

**DRAFT By-Law No. 6**

**Clause by Clause Comparison of Amended Sections**

The following table does not include clauses amended solely for changes to defined terms or housekeeping matters.

Existing Clause	Proposed New Clause	Rationale
<b>ARTICLE 1 - INTERPRETATION</b>		
1.1 Meaning of Words.	1.1 <del>Meaning of Words.</del> <u>Definitions.</u>	
1.1.2 “ <b>Applicant</b> ” means an applicant as defined in the <i>Drug and Pharmacies Regulation Act Regulations</i> ;	<del>Deleted.</del>	The terms “applicant” and “Applicant” were both used in the By-Law and created a potential for confusion.
1.1.7 “ <b>Chair</b> ” means, depending on the context, the Chair of a Statutory Committee or a standing Committee, or the person presiding at a meeting of the Council;	1.1.7 “ <b>Chair</b> ” means, <del>depending on the context, the Chair of a Statutory</del> <u>the chair of the Board and for the purpose of the Act, the RHPA Regulations, the Code, the Pharmacy Act, the Pharmacy Act Regulations, and any other legislation or policy where the context requires, means the President of the College, and “chair” means the chair of a</u> <del>Committee or a standing Committee,</del> or the person presiding at a meeting of the <del>Council</del> <u>Board, as the context requires;</u>	The title of “President” has been replaced with “Chair”. Consequential amendments have been made throughout the By-Law.
1.1.15 “ <b>Council</b> ” means the Council of the College;	<del>Deleted.</del> <u>1.1.2 “<b>Board</b>” means the board of Directors of the College. For the purposes of the Act, the RHPA Regulations, the Code, the Pharmacy Act, the Pharmacy Act Regulations, and any other legislation or policy where the context requires, the Board means the Council of the College;</u>	The title of “Council” has been replaced with “Board”. Consequential amendments have been made throughout the By-Law.
1.1.16 “ <b>Council member</b> ” or “ <b>member of Council</b> ” means a person who has been elected or appointed as a member of Council;	<del>Deleted.</del> <u>1.1.17 “<b>Director</b>” means a person elected or appointed to be a member of the Board;</u>	Council members are referred to in the amended By-Law as “Directors”. Consequential amendments have been made throughout the By-Law.
1.1.19 “ <b>Director of Conduct</b> ” means the person who, from time to time, holds the title of Director of Conduct of the College,	<del>Deleted.</del>	To avoid confusion with the new defined term “Director”. The title is still used in the By-Law, but in lower case, and remains a staff position with the College.
1.1.20 “ <b>Director, Corporate Services</b> ” means the person who,	<del>Deleted.</del>	As above.

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from time to time, holds the title of Director, Corporate Services of the College;		
1.1.21 “ <b>Director of Quality</b> ” means the person who, from time to time, holds the title of Director of Quality of the College;	<del>Deleted.</del>	As above.
None.	<a href="#">1.1.19 “<b>Director Profile</b>” means the combination of patient populations served as set out in subparagraph 5.9.1, and knowledge, skills and experience as set out in subparagraph 5.9.2, that will be required of applicants who seek to be qualified as candidates for election to the Board, as determined by the Governance Committee;</a>	To support the new competency-based election process contained in paragraph 5.9 of the amended By-Law.
None.	<a href="#">1.1.22 “<b>Elected Director</b>” means a Director elected to the Board in accordance with this By-Law;</a>	The By-Law uses the terms “Public Director” and “Elected Director” to distinguish Directors who are Registrants and Directors who are appointed.
1.1.28 “ <b>Inspector</b> ” means an individual appointed pursuant to section 148(1) of the Drug and Pharmacies Regulation Act, otherwise referred to as a “practice advisor”.	<del>Deleted.</del>	The terms “inspector” and “Inspector” were both used in the By-Law and created a potential for confusion.
None	<a href="#">1.1.25 “<b>Lay Committee Appointee</b>” means an individual appointed under this By-Law to serve as a member of a Committee who is neither a Director nor a Registrant;</a>	To ensure public voice on committees that do not have a government appointed Public Member and to supplement the public voice on those that do.
1.1.29 “ <b>Member</b> ” means a member of the College;	<a href="#">1.1. 2934</a> <del>“<b>Member</b>”</del> <a href="#">“<b>Registrant</b>”</a> means a member of the College;	The title of “Member” has been replaced with “Registrant”. Consequential amendments have been made throughout the By-Law.
1.1.34 “ <b>President</b> ” and “ <b>Vice-President</b> ” mean, respectively, the persons who, from time to time, hold the titles of the President and the Vice-President of the College;	<del>Deleted.</del>	See “Chair” and “Vice-Chair”.
None	<a href="#">1.1.31 “<b>Professional Committee Appointee</b>” means a Registrant who is not a Director, who is appointed under this By-Law to serve as a member of a Committee;</a>	The title “Professional Committee Appointee” has been created to refer to Non-Council Committee Members.
None.	<a href="#">1.1.33“<b>Public Director</b>” means a Director appointed to the</a>	The By-Law uses the terms “Public Director” and “Elected

