



College of Traditional Chinese Medicine
Practitioners and Acupuncturists of Ontario

Ordre des praticiens en médecine traditionnelle
chinoise et des acupuncteurs de l'Ontario

Council Meeting

Thursday, April 27, 2023

Excerpt from the Regulated Health Professions Act, 1991

Schedule 2 Health Professions Procedural Code

Duty of College

- 2.1 It is the duty of the College to work in consultation with the Minister to ensure, as a matter of public interest, that the people of Ontario have access to adequate numbers of qualified, skilled and competent regulated health professionals. 2008, c. 18, s. 1.

Objects of College

3. (1) The College has the following objects:
1. To regulate the practice of the profession and to govern the members in accordance with the health profession Act, this Code and the Regulated Health Professions Act, 1991 and the regulations and by-laws.
 2. To develop, establish and maintain standards of qualification for persons to be issued certificates of registration.
 3. To develop, establish and maintain programs and standards of practice to assure the quality of the practice of the profession.
 4. To develop, establish and maintain standards of knowledge and skill and programs to promote continuing evaluation, competence and improvement among the members.
 - 4.1 To develop, in collaboration and consultation with other Colleges, standards of knowledge, skill and judgment relating to the performance of controlled acts common among health professions to enhance interprofessional collaboration, while respecting the unique character of individual health professions and their members.
 5. To develop, establish and maintain standards of professional ethics for the members.
 6. To develop, establish and maintain programs to assist individuals to exercise their rights under this Code and the Regulated Health Professions Act, 1991.
 7. To administer the health profession Act, this Code and the Regulated Health Professions Act, 1991 as it relates to the profession and to perform the other duties and exercise the other powers that are imposed or conferred on the College.
 8. To promote and enhance relations between the College and its members, other health profession colleges, key stakeholders, and the public.
 9. To promote inter-professional collaboration with other health profession colleges.
 10. To develop, establish, and maintain standards and programs to promote the ability of members to respond to changes in practice environments, advances in technology and other emerging issues.

Duty

11. Any other objects relating to human health care that the Council considers desirable. 1991, c. 18, Sched. 2, s. 3 (1); 2007, c. 10, Sched. M, s. 18; 2009, c. 26, s. 24 (11).
- (2) In carrying out its objects, the College has a duty to serve and protect the public interest. 1991, c. 18, Sched. 2, s. 3 (2).

SCHEDULE 1 TO THE BY-LAWS

Code of Conduct for Members of the Council and All Committees

1. This Schedule applies to members of the Council and of all committees of the College.
2. Council and Committee Members must, at all times, maintain high standards of integrity, honesty and loyalty when discharging their College duties. They must act in the best interest of the College. They shall:
 - a. be familiar and comply with the provisions of the RHPA, its regulations and the Code, the Act, its regulations, and the By-Laws and policies of the College;
 - b. promote the public interest in his/her contributions and in all discussions and decision making;
 - c. direct all activities toward fulfilling the College's objects as specified in legislation;
 - d. diligently take part in committee work and actively serve on committees as appointed by the Council;
 - e. regularly attend meetings on time and participate constructively in discussions;
 - f. offer opinions and express views on matters before the College, Council and committee, when appropriate;
 - g. participate in all deliberations in a respectful and courteous manner, recognizing the diverse background, skills and experience of members on Council and committees;
 - h. uphold the decisions made by a majority of Council and committees, regardless of the level of prior individual disagreement;
 - i. place the interests of the College, Council and committee above all other interests;
 - j. avoid and, where that is not possible, declare any appearance of or actual conflicts of interest;
 - k. refrain from including or referencing Council or committee positions held at the College in any personal or business promotional materials, advertisements and business cards.
 - l. preserve confidentiality of all information before Council or committee unless disclosure has been authorized by Council or otherwise exempted under s. 36(1) of the RHPA;
 - m. refrain from communicating to Members, including other Council or Committee Members, on statutory committees regarding registration, complaints, reports, investigations, disciplinary or fitness to practice proceedings which could be perceived as an attempt to influence a statutory decision or a breach of confidentiality, unless he or she is a member of the panel or, where there is no panel, of the statutory committee dealing with the matter;
 - n. respect the boundaries of staff whose role is not to report to or work for individual Council or Committee Members;
 - o. be respectful of others and not engage in behaviour that might reasonably be perceived as verbal, physical or sexual abuse or harassment; and
 - p. regularly evaluate his or her individual performance, and that of the collective to assure continuous improvement.

PROVISION 11.16 OF THE BY-LAWS - Language of Meetings

Meetings of the Council and Committees shall be conducted in English.

SCHEDULE 2 TO THE BY-LAWS

Rules of Order of the Council

1. In this Schedule, "Member" means a Member of the Council.
2. Each agenda topic will be introduced briefly by the person or committee representative raising it. Members may ask questions of clarification, then the person introducing the matter shall make a motion and another Member must second the motion before it can be debated.
3. When any Member wishes to speak, he or she shall so indicate by raising his or her hand and shall address the presiding officer and confine himself or herself to the matter under discussion.
4. Staff persons and consultants with expertise in a matter may be permitted by the presiding officer to answer specific questions about the matter.
5. Observers at a Council meeting are not allowed to speak to a matter that is under debate.
6. A Member may not speak again on the debate of a matter until every other Member of Council who wishes to speak to it has been given an opportunity to do so. The only exception is that the person introducing the matter or a staff person may answer questions about the matter. Members will not speak to a matter more than twice without the permission of the chair.
7. No Member may speak longer than five minutes upon any motion except with the permission of Council.
8. When a motion is under debate, no other motion can be made except to amend it, to postpone it, to put the motion to a vote, to adjourn the debate or the Council meeting or to refer the motion to a committee.
9. A motion to amend the motion then under debate shall be disposed of first. Only one motion to amend the motion under debate can be made at a time.
10. When it appears to the presiding officer that the debate in a matter has concluded, when Council has passed a motion to vote on the motion or when the time allocated to the debate of the matter has concluded, the presiding officer shall put the motion to a vote.
11. When a matter is being voted on, no Member shall enter or leave the Council room, and no further debate is permitted.
12. No Member is entitled to vote upon any motion in which he or she has a conflict of interest, and the vote of any Member so interested will be disallowed.
13. Any motion decided by the Council shall not be re-introduced during the same session except by a two-thirds vote of the Council then present.
14. Whenever the presiding officer is of the opinion that a motion offered to the Council is contrary to these rules or the By-Laws, he or she shall rule the motion out of order and give his or her reasons for doing so.
15. The presiding officer shall preserve order and decorum, and shall decide questions of order, subject to an appeal to the Council without debate.
16. The above rules may be relaxed by the chair if it appears that greater informality is beneficial in the particular circumstances unless the Council requires strict adherence.
17. Members are not permitted to discuss a matter with observers while it is being debated.

18. Members shall turn off cell phones during Council meetings and, except during a break in the meeting, shall not use a cell phone, blackberry or other electronic device. Laptops shall only be used during Council meetings to review materials related to the matter under debate (e.g., electronic copies of background documents) and to make personal notes of the debate.
19. Members are to be silent while others are speaking.
20. In all cases not provided for in these rules or by other rules of Council, the current edition of Robert's Rules of Order shall be followed so far as they may be applicable.
21. These rules shall apply, with necessary modifications, to meetings conducted by teleconference or any other electronic means permitted by the By-Laws, including audio or teleconference.

SCHEDULE 3 TO THE BY-LAWS - Code of Ethics for Registered Members

Code of Ethics for Registered Members

All registered members of the College shall strive to attain the ideals identified in the College's Code of Ethics. The College's Code of Ethics for registered members is as follows:

1. General Responsibility

- Practise within the scope of TCM practice and abide by the laws of the jurisdiction;
- Maintain high competence (i.e., skills, knowledge and judgment) at all times;
- Practise professionally, honestly and with integrity;
- Respect the authority of the College and uphold the principles of self-regulation;
- Place the health and care of patients above personal gain.

