; research methodology.
2	3	Back II	Chiropractic principles and ethics; gross anatomy; body mechanics; histology; radiology; emergency care; clinical practice; research methodology.
3	7	Spine I	Chiropractic principles and ethics; body mechanics; histology; pathology; histo-pathology lab; radiology; embryology; biochemistry; emergency care; clinical practice; research methodology.
4	3	Spine II	Chiropractic principles and ethics; body mechanics; radiology; biochemistry; pathology; neurophysiology; clinical diagnosis and practice; community health; research methodology.
5	8	Head & Neck	Chiropractic principles and ethics; gross anatomy; body mechanics; radiology; embryology; biochemistry; neurophysiology; clinical diagnosis and practice; community health.
6	5	Central Nervous System I	Chiropractic principles; body mechanics; neuroanatomy; radiology; embryology, biochemistry; neurophysiology; clinical diagnosis and practice; community health; integrated chiropractic.
7	5	Central Nervous System II	Chiropractic principles; body mechanics; neuroanatomy; radiology; biochemistry; neurophysiology; clinical diagnosis and practice; integrated chiropractic.
	7		Examinations and break
7	41	Totals for Year I	

Year II: CMCC Undergraduate Curriculum

Block	Weeks	Focus of the Block	Description
8	5	Foundation Knowledge I	Chiropractic principles; body mechanics; radiology; physiology; neuroscience; microbiology; toxicopharmacology; human nutrition; clinical diagnosis and practice.
9	4	Foundation Knowledge II	Chiropractic principles; body mechanics; radiology; physiology; neuroscience; microbiology; toxicopharmacology; human nutrition; clinical diagnosis and practice.
10	4	Upper Limb I	Chiropractic principles; gross anatomy; body mechanics; radiology; neuroscience; physiology; human nutrition; clinical diagnosis and practice.
11	3	Upper Limb II	Chiropractic principles; body mechanics; radiology; neuroscience; immunology; nutrition; physiology; clinical diagnosis and practice.
12	8	Thorax & Abdomen	Chiropractic principles; gross anatomy; body mechanics; radiology; embryology; neuroscience; immunology; nutrition; physiology; clinical diagnosis and practice.
13	5	Lower Limb I	Chiropractic principles; gross anatomy; body mechanics; radiology; embryology; neuroscience; diagnosis and immunology; physiology; clinical diagnosis and practice.
14	5	Lower Limb II	Chiropractic principles; body mechanics; neuroscience; toxicopharmacology; child care; neurodiagnosis; lab diagnosis; modalities; clinical diagnosis and practice.
	7		Examinations and break
7	41		Totals for Year II

Year III: CMCC Undergraduate Curriculum

Module	Weeks	Focus of Block
1	4	Acute Onset Low Back Pain
2	4	Thoracic Spine Pain
3	3	Upper Limb Pain
4	4	Lower Limb Pain
5	6	Groin/Hip/Pelvis Pain
6	3	Shoulder Pain
7	5	Neck Pain
8	4	Headache Pain
9	6	Chronic Low Back Pain
1-9		Grand Rounds
9	39	Totals for Year III

Grand Rounds 78 hours

Grand Rounds are integrated, case-based, multidisciplinary forum presentations. They are held at the end of each of the nine modules in Year III of the programme (approximately once a month), and their purpose is to help the students develop clinical skills through observation and participation in a typical doctor-patient encounter. An experienced clinician will take the case history of a real or standardised patient (SP), and then perform a physical examination on the SP. After each of these procedures, the clinician will, in an interactive way with the students, discuss what he or she is thinking in terms of a diagnosis and why, and what other tests (e.g. X-rays, blood tests) need to be performed in this case, and why. Interspersed with these sessions, short presentations are made by discipline specialists demonstrating the relevance of their fields to the patient's condition. These include anatomy, physiology, biomechanics, pathology, radiology and psycho-social considerations in addition to eighteen separate hours of orthopaedics review. Ethical considerations are also discussed as part of the SP learning encounter.

The Grand Rounds process encourages student self-reflection such that they become aware of their own learning needs whilst comprehending the clinical relevance of the basic sciences to the nature of the patient's condition and circumstances. Each session is concluded by the clinician giving a report of findings to the patient and setting out an evidence-based plan of management. This latter part includes the obtaining of informed consent from the patient.

Clinic Entrance Objective Structured Clinical Examination (OSCE)

A student must pass Year III in order to take the Clinic Entrance Objective Structured Clinical Examination (OSCE). This OSCE, drawing on material from all three years of the programme, is currently a comprehensive 26 station clinically based written and practical assessment. It is specifically designed to assess a student's preparedness for clinic entry in Year IV. Entry to clinic in Year IV is dependant on passing this assessment.

Year IV: CMCC Undergraduate Curriculum

CMCC's fourth year focuses on the application of the knowledge and clinical content presented in the previous three years of study. A more in-depth synthesis of the previous studies is mastered through clinical activities focused on preparing students for professional chiropractic practice. The clinical year starts in May following the end of Year III. In the twelve month clinical year, students receive 1560 hours of instruction.

Organization of the Curriculum

The course subject material falls under the three following areas of concentration:

Structure and Function	Chiropractic Principles	Chiropractic Skills
Anatomy	Chiropractic Principles	Applied Chiropractic
Pathology	Ethics	Clinical Diagnosis
Physiology	Research Methodology	Clinical Education
Applied Chiropractic		
Radiology		

Total length of programme over four years

			Contact Hours
Year I	(7 Blocks)	41 Weeks	839
Year II	(7 Blocks)	41 Weeks	894
Year III	(9 Modules)	39 Weeks	923
Year IV clinic training		52 Weeks	1560
Total length of programme			4216