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	<u>Board by the Lieutenant Governor-in-Council;</u>	Director” to distinguish Directors who are Registrants and Directors who are appointed.
None.	<u>1.1.38 “Vice-Chair” means the vice-chair of the Board and for the purpose of the Act, the RHPA Regulations, the Code, the Pharmacy Act, the Pharmacy Act Regulations, and any other legislation or policy where the context requires, means the Vice-President of the College.</u>	The title of “Vice-President” has been replaced with “Vice-Chair”. Consequential amendments have been made throughout the By-Law.
None.	<u>1.2 Amendments.</u> <u>Whenever reference is made in a By-Law to any statute or regulation, such reference shall be deemed to include any amendment to such statute or regulation as may be made from time to time.</u>	References to amendments have been taken out of each individual reference to legislation.
<b>ARTICLE 4 - RESTRICTION ON <del>COUNCIL</del><u>DIRECTORS AND COMMITTEE</u> MEMBERS</b>		
None	<u>4.1 Restriction on Directors.</u> <u>A Director shall not be an employee of the College.</u>	
<b>4.1 Restriction on Council Members.</b> No member of Council shall be an employee of the College.	<u>4.2 Restriction on <del>Council</del><u>Committee</u> Members.</u> <del>No</del> <u>A</u> member of <del>Council</del> <u>a Committee</u> shall <u>not</u> be an employee of the College.	In addition to a restriction on Council Members (referred to as Directors in the proposed amendments) being employees, employees are also prohibited from serving on Committees.
<b>ARTICLE 5 - ELECTION OF <del>COUNCIL MEMBERS</del> DIRECTORS</b>		
<b>5.1 Electoral Districts K, L, M, N, P.</b> The following Electoral Districts are established for the purpose of the election of members of Council who hold a Certificate of Registration as a Pharmacist:  5.1.1 Electoral District K (Eastern Ontario), comprised of all addresses within the Canadian Postal Code boundaries whose postal code begins with the letter K.  5.1.2 Electoral District L (Central Ontario), comprised of all addresses within the Canadian Postal Code boundaries whose postal code begins with the letter L.	<del>Deleted.</del>	Elections will no longer be based on electoral districts.

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<p>5.1.3 Electoral District M (Toronto), comprised of all addresses within the Canadian Postal Code boundaries whose postal code begins with the letter M.</p> <p>5.1.4 Electoral District N (Western Ontario), comprised of all addresses within the Canadian Postal Code boundaries whose postal code begins with the letter N.</p> <p>5.1.5 Electoral District P (Northern Ontario), comprised of all addresses within the Canadian Postal Code boundaries whose postal code begins with the letter P.</p> <p><b>5.2 Electoral District H.</b> The following Electoral District is established for the purpose of the election of members of Council who hold a Certificate of Registration as a Pharmacist and whose place of practice for election purposes on June 1 immediately preceding the election, is in, or for, a hospital in Ontario that has been approved or licensed under a federal or provincial statute:</p> <p>5.2.1 Electoral District H, comprised of the Province of Ontario.</p> <p><b>5.3 Electoral District T.</b> The following Electoral District is established for the purpose of the election of a member of Council who holds a Certificate of Registration as a Pharmacy Technician:</p> <p>5.3.1 Electoral District T, comprised of the Province of Ontario.</p> <p><b>5.4 Electoral District TH.</b> The following Electoral District is established for the purpose of the election of a member of Council who holds a Certificate of Registration as a Pharmacy Technician and whose place of practice for election purposes on June 1 immediately preceding the election, is in a hospital in Ontario that has been approved or licensed under a federal or provincial statute:</p>		

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5.4.1 Electoral District TH, comprised of the Province of Ontario.		
<p><b>5.5 Number of Members to be Elected.</b></p> <p>5.5.1 The number of members of Council to be elected is:</p> <p>(a) Three (3) in each of Electoral Districts L, M, and N;</p> <p>(b) Two (2) in each of Electoral Districts K and P;</p> <p>(c) Two (2) in Electoral District H;</p> <p>(d) One (1) in Electoral District T; and</p> <p>(e) One (1) in Electoral District TH.</p>	<p><b>5.51 Number of <del>Members to be</del> Elected <u>Directors</u>.</b></p> <p><del>5.5.1 The number of members of Council to be elected is:</del></p> <p><del>(a) Three (3) in each of Electoral Districts L, M, and N;</del></p> <p><del>(b) Two (2) in each of Electoral Districts K and P;</del></p> <p><del>(c) Two (2) in Electoral District H;</del></p> <p><del>(d) One (1) in Electoral District T; and</del></p> <p><del>(e) One (1) in Electoral District TH.</del></p> <p><u>5.1.1 Subject to subparagraph 5.1.2, there shall be nine (9) Elected Directors elected to the Board, of whom two (2) shall be pharmacy technicians.</u></p> <p><u>5.1.2 In the event that the number of Public Directors exceeds nine (9), the Board may increase the number of Elected Directors