2. Responsibility to Patients

- Recognize that the primary duty of a practitioner is the health and well-being of their patients;
- Respect a patient's value, needs, dignity and choices;
- Provide care to patients regardless of their race, ancestry, place of origin, colour, ethnic origin, citizenship, creed, sex, sexual orientation, age, marital status, family status or disability;
- Listen and explain to patients the available treatment options, and their goal, risks, effectiveness and cost. Provide the best treatment plan to the patient after the patient understands his or her options;
- Provide timely and quality care that is consistent with the standards of the profession;
- Provide the best care to patients, recognizing one's own limitations and referring patients to other practitioners, or other health care providers when the level of care needed is beyond one's competence;
- Being honest and fair when charging fees for services and any products or prescriptions;
- Protect patients from unsafe, incompetent and unethical care;
- Respect the physical, emotional or financial integrity of patients;
- Protect the privacy and confidentiality of the health information of patients.

3. Responsibility to Oneself and the Profession

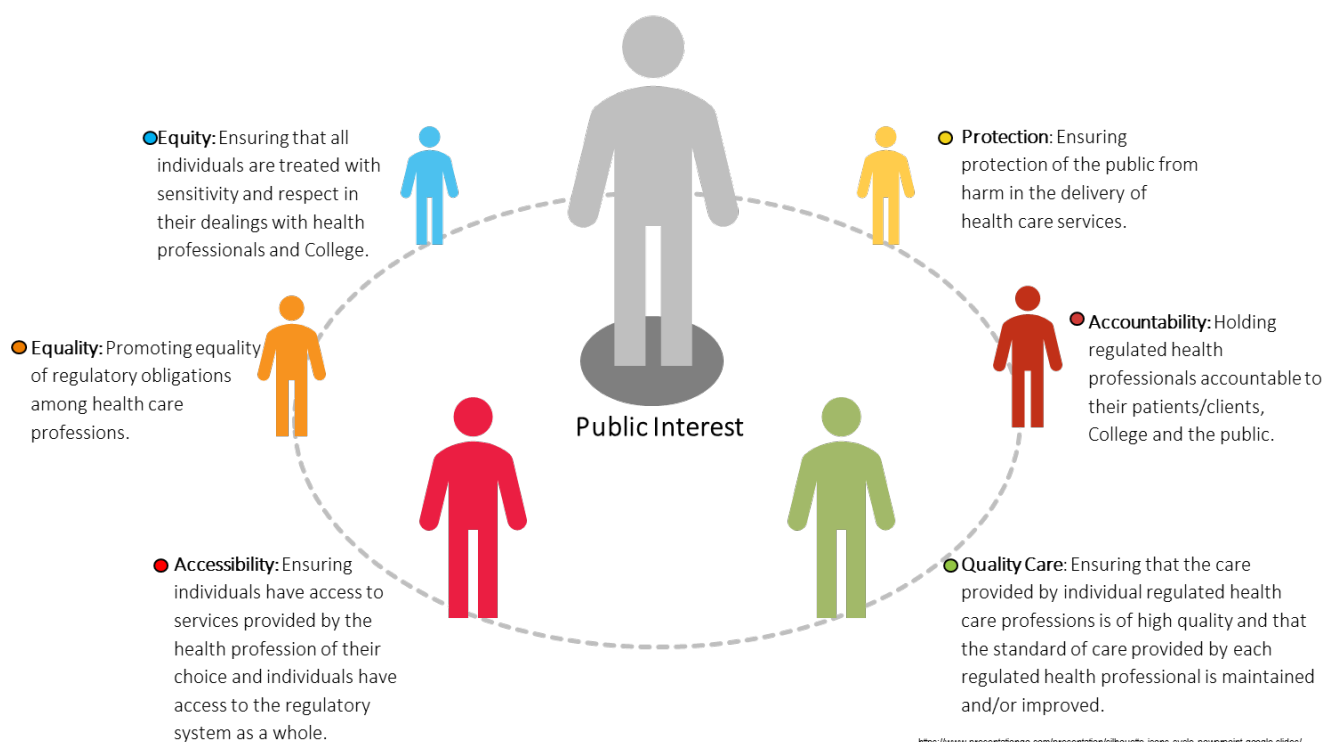
- Acknowledge the limitation of one's knowledge, skills and judgment;
- State one's qualification and experience honestly and fairly;
- Continually upgrade one's knowledge, skills and judgment to improve one's services to patients;
- Respect other health professionals and members of the TCM profession;
- Refrain from passing judgment on the services of another health professional or another member of the TCM profession, except when required in the interest of the patient and after obtaining appropriate information;
- Collaborate with other members of the TCM profession and with other health professionals in the interest of the patient and the public;
- Be transparent and timely in providing information to patients, or a third party when requested or authorized by the patient or by law;
- Contribute to the ongoing development of TCM practices and pass on one's knowledge and skills to others;
- Uphold the honour and dignity of the TCM profession.

4. Responsibility to the Public

- Contribute to improving the standards of health care in general;
- Contribute in matters of public health, health education, environmental protection and legislation issues that affect the quality of care to the public;
- Offer help in emergency situations, if appropriate;
- Promote and enhance inter-professional collaboration;
- Represent the profession well.

PUBLIC INTEREST

in the context of the College Performance Measurement Framework



Decision Making Tool for Council

It is the mandate of the College to regulate the profession of traditional Chinese medicine and acupuncture in the public interest. As such, all decision made by Council must uphold the public interest. Below are a series of considerations for Council members to help guide their decision-making process. Council members should consider each question prior to making any policy decision.

1. The proposed policy is related to the practice of traditional Chinese medicine and acupuncture.
2. The proposed policy falls within the College's statutory mandate in that it reflects a government directive or the duty, object of the College.
3. The proposed policy is related to the public interest.
4. The proposed policy is supported by the College's strategic plan, mission or goals.
5. The proposed policy impacts on: a) health care system, b) patients, c) College resources, d) College reputation, e) legal, f) stakeholders, or g) members?
6. The proposed policy is consistent with current College policies/positions and best practices amongst regulatory colleges.
7. The policy is being proposed to address a particular issue or concern.
8. There are consequences for NOT supporting this policy at this time.
9. After having considered all other alternatives the policy is the most effective solution at this time.

BRIEFING ON MEETING PROCEDURE

Guideline for Observers Attending a Virtual Council Meeting

Council meetings are open to the public. However, the public may be excluded from any Council meeting or part of a meeting pursuant to section 7 of the *Health Professions Procedural Code*.

Individuals attending as observers are requested to:

- Turn off or mute all electronic devices;
- Refrain from recording of proceedings by any means, including the taking of photographs, video recordings, voice recordings or via any other means;
- Ensure that your audio is on mute for the duration of the virtual meeting;
- Avoid using any of the virtual meeting features such as chat, reactions, etc.;
- Stop streaming video so that only Council members are visible to the Council;
- Refrain from disruptive behaviour;
- Refrain from addressing or speaking to the Council while the meeting is in process;
- Refrain from lobbying of Council members during the meeting, even during breaks;
- Respect that observers are not allowed to participate in debate of any matter before the Council, or ask any questions of the Council;
- Respect the authority of the presiding officer.

The College reserves the right to remove any observer from a Council meeting if these guidelines are not met. Once removed, you are prohibited from returning to the meeting.

In the event that the Council goes in-camera pursuant to Paragraph (d) of Section 7(2) of the Code, all observers will be returned to the “waiting room/lobby” until the Council completes its in-camera discussions. When Council returns, observers who remain in the waiting room/lobby will be returned to the meeting.

Robert's Rules of Order – Quick Reference

1. All those who wish to speak to an item **MUST** go through the Chair.
2. The Chair will keep a list of who wishes to speak. The Chair will call on you to speak.
3. Please raise your hand to let the Chair know you wish to speak.
4. To speak more than once to the same item, you need to wait till everyone else has had a chance to speak.
5. You may ask only one question at a time.
6. Voting is done by a show of hands. If a secret ballot is necessary (i.e. elections) paper ballots are used. For teleconference meetings, members are asked to voice their vote.
7. Each item to be decided will have a **MOTION**. A motion will be moved and seconded prior to discussion.
8. Should an amendment be made to the motion, the amended motion will be the item to be discussed and voted upon.
9. An amendment to a motion may be done as a “friendly” amendment, meaning the person who made the motion agrees with the change. And once again, the amended motion is the one that is voted upon.
10. Once the Chair calls an end to the discussion, a vote will be taken on the motion or amended motion.
11. Council members will be asked to vote:
 - a. in favour of the motion;
 - b. opposed to the motion; or
 - c. abstain from voting.(Abstentions do not affect the outcome of the vote)
12. A simple majority is required to pass a motion. (50% plus 1)
13. All votes will be noted by the minute taker.

**COLLEGE OF TRADITIONAL CHINESE MEDICINE PRACTITIONERS AND
ACUPUNCTURISTS OF ONTARIO**

AGENDA

Special Council Meeting
Thursday, April 27th, 2023
9:00 a.m. – 10:30 a.m.
via Webex

Item	Open Session/In-Camera	Time	Speaker	Action	Page No.
1. Welcome and Call to Order	Open Session	9:00 a.m. (5 mins)	D. Worrad <i>Chair</i>	Information	
2. Declarations of Conflicts of Interest	Open Session	9:05 a.m. (5 mins)	D. Worrad <i>Chair</i>	Information	
3. Adoption of the Agenda	Open Session	9:10 a.m. (5 mins)	D. Worrad <i>Chair</i>	Motion	Page 10
4. Registration Regulation Amendment a) Review proposal and consultation results b) Submission to the MOH	Open Session	9:15 a.m. (60 mins)	A. Zeng <i>Registrar & CEO</i> Sean Cassman <i>Manager of Policy and Governance</i>	Discussion Motion	Page 11
5. Meeting Evaluation Form	Open Session	10:15 a.m. (5 mins)	D. Worrad <i>Chair</i>	Action	Available online
6. Next Meeting Date • June 14 th , 2023	Open Session	10:20 a.m. (5 mins)	D. Worrad <i>Chair</i>	Information	
7. Adjournment	Open Session	10:25 a.m. (5 mins)	D. Worrad <i>Chair</i>	Motion	



College of Traditional Chinese Medicine
Practitioners and Acupuncturists of Ontario

Ordre des praticiens en médecine traditionnelle
chinoise et des acupuncteurs de l'Ontario

Agenda # 1

Registration Regulation Amendment

- a) Review proposal and consultation results
- b) Submission to the MOH

Speaker: A. Zeng, Registrar & CEO, Sean Cassman, Manager of Policy and Governance
Action: Discussion, Motion

Meeting Date:	April 27, 2023
Issue:	Registration Regulation Amendment
Reported By:	Ann Zeng, Sean Cassman
Action:	Discussion and Motion

Issue

The College has completed the required consultation on its proposed Emergency Class regulation amendment. The consultation results will be presented with the regulation documents for approval.

Public Interest Rationale

The College is responsible for ensuring that only qualified individuals are permitted entrance into the profession. It is also the College's responsibility to ensure that there are no unnecessary barriers to obtain registration with the College. The Ministry of Health is requiring all colleges to create an Emergency Class of registration to ensure that this responsibility is met.

Background

Update from Previous Council Meeting

At the March 22, 2023 Council meeting, Council approved the draft proposal to be circulated for consultation. Staff informed Council that the Ministry had suggested that we request an abridgment on our consultation period, from 60 days to 30 days, which will allow us to meet their expected timeline. This request was sent on March 29, 2023, and the College received approval for the abridgment from the Minister on April 12, 2023. Both the request for abridgement and the Minister's response are attached in the package below.

Based on this approval, the consultation for the proposed Emergency Class regulation amendment was set to close on April 24, 2023.

Consultation Results

As of April 19, 2023, the College has received five responses to the consultation on the Emergency Class proposal. Council will receive a copy of the full consultation results once the consultation period is closed. Any major developments between the date the Council package is sent, and the date of the Council meeting, will be highlighted for Council members. However, below is a brief summary of what has been received to date.

- Of the five Respondents:
 - one identified themselves as a patient/member of the public, and four were Registered Traditional Chinese Medicine Practitioners and/or Acupuncturists.
 - four were located in Ontario, and one in another Canadian Province.
 - four stated they had read the proposed regulation documents, while one stated they did not.
- Comments regarding the Declaration of Emergency section:
 - No comments spoke directly to the declaration of emergency requirements.
 - One comment suggested using more inclusive language (versus his/her).



- We received two comments questioning why the Emergency Class was needed.
- Comments regarding the Emergency Class registration requirements:
 - No comments spoke to the registration requirements.
 - More comments on whether the Emergency Class was necessary.
- Comments regarding additional terms, etc.:
 - One comment that 170 patient visits in one year is onerous.
 - Similar comments on the need for the class.
- Comments regarding issuing a General Class certificate to Emergency holder:
 - One respondent inquired if applicants will need to take the exam to transfer.
- Any additional comments:
 - No additional substantive comments here.

The College received a low response rate in the consultation, and many of the comments questioned the need for the class and its requirements. However, this class is a requirement of the RHPA. To address these comments, the College should do more outreach in the future to further educate stakeholders on the Emergency Class and its requirements.

The College received a comment on the use of gendered terms (he/she, his/her). The use of these terms are not limited to the Emergency Class proposal, and appear in all College regulations. If Council wishes to move away from these terms, it may require a separate amendment proposal.

In addition to the College's consultation, the Ministry of Health has posted our proposal on the Ontario regulation registry for their own consultation period. The College has not been made aware of any comments sent to the Ministry regarding our proposal.

Based on the consultation results so far, College staff do not have any recommended changes to the draft proposal. Council will be updated on the full consultation after the closing date (April 24).

Submission Documents

Attached below are the documents which will need to be submitted to the Ministry of Health. They include:

- Proposed regulation language.
- Three column document.
- Completed submission template document, with attachments.

The submission template documents asks the College a number of questions regarding the proposal. This includes the questions on the purpose for the amendment, consultation results, Council voting breakdown, and labour mobility considerations. The sections on Council voting and consultation will be completed prior to submission.

Next Steps

- The Ministry expects a proposal submission no later than May 15, 2023. This special Council meeting was scheduled so that Council can approve the Emergency Class proposal in time to meet this deadline.



- Council votes on motion to approve the proposed Emergency Class as presented or amended.
- Staff will finalize the submission package and send it to the Ministry of Health shortly after the Council meeting. Staff will notify Council once it has been submitted.
- Once submitted, the College can expect questions or suggested edits from the Ministry. Staff will keep Council updated on these developments.

Encl.:

- Letters re: Request for Consultation Abridgment and Approval of Request
- Draft Emergency Class Language
- Three Column Document
- Regulation Submission Template



March 29, 2023

Hon. Sylvia Jones

Deputy Premier and Minister of Health
777 Bay Street - 5th Floor
Toronto, Ontario M5G 2C8

SENT VIA EMAIL – sylvia.jones@ontario.ca

Dear Hon. Minister Jones,

Re: Request for Abridgment on Emergency Class Consultation

To comply with recent amendments to the *Regulated Health Professions Act*, 1991, the College of Traditional Chinese Medicine and Acupuncturists of Ontario (CTCMPAO) has been preparing a proposed amendment to our Registration Regulation that would create an Emergency Class of Registration. On December 14, 2022, we were advised through memo from Assistant Deputy Minister and Chief of Nursing and Professional Practice, Dr. Karima Velji, that health Colleges are expected to submit their proposals by May 1, 2023. On December 23, 2022, we submitted a request to the Ministry for a one-month extension on this deadline due to a number of extenuating factors. CTCMPAO received a response on March 10, 2023 advising that health Colleges are expected to submit their proposals as close to the May 1, 2023 deadline as possible. Ministry staff subsequently suggested to CTCMPAO that we instead request an abridgement on the consultation period under section 95.(1.6) of the *Health Professions Procedural Code* (the Code).

The CTCMPAO Council has already approved our draft Emergency Class regulation proposal for consultation, which has now been circulated. An abridgement to 30 days on our consultation period will allow us to submit a proposal to the Ministry much closer to the May 1, 2023 deadline, specifically no later than May 15, 2023.

In drafting our proposed Emergency Class language, we have followed closely the December 14, 2022 memo from Dr. Velji, and ensured that all requested features are included. We also believe that our draft Emergency Class closely resembles that put forward by other health Colleges who have already undertaken their consultations. It is also our understanding the Ministry of Health has done preliminary consultations on the Emergency Class already. For these reasons, we do not believe that the full 60-day consultation usually required by section 95.(1.4) of the Code is necessary, and that an abridgement under section 95.(1.6) of the Code will not affect the regulation amendment process.

We look forward to hearing from you with further direction, and please let us know if you require any further information.



Sincerely,

Joanne
Council President

Ann Zeng
Registrar and CEO

Cc:

CTCMPAO Council

Vijay Chauhan, Chief of Staff, Minister's Office, Ministry of Health

Chris Dacunha, Executive Director, Policy, Minister's Office, Ministry of Health

Alex Millier, Director, Stakeholder and Member Relations, Minister's Office, Ministry of Health

Dr. Karima Velji, Assistant Deputy Minister and Chief of Nursing and Professional Practice, Office of the
Chief of Nursing and Professional Practice, Ministry of Health

Allison Henry, Director, Health Workforce Regulatory Oversight Branch, Ministry of Health

Jason Maurier, Manager, Regulatory Oversight and Performance Unit, Ministry of Health

Stephen Cheng, Manager, Strategic Regulatory Policy Unit, Minister of Health

Ministry of Health

Office of the Deputy Premier
and Minister of Health

777 Bay Street, 5th Floor
Toronto ON M7A 1N3
Telephone: 416 327-4300
Facsimile: 416 326-1571
www.ontario.ca/health

Ministère de la Santé

Bureau du vice-premier ministre
et du ministre de la Santé

777, rue Bay, 5^e étage
Toronto ON M7A 1N3
Téléphone: 416 327-4300
Télécopieur: 416 326-1571
www.ontario.ca/sante



April 12, 2023

Joanne Pritchard-Sobhani
Council President
College of Traditional Chinese Medicine Practitioners and Acupuncturists of Ontario
705-55 Commerce Valley Drive West
Thornhill, ON
L3T 7V9

Dear Joanne Pritchard-Sobhani,

Thank you for your March 29 letter requesting approval of an abridged 30-day circulation period for the proposed amending regulation in O. Reg. 27/13 (Registration) made under the *Traditional Chinese Medicine Act, 2006*. I understand that this amendment is necessary to ensure the College's emergency class registration provisions meet the requirements set out under O. Reg. 508/22 (Registration Requirements) under the *Regulated Health Professions Act, 1991* by August 31, 2023, which is the day that the requirement for the College to have an emergency class of registration is set to come into force.

Subsection 95 (1.6) of the *Health Professions Procedural Code*, which is Schedule 2 to the *Regulated Health Professions Act, 1991*, permits the exemption of a proposed regulation from the requirement that it be circulated or the abridgement of the 60-day period with the approval of the Minister of Health. In this circumstance and because the regulation amendment must be approved by the Lieutenant Governor in Council before August 31, 2023, I am approving your request to abridge the circulation requirement to 30 days for public consultation.

Sincerely,

A handwritten signature in black ink, appearing to read 'Sylvia Jones'.

Sylvia Jones
Deputy Premier and Minister of Health

- c: Dr. Catherine Zahn, Deputy Minister, Ministry of Health
Dr. Karima Velji, Chief of Nursing and Professional Practice and Assistant Deputy Minister, Office of the Chief of Nursing and Professional Practice, Ministry of Health
Allison Henry, Director, Health Workforce Regulatory Oversight Branch, Ministry of Health
Ann Zeng, Registrar and CEO, College of Traditional Chinese Medicine Practitioners and Acupuncturists of Ontario

Français

Traditional Chinese Medicine Act, 2006

ONTARIO REGULATION 27/13 REGISTRATION

Consolidation Period: From June 10, 2019 to the [e-Laws currency date](#).

Last Amendment: 184/19.

Legislative History: 27/13, 184/19.

This is the English version of a bilingual regulation.

CONTENTS

1.	Definition
2.	Classes of certificates
3.	Application for certificate of registration
4.	Requirements for issuance of certificate of registration, any class
5.	Terms, conditions and limitations of every certificate
9.	Registration requirements, General class
10.	Terms, etc., General certificate
11.	Labour mobility, General class
12.	Registration requirements, Student class
13.	Terms, etc., Student class
14.	Labour mobility, Student class
15.	Registration requirements, Inactive class
16.	Additional terms, etc., Inactive class
17.	Issuing other certificate to Inactive holder
18.	Registration requirements, Temporary class
19.	Additional terms, etc., Temporary class
20.	Labour mobility, Temporary class
21.	Suspensions, revocations and reinstatements
22.	Registrar to give notice

Commented [A1]: To be updated once sections are finalized

Definition

1. In this Regulation,

“full-time education” means a program of study that annually consists of at least 480 hours of classroom theoretical instruction or at least 620 hours of practical instruction or some combination of the two where, for every hour of classroom theoretical instruction that is less than 480 hours there must be a corresponding increase of 1.3 hours in the number of hours of practical instruction. O. Reg. 27/13, s. 1.

Classes of certificates

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

1. General.
2. REVOKED: O. Reg. 27/13, s. 24 (1).
3. Student.
4. Temporary.
5. Inactive. O. Reg. 27/13, ss. 2, 24 (1).
6. Emergency

Declaration of Emergency

2.1 (1) The Council may declare that emergency circumstances exist such that it is in the public interest to issue certificates of registration in the Emergency class if:

1. The College has been or will be unable to deliver the registration examinations set or approved by the Council in paragraph 6 of section 9(1) for a period of 12 months or longer;
2. The Minister of Health has requested the College to initiate registrations under this class based on his or her opinion that emergency circumstances exist; or
3. Any other emergency circumstance where it is in the public interest to issue a certificate in the Emergency class.

TABLE

Item	Column 1 Certificate of Registration	Column 2 Title	Column 3 Designation
1.	General	Traditional Chinese Medicine Practitioner	R. TCMP
2.	General	Acupuncturist	R. Ac
3.	Student	Student Traditional Chinese Medicine Practitioner	none
4.	Student	Student Acupuncturist	none
5.	Inactive	Traditional Chinese Medicine Practitioner (Inactive)	R. TCMP (Inactive)
6.	Inactive	Acupuncturist (Inactive)	R. Ac (Inactive)
7.	Temporary	Traditional Chinese Medicine Practitioner (Temp.)	R. TCMP (Temp.)
8.	Temporary	Acupuncturist (Temp.)	R. Ac (Temp.)
8.1.1	Emergency	Traditional Chinese Medicine Practitioner (Emergency)	R. TCMP (Emerg.)
8.1.2	Emergency	Acupuncturist (Emergency)	R. Ac (Emerg.)
9., 10.	REVOKED: O. Reg.184/19, s. 1 (3).		

O. Reg. 27/13, ss. 5 (1), 23 (1), 24 (1); O. Reg.184/19, s. 1.

(2) ~~Revoked. A member who is subject to the term, condition and limitation specified in paragraph 2 of subsection 10 (1) and who has not successfully completed the registration examinations shall only use the titles "Provisional Traditional Chinese Medicine Practitioner" or "Provisional Acupuncturist" and the designations "R. TCMP (Provisional)" and "R. Ac (Provisional)". O. Reg. 27/13, s. 23 (2).~~

6.-8. REVOKED: O. Reg. 27/13, s. 24 (1).

Registration requirements, General class

9. (1) Subject to subsection (3), the following are non-exemptible registration requirements for a General certificate of registration:

1. The applicant must have successfully completed a post-secondary program in traditional Chinese medicine that,
 - i. in the case of a full traditional Chinese medicine program, consists of at least four years of full-time education, or education that is of equivalent duration, and
 - ii. in the case of a traditional Chinese medicine acupuncture program, consists of at least three years of full-time education, or education that is of equivalent duration.
2. The applicant must have successfully completed a program of clinical experience in the profession that is structured, comprehensive, supervised and evaluated and which consists of at least 45 weeks of clinical experience involving at least 500 hours of direct patient contact.
3. The applicant must have successfully completed the Safety Program that was set or approved by the Council or by a body that is approved by the Council for that purpose.
4. The applicant must have successfully completed the jurisprudence course set or approved by the Registration Committee.
5. The applicant must have successfully passed an assessment conducted by a panel of the Registration Committee, or by another body that is approved by the Council for that purpose, that demonstrates that the applicant has the necessary competency to safely practise the profession as the holder of a General certificate of registration.
6. The applicant must have successfully completed the registration examinations that are set or approved by the Council.

O. Reg. 27/13, ss. 9 (1), 23 (3).

(2) If the applicant has not satisfied the requirements set out in paragraph 1 of subsection (1) either within one year immediately before the date that the applicant submitted his or her application or at some point following the submission of his or her application, the applicant must,

- (a) have practised the profession during the three-year period of time that immediately preceded the date that the applicant submitted his or her application, which practice included conducting a minimum of 500 traditional Chinese medicine patient visits, which may include traditional Chinese acupuncture patient visits; or
- (b) have, within the 12-month period that immediately preceded the date that the applicant submitted his or her application, successfully completed a refresher program approved by the Registration Committee. O. Reg. 27/13, s. 9 (2).

(3), (4) REVOKED: O. Reg. 27/13, s. 24 (1).

(5) The requirement in paragraph 2 of subsection (1) is not considered to have been met if the program referred to in that paragraph commenced prior to the commencement of the program in traditional Chinese medicine referred to in paragraph 1 of subsection (1). O. Reg. 27/13, s. 9 (5).

(6) The requirements in paragraphs 3 and 4 of subsection (1) are not considered to have been met unless the applicant satisfies those requirements either within the three-year period immediately before the date of that applicant's application or at some point following the submission of his or her application. O. Reg. 27/13, s. 9 (6).

(7) Subject to subsections (8) and (9), the requirements in paragraph 6 of subsection (1) are not considered to have been met unless the applicant successfully completed the examinations,

- (a) after the date on which he or she met the requirements in paragraph 5 of subsection (1); or
- (b) within three attempts. O. Reg. 27/13, s. 23 (4).

(8) In the case of an applicant who does not successfully complete the examinations within three attempts, the requirements in paragraph 6 of subsection (1) will be considered to have been met if the applicant successfully completed the examinations on the applicant's fourth attempt after having first successfully completed the further education or training or combination of education and training, if any, required by a panel of the Registration Committee. O. Reg. 27/13, s. 23 (4).

(9) Where, by virtue of clause (b) of subsection (7) and subsection (8), an applicant is not considered to have met the requirements in paragraph 6 of subsection (1), the successful completion of the examinations on any further attempt will not be considered as satisfying the requirements in paragraph 6 of subsection (1) unless, prior to sitting the examinations, the applicant completes another program mentioned in paragraph 1 of subsection (1). O. Reg. 27/13, s. 23 (4).

(10) Where, by virtue of clause (a) of subsection (7), an applicant is not considered to have met the requirements in paragraph 6 of subsection (1), the attempt or attempts to sit the examinations that led to the meeting of those requirements will not be considered for the purposes of clause (7) (b) and subsection (8). O. Reg. 27/13, s. 23 (4).

Terms, etc., General certificate

10. (1) The following are terms, conditions and limitations on every General certificate of registration:

1. The member must either,

- i. conduct a minimum of 500 traditional Chinese medicine patient visits, which may include traditional Chinese acupuncture patient visits, during every three-year period where the first three-year period begins on the day that the member is issued a General certificate of registration and each subsequent three-year period begins on the first anniversary of the commencement of the previous period, or
- ii. within the 12 months prior to the expiry of each period referred to in subparagraph i in which the member does not meet the requirements of that subparagraph, successfully complete a refresher program approved by the Registration Committee.

2. ~~Subject to subsection (4), a member who was issued a General certificate of registration before the coming into force of this paragraph must successfully complete the registration examinations referred to in paragraph 6 of subsection 9 (4). O. Reg. 27/13, ss. 10 (1), 23 (5). Revoked.~~

(2) If a member fails to meet the term, condition and limitation described in paragraph 1 of subsection (1), the Registrar shall refer the member to the Quality Assurance Committee for a peer and practice review. O. Reg. 27/13, s. 10 (2).

(3) A member referred to in paragraph 2 of subsection (1) must successfully complete the examinations referred to in that paragraph within two attempts and must attempt every set of those examinations that is offered until such time as the examinations are successfully completed or he or she fails the examinations for a second time, whichever comes first. O. Reg. 27/13, s. 23 (6).

(4) A member who is issued a General certificate of registration pursuant to subsection 9 (3) or section 11 is not required to meet the term, condition and limitation described in paragraph 2 of subsection (1). O. Reg. 27/13, s. 23 (6).

Labour mobility, General class

11. (1) Where section 22.18 of the Health Professions Procedural Code applies to an applicant for a General certificate of registration, the applicant is deemed to have met the requirements set out in paragraphs 1, 2, 3, 5 and 6 of subsection 9 (1) and in subsection 9 (2) of this Regulation. O. Reg. 27/13, s. 23 (7).

(2) It is a non-exemptible registration requirement that an applicant referred to in subsection (1) provide one or more certificates or letters or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a practitioner of traditional Chinese medicine in every jurisdiction where the applicant holds an out-of-province certificate. O. Reg. 27/13, s. 11 (2).

(3) If an applicant to whom subsection (1) applies is unable to satisfy the Registrar or a panel of the Registration Committee that the applicant practised the profession of traditional Chinese medicine to the extent that would be permitted by a General certificate of registration at any time in the three years immediately before the date of that applicant's application, it is a non-exemptible requirement that the applicant must meet any further requirement to undertake, obtain or undergo material additional training, experience, examinations or assessments that may be specified by a panel of the Registration Committee. O. Reg. 27/13, s. 11 (3).

(4) An applicant referred to in subsection (1) is deemed to have met the requirement of paragraph 4 of subsection 4 (1) if the requirements for the issuance of the out-of-province certificate included language proficiency requirements equivalent to those required by that paragraph. O. Reg. 27/13, s. 11 (4).

(5) Despite subsection (1), an applicant is not deemed to have met a requirement if that requirement is described in subsection 22.18 (3) of the Health Professions Procedural Code. O. Reg. 27/13, s. 11 (5).

Registration requirements, Student class

12. (1) The following are registration requirements for a Student certificate of registration:

1. The applicant must,
 - i. be enrolled in a post-secondary program in traditional Chinese medicine referred to in paragraph 1 of subsection 9 (1),
 - ii. be enrolled in a program referred to in paragraph 2 of subsection 9 (1), or
 - iii. have applied to take the registration examinations referred to in paragraph 6 of subsection 9 (1), but have not yet taken the examinations.
 2. The applicant must not have previously held a Student certificate of registration and been unsuccessful in an attempt to meet the requirements of paragraph 1, 2 or 6 of subsection 9 (1) unless the Registrar is of the opinion that there are exceptional circumstances that likely contributed to the applicant's failure to meet those requirements. O. Reg. 27/13, ss. 12 (1), 23 (8, 9).
- (2) The requirements of paragraph 1 of subsection (1) are non-exemptible. O. Reg. 27/13, s. 12 (2).

Terms, etc., Student class

13. The following are terms, conditions and limitations on every Student certificate of registration:

1. The member shall only practise the profession while under the supervision of a member who holds a General certificate of registration who can communicate with the member in the member's language and who has been approved by the Registrar.
2. The member's certificate of registration expires on the earliest of,
 - i. the date the holder is no longer actively engaged in pursuing the educational program, examinations or program of clinical experience referred to in paragraph 1 of subsection 12 (1) unless the Registrar permits the holder, in writing, to interrupt the pursuit of those requirements,
 - ii. the date that is seven years following the date on which the Student certificate of registration was issued unless a panel of the Registration Committee determines that exceptional circumstances exist which warrant an extension of the holder's certificate of registration, and
 - iii. the date the holder is issued a certificate of registration of another class.
3. Where a certificate of registration is extended by a panel of the Registration Committee under subparagraph 2 ii, the extension is subject to any terms, conditions and limitations as determined by that panel of the Registration Committee. O. Reg. 27/13, ss. 13, 23 (10), 24 (2).

Labour mobility, Student class

14. (1) Where section 22.18 of the Health Professions Procedural Code applies to an applicant for a Student certificate of registration, the applicant is deemed to have met the requirements set out in paragraph 1 of subsection 12 (1). O. Reg. 27/13, s. 14 (1).

(2) It is a non-exemptible registration requirement that an applicant referred to in subsection (1) provide one or more certificates or letters or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a practitioner of traditional Chinese medicine in every jurisdiction where the applicant holds an out-of-province certificate. O. Reg. 27/13, s. 14 (2).

(3) If an applicant to whom subsection (1) applies is unable to satisfy the Registrar or a panel of the Registration Committee that the applicant practised the profession of traditional Chinese medicine to the extent that would be permitted by a Student certificate of registration at any time in the three years immediately before the date of that applicant's application, it is a non-exemptible requirement that the applicant must meet any further requirement to undertake, obtain or undergo material additional training, experience, examinations or assessments that may be specified by a panel of the Registration Committee. O. Reg. 27/13, s. 14 (3).

(4) An applicant referred to in subsection (1) is deemed to have met the requirement of paragraph 4 of subsection 4 (1) if the requirements for the issuance of the out-of-province certificate included language proficiency requirements equivalent to those required by that paragraph. O. Reg. 27/13, s. 14 (4).

(5) Despite subsection (1), an applicant is not deemed to have met a requirement if that requirement is described in subsection 22.18 (3) of the Health Professions Procedural Code. O. Reg. 27/13, s. 14 (5).

Registration requirements, Inactive class

15. (1) The following are registration requirements for an Inactive certificate of registration:

1. The applicant must be a member holding a General certificate of registration.
 2. The applicant must not be in default of any fee, penalty or other amount owing to the College.
 3. The applicant must have provided the College with any information that it has required of the applicant.
 4. The applicant must have provided the College with an undertaking, in a form acceptable to the Registrar, that he or she will not practise the profession while holding an Inactive certificate of registration.
 5. The applicant must not have held an Inactive certificate of registration within the five-year period immediately before the date on which he or she submitted the application unless the Registrar is of the opinion that exceptional circumstances justify exempting the applicant from this requirement. O. Reg. 27/13, s. 15 (1), 24 (2).
- (2) The requirements of paragraphs 1 to 4 of subsection (1) are non-exemptible. O. Reg. 27/13, s. 15 (2).

Additional terms, etc., Inactive class

16. The following are additional terms, conditions and limitations on every Inactive certificate of registration:

1. The member shall not engage in the practice of traditional Chinese medicine.
2. The member shall not supervise the practice of the profession.
3. The member shall not make any claim to or representation of having any competence in the profession. O. Reg. 27/13, s. 16.

Issuing other certificate to Inactive holder

17. (1) The Registrar may issue to the holder of an Inactive certificate of registration the General certificate of registration that he or she previously held if the member,

- (a) makes an application to the Registrar;
- (b) pays any penalty or other amount owed to the College;
- (c) pays any fees required under the College's by-laws;
- (d) provides the College with any information that it has required of the member;
- (e) satisfies the Registrar that he or she will be in compliance with all of the terms, conditions and limitations of the certificate that is being applied for as of the anticipated date on which the certificate will be issued; and
- (f) satisfies a panel of the Registration Committee that he or she possesses the current knowledge, skill and judgment relating to the practice of the profession that would be expected of a member holding the type of certificate which is being applied for. O. Reg. 27/13, s. 17 (1), 24 (2).

(2) ~~Despite subsection (1), the Registrar shall not reissue a Grandparented certificate of registration after the fifth anniversary of the day this section came into force. O. Reg. 27/13, s. 17 (2) (Revoked).~~

Registration requirements, Temporary class

18. (1) The following are registration requirements for a Temporary certificate of registration:

1. The applicant must be registered or licensed to practise traditional Chinese medicine in another jurisdiction in which the requirements for registration or licensure are similar to those in paragraphs 1 and 2 of subsection 9 (1).
 2. The applicant must have an offer of employment or appointment that relates to the practice or teaching of the profession and which does not exceed six months.
 3. A holder of a General certificate of registration who is approved by the Registrar must have agreed to supervise the applicant and to be responsible for ensuring that the applicant provides appropriate and continuing care to patients.
 4. The applicant must not have held a Temporary certificate of registration in the 12-month period immediately before the date on which he or she made the application unless the Registrar is of the opinion, based on exceptional circumstances, that this requirement should not apply.
 5. The applicant must have successfully completed the jurisprudence course set or approved by the Registration Committee. O. Reg. 27/13, s. 18 (1), 24 (2).
- (2) The requirements of paragraphs 1 to 4 of subsection (1) are non-exemptible. O. Reg. 27/13, s. 18 (2).
- (3) The requirement in paragraph 5 of subsection (1) is not considered to have been met unless the applicant satisfies the requirement within the three-year period immediately before the date of the applicant's application. O. Reg. 27/13, s. 18 (3).
- (4) If the applicant completed the education that was part of the requirements for the registration or licensure referred to in paragraph 1 of subsection (1) more than one year immediately before the date that the applicant submitted his or her application for a Temporary certificate of registration, the applicant must,
- (a) have practised the profession during the three-year period of time that immediately preceded the date that the applicant submitted his or her application, which practice included conducting a minimum of 500 traditional Chinese medicine patient visits, which may include traditional Chinese acupuncture patient visits; or
 - (b) have, within the 12-month period that immediately preceded the date that the applicant submitted his or her application, successfully completed a refresher program approved by the Registration Committee. O. Reg. 27/13, s. 18 (4).

Additional terms, etc., Temporary class

19. The following are additional terms, conditions and limitations on every Temporary certificate of registration:

1. The member may only practise traditional Chinese medicine under the supervision of the General member referred to in paragraph 3 of subsection 18 (1).
2. Upon the request of the Registrar, the member shall provide evidence satisfactory to the Registrar of the member's compliance with the terms, conditions and limitations set out in paragraph 1 and shall provide such evidence within the time period set by the Registrar.
3. The member's certificate of registration expires on the earlier of the expiry date noted on his or her certificate of registration and the day that is six months after the date on which the certificate was issued. O. Reg. 27/13, s. 19, 24 (2).

Labour mobility, Temporary class

20. (1) Where section 22.18 of the Health Professions Procedural Code applies to an applicant for a Temporary certificate of registration, the applicant is deemed to have met the requirements set out in paragraph 1 of subsection 18 (1). O. Reg. 27/13, s. 20 (1).

(2) It is a non-exemptible registration requirement that an applicant referred to in subsection (1) provide one or more certificates or letters or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a practitioner of traditional Chinese medicine in every jurisdiction where the applicant holds an out-of-province certificate. O. Reg. 27/13, s. 20 (2).

(3) If an applicant to whom subsection (1) applies is unable to satisfy the Registrar or a panel of the Registration Committee that the applicant practised the profession of traditional Chinese medicine to the extent that would be permitted by a Temporary certificate of registration at any time in the three years immediately before the date of that applicant's application, it is a non-exemptible requirement that the applicant must meet any further requirement to undertake, obtain or undergo material additional training, experience, examinations or assessments that may be specified by a panel of the Registration Committee. O. Reg. 27/13, s. 20 (3).

(4) An applicant referred to in subsection (1) is deemed to have met the requirement of paragraph 4 of subsection 4 (1) if the requirements for the issuance of the out-of-province certificate included language proficiency requirements equivalent to those required by that paragraph. O. Reg. 27/13, s. 20 (4).

(5) Despite subsection (1), an applicant is not deemed to have met a requirement if that requirement is described in subsection 22.18 (3) of the Health Professions Procedural Code. O. Reg. 27/13, s. 20 (5).

Registration Requirements, Emergency class

20.1.1 (1) The following are registration requirements for an Emergency certificate of registration:

1. The applicant must have successfully completed a post-secondary program in traditional Chinese medicine that,
 - i. in the case of a full traditional Chinese medicine program, consists of at least four years of full-time education, or education that is of equivalent duration, and
 - ii. in the case of a traditional Chinese medicine acupuncture program, consists of at least three years of full-time education, or education that is of equivalent duration.
2. The applicant must have successfully completed a program of clinical experience in the profession that is structured, comprehensive, supervised and evaluated and which consists of at least 45 weeks of clinical experience involving at least 500 hours of direct patient contact.
3. The applicant must have successfully completed the Safety Program that was set or approved by the Council or by a body that is approved by the Council for that purpose within two preceding years of submitting the application.
4. The applicant must have successfully completed the jurisprudence course set or approved by the Registration Committee within the two preceding years of submitting the application.
5. The applicant must have successfully passed an assessment conducted by a panel of the Registration Committee, or by another body that is approved by the Council for that purpose, that demonstrates that the applicant has the necessary competency to safely practise the profession as the holder of a General certificate of registration.
6. A holder of a General certificate of registration who is approved by the Registrar must have agreed to supervise the applicant and to be responsible for ensuring that the applicant provides appropriate and continuing care to patients.

Additional terms, etc., Emergency Class

20.1.2 (1) The following are additional terms, conditions and limitations on every Emergency certificate of registration:

1. The member may only practise traditional Chinese medicine under the supervision of the General member referred to in paragraph 6 of subsection 20.1.1 (1).
2. Upon the request of the Registrar, the member shall provide evidence satisfactory to the Registrar of the member's compliance with the term, condition and limitation set out in paragraph 1 and shall provide such evidence within the time period set by the Registrar.
3. The member shall practice the profession a minimum of 170 patient visits during each 12-month period that they hold registration in the Emergency class.
4. If a member fails to meet the condition described in paragraph 3, the Registrar shall refer the member to the Quality Assurance Committee for a peer and practice assessment unless the member:
 - (a) has successfully completed a refresher program approved by the Registration Committee, or
 - (b) has resigned his or her Emergency certificate of registration.
5. The member may not supervise another person in the practice of the profession.
6. Unless stated otherwise on the certificate, a certificate of registration in the emergency class expires one year after it is issued unless it is renewed.
7. Unless stated otherwise on the certificate, a renewed certificate of registration in the emergency class expires one year after it is issued unless it is renewed again.
8. Despite paragraphs 6 and 7 a certificate of registration in the emergency class expires six months after the emergency as identified in section 2.1 no longer applies.

Issuing General certificate to Emergency holder

20.1.3. A member who holds a certificate of registration in the emergency class may be issued a certificate of registration in the General class if the member,

- a) applies for the certificate of registration in the General class,
- b) pays all fees as set out in the bylaws and penalties and orders owed to the College,
- c) provides the College with any information that it has required of the member, and
- d) If the member has held a certificate of registration in the emergency class for less than three years, the member must successfully complete the registration examinations as identified in paragraph 6 of sub-section 9(1) within two

attempts. The member must attempt every set of those examinations that is offered until such time as the examinations are successfully completed or the member fails the examinations for a second time, whichever comes first.

e) If the member has held a certificate of registration in the emergency class for three years or more, the member

must:

- i. satisfy a panel of the Registration Committee that he or she possesses the current knowledge, skill and judgment relating to the practice of the profession that would be expected of a member holding a General certificate of registration, or
- ii. has successfully completed such additional education, training or examination requirements determined to be necessary by a panel of the Registration Committee.

Suspensions, revocations and reinstatements

- 21.** (1) If a member fails to provide the College with information about the member as required under the by-laws,
- (a) the Registrar may give the member notice of intention to suspend the member's certificate of registration; and
 - (b) the Registrar may suspend the member's certificate of registration if the member fails to provide the information within 30 days after the notice is given. O. Reg. 27/13, s. 21 (1).
- (2) If the Registrar suspends a member's certificate of registration under subsection (1), the Registrar shall lift the suspension upon being satisfied that,
- (a) the former member has given the required information to the College;
 - (b) the former member has paid any fees required under the by-laws for lifting the suspension;
 - (c) the former member has paid any other outstanding fees required under the by-laws; and
 - (d) in the case of a former member whose certificate of registration was suspended under subsection (1) more than three years prior to the date on which he or she made his or her application for reinstatement, he or she possesses the current knowledge, skill and judgment relating to the practice of the profession that would be expected of a member holding the type of certificate that is being applied for. O. Reg. 27/13, s. 21 (2).
- (3) Despite subsection (2), after the fifth anniversary of the day this subsection comes into force, the Registrar shall not lift the suspension of a Grandparented certificate of registration. O. Reg. 27/13, s. 21 (3).

Registrar to give notice

22. The Registrar shall provide notice to a member where the member fails to meet the term, condition and limitation described in paragraph 2 of subsection 10 (1) within the timeframe provided for in subsection 10 (3) and the member's General certificate of registration shall be revoked 30 days following the date on which the notice is provided. O. Reg. 27/13, s. 22.

23. OMITTED (PROVIDES FOR AMENDMENTS TO THIS REGULATION). O. Reg. 27/13, s. 23.

24. OMITTED (PROVIDES FOR AMENDMENTS TO THIS REGULATION). O. Reg. 27/13, s. 24; O. Reg. 184/19, s. 2.

25. OMITTED (PROVIDES FOR COMING INTO FORCE OF PROVISIONS OF THIS REGULATION). O. Reg. 27/13, s. 25.

Français

[Back to top](#)

CTCMPAO COMPARISON CHART

Existing Clause (if applicable)	Proposed New Clause	Rationale
<p>2. The following are prescribed as classes of certificates of registration:</p> <ol style="list-style-type: none"> 1. General. 2. REVOKED: O. Reg. 27/13, s. 24 (1). 3. Student. 4. Temporary. 5. Inactive. O. Reg. 27/13, ss. 2, 24 (1). 	<p>2. The following are prescribed as classes of certificates of registration:</p> <ol style="list-style-type: none"> 1. General. 2. REVOKED: O. Reg. 27/13, s. 24 (1). 3. Student. 4. Temporary. 5. Inactive. O. Reg. 27/13, ss. 2, 24 (1). <u>6. Emergency</u> <u>7. Provisional</u> 	<p>Section 2 sets out the available classes. The list will need to identify the Provisional class and Emergency class so that applicants and the public are mindful of the availability of this class.</p>
-	<p><u>Declaration of Emergency</u></p> <p><u>2.1 (1) The Council may declare that emergency circumstances exist such that it is in the public interest to issue certificates of registration in the Emergency class if:</u></p> <ol style="list-style-type: none"> <u>1. The College has been or will be unable to deliver the registration examinations set or approved by the Council in paragraph 6 of section 9(1) for a period of 12 months or longer; or</u> 	<p>This section sets out the criteria which will open this class of registration.</p> <p>As per the Ministry request, the College has specified the emergency circumstances that will cause the Emergency class to be open for issuance and renewal. The College has considered more than just a declared state of emergency by the Ministry, and included where the College cannot deliver the registration examinations for the specified amount of time.</p> <p>Furthermore, the College has included flexibility with the ability to trigger an emergency for any unforeseen circumstance where it is in the public interest to issue the emergency.</p>

	<p>2. <u>The Minister of Health has requested the College to initiate registrations under this class based on his or her opinion that emergency circumstances exist.</u></p> <p>3. <u>Any other emergency circumstance where it is in the public interest to issue a certificate in the Emergency class</u></p>	
<p>5. (1) Every certificate of registration is subject to the following terms, conditions and limitations:</p> <p>7. Subject to subsection (2), a member who holds a certificate of registration listed in Column 1 of the Table to this subsection,</p> <p>i. shall only use the titles listed in Column 2 opposite the certificate of registration, and</p> <p>ii. shall only use the designations listed in Column 3 opposite the certificate of registration, if applicable.</p>	<p>[table to include following rows]</p> <p><u>8.1.1 Emergency/ Traditional Chinese Medicine Practitioner (Emergency)/ R. TCMP (Emerg.)</u></p> <p><u>8.1.2 Emergency/ Acupuncturist (Emergency)/ R. Ac (Emerg.)</u></p> <p><u>8.2.1. Provisional/ Traditional Chinese Medicine Practitioner (Provisional)/ R. TCMP (Prov.)</u></p> <p><u>8.2.2. Provisional/ Acupuncturist (Provisional)/ R. Ac (Prov.)</u></p>	<p>Paragraph 7 of subsection 5(1) refers to the Table which identifies the class and corresponding title and designation. This table will need to be amended to identify the proper titles and designations that can be used. It is imperative that this is clear for members and the public so that improper titles and designations are not used.</p>

[sets out table identifying class, title and designation]		
-	<p><u>Registration Requirements, Emergency class</u></p> <p><u>20.1.1 (1) The following are the registration requirements for an Emergency certificate of registration</u></p>	<p>This is a new section.</p> <p>This will identify all requirements that applicants must meet (in addition to the requirements set out in s. 3) in order to be issued a certificate of registration in this class.</p>
-	<p>1. <u>The applicant must have successfully completed a post-secondary program in traditional Chinese medicine program that,</u></p> <p>i. <u>in the case of a full traditional Chinese medicine program, consists of at least four years of full-time education, or education that is of equivalent duration, and</u></p> <p>ii. <u>in the case of a traditional Chinese medicine acupuncture program, consists of at least three years of full-time education, or education that is of equivalent duration.</u></p>	<p>These are the educational requirements. These are the same requirements that are required for the general class (see s. 9(1)). However, unlike the general class, there is no time period stipulated so an applicant could have completed their education several years prior (see s. 9(2)). These requirements are considered to be the minimum educational requirements in order to safely practise.</p>
-	<p>2. <u>The applicant must have successfully completed a program of clinical experience in the profession that is structured, comprehensive, supervised and evaluated and which consists of at least 45 weeks of clinical experience</u></p>	<p>This requirement mirrors the requirement for the general class. In addition to their education program, applicants are required to show that they have completed clinical training which includes direct patient contact. This ensures that the applicant has both the theoretical and clinical skills to practise safely.</p>

CTCMPAO COMPARISON CHART

	<u>involving at least 500 hours of direct patient contact.</u>	
-	<u>3. The applicant must have successfully completed the Safety Program that was set or approved by the Council or by a body that is approved by the Council for that purpose within two preceding years of submitting the application.</u>	This requirement mirrors the requirement for the general class. The Safety Program is a low stakes program which ensures applicants are mindful and aware of the expectations regarding safe practice of TCM. However, the applicant must complete the Safety Program within two years before applying. This ensures competency and currency.
-	<u>4. The applicant must have successfully completed the jurisprudence course set or approved by the Registration Committee within the two preceding years of submitting the application.</u>	This requirement mirrors the requirement for the general class. The jurisprudence course is a low stakes assessment which ensures applicants are mindful and aware of the Ontario regulatory landscape. This assists members, and most importantly patients, to provide safe, ethical and compassionate care. However, the applicant must complete the jurisprudence course within two years before applying. This ensures competency and currency.
	<u>5. The applicant must have successfully passed an assessment conducted by a panel of the Registration Committee, or by another body that is approved by the Council for that purpose, that demonstrates that the applicant has the necessary competency to safely practise the profession as the holder of a General certificate of registration.</u>	Unlike applicants to the general class, applicants to the emergency class are not required to complete the registration examinations. However, an assessment will still be needed to ensure that the applicant's technical and clinical skills are current and safe. If the Registration Committee is not able to conduct the assessment, the Council will identify an arm's length third party to conduct the assessment.
	<u>6. A holder of a General certificate of registration who is approved by the Registrar must have agreed to supervise the</u>	In order to ensure public protection, the emergency class member will practise under the supervision of a member in the general class. The supervisor will have demonstrated the required competencies for the

	<u>applicant and to be responsible for ensuring that the applicant provides appropriate and continuing care to patients.</u>	General Class and all of the other non-exemptible requirements. The currency requirements will also have been imposed on the supervisor. This will ensure that the supervisor has the necessary competencies to supervise the emergency class member. Further, in light of the language diversity in this profession, and the need for members to communicate with the College and other stakeholders, the supervisor will be able to communicate with the emergency class member. Finally, Registrar approval for the supervisor provides another safeguard and ensures that supervisors have the necessary skill in order to take on this important role.
-	<p><u>Additional terms, etc., Emergency Class</u></p> <p><u>20.1.2 (1) The following are additional terms, conditions, and limitations on every emergency certificate of registration:</u></p>	<p>This is a new section.</p> <p>The emergency class will have specified TCLs to reflect the less stringent entry to practise requirements (as compared to the general class).</p>
-	<p><u>1. The member may only practise traditional Chinese medicine under the supervision of the General member referred to in paragraph 6 of subsection 20.1.1 (1).</u></p>	As noted, the requirement of a supervisor is to ensure public safety. The College looked to balance the need for the member to provide services against the risk of harm if the person is not yet able to perform certain tasks competently and ethically.
-	<p><u>2. Upon the request of the Registrar, the member shall provide evidence satisfactory to the Registrar of the member's compliance with the terms, condition and limitation set out in paragraph 1 and shall provide such evidence</u></p>	Another safeguard. This requirement will allow the College to ensure that the member has complied with the TCLs placed on their certificate.

CTCMPAO COMPARISON CHART

	<u>within the time period set by the Registrar.</u>	
-	<p><u>3. The member shall practice the profession a minimum of 170 patient visits during each 12-month period that they hold registration in the Emergency class.</u></p>	<p>This requirement will allow the College to better assess the member's ability to practice safely, by ensuring they remain active as a member of the Emergency Class. Currently, The O.Reg 27/13 requires General Class members to complete 500 patient visits over each three year period they are a member. Due to the temporary nature of this class, Council determined it would be more appropriate to make this an annual requirement for the Emergency Class. The number 170 is approximately equal to the average number of patient visits that General Class members must complete per year.</p>
-	<p><u>4. If a member fails to meet the condition described in paragraph 3, the Registrar shall refer the member to the Quality Assurance Committee for a peer and practice assessment unless the member:</u></p> <p style="padding-left: 40px;">(a) <u>has successfully completed a refresher program approved by the Registration Committee, or</u></p> <p style="padding-left: 40px;">(b) <u>has resigned his or her Emergency certificate of registration.</u></p>	<p>This condition allows the College to effectively enforce its competency requirements to ensure public protection. If a member is unable to meet the threshold as identified in paragraph 3, the member will be directed to remedial opportunities (i.e. a peer and practice assessment or a refresher program) unless the member has resigned and is no longer in the Emergency class.</p>

CTCMPAO COMPARISON CHART

-	<u>5. The member may not supervise another person in the practice of the profession.</u>	In order to ensure public protection, the ability of the emergency class member to supervise such acts, including authorized controlled acts, will be restricted. The rationale is that the member likely does not have the competence to perform these acts unilaterally.
-	<u>6. Unless stated otherwise on the certificate, a certificate of registration in the emergency class expires one year after it is issued unless it is renewed.</u>	The emergency class is not a permanent class of registration. It is intended to be in use when emergency circumstances require it, but only until the emergency is resolved. This time limit reflects the temporary nature of this class. However, should a prolonged emergency exist, it is necessary to allow a renewal of the certificate to ensure fairness to the member.
-	<u>7. Unless stated otherwise on the certificate, a renewed certificate of registration in the emergency class expires one year after it is issued unless it is renewed again.</u>	Emergency class certificates may be renewed for as long as the emergency circumstances exist.
-	<u>8. Despite paragraphs 6 and 7 a certificate of registration in the emergency class expires six months after the emergency as identified in section 2.1 no longer applies. I</u>	It is in the public interest that the emergency class is used only when necessary. Once Council declares that the emergency circumstances no longer exist, it will be prudent to have emergency class members transfer to the general class as quickly as possible. This condition ensures a timely closure of the emergency class while it is not needed.
-	<u>Issuing General certificate to Emergency holder</u> <u>20.1.3. A member who holds a certificate of registration in the emergency class may be issued a certificate of registration in the General class if the member,</u>	The emergency class is intended to mitigate the potential disruption to Ontario's supply of regulated health professionals and serves as another pathway to registration when emergency circumstances exist. Those who will be practising the profession under an emergency class of registration must be provided with a route to continue to practising once the emergency circumstances no longer exist.

CTCMPAO COMPARISON CHART

-	a) <u>applies for the certificate of registration in the General class.</u>	Before the member can the process to transfer to the general class, the College must receive a formal request to do so, through an application.
-	b) <u>pays all fees as set out in the bylaws and penalties and orders owed to the College.</u>	The College is a self-funding organization. As such, it needs to ensure that it covers its administrative costs through fees. Further, if a member owes the College funds, it is necessary to settle those outstanding fees.
-	c) <u>provides the College with any information that it has required of the member, and</u>	The College may wish for the member to provide additional information to support their application to the General Class, such as information on their practice under supervision. It would not be in the public interest to permit a transfer to the general class, if the member is unable to provide such information.
-	d) <u>If the member has held a certificate of registration in the emergency class for less than three years, the member must successfully complete the registration examinations as identified in paragraph 6 of sub-section 9(1) within two attempts. The member must attempt every set of those examinations that is offered until such time as the examinations are successfully completed or the member fails the examinations for a second time, whichever comes first.</u>	<p>All applicants to the General Class must demonstrate that they possess the necessary entry level competencies for the safe practice of TCM. Emergency Class members, who have not practised in the class for more than three years, will not be permitted a transfer to the General Class unless they are able to successfully pass the registration examinations.</p> <p>In acknowledgement of the time that the member has safely practiced the profession under supervision, the member will be allowed two attempts of the examination before their certificate in the Emergency Class expires</p>

CTCMPAO COMPARISON CHART

-	<p>e) <u>If the member has held a certificate of registration in the emergency class for three years or more, the member must:</u></p> <p>i. <u>satisfy a panel of the Registration Committee that he or she possesses the current knowledge, skill and judgment relating to the practice of the profession that would be expected of a member holding a General certificate of registration, or</u></p> <p>ii. <u>has successfully completed such additional education, training or examination requirements determined to be necessary by a panel of the Registration Committee.</u></p>	<p>In the case of a prolonged emergency that requires members to remain in the emergency class for a significant length of time, the College is willing to consider this extended time of supervised practice in lieu of completing the registration examination. However, to ensure public safety, this section provides the College with the ability to mandate additional education, training, or examination requirements if a panel of the Registration Committee determines it is necessary.</p>
---	--	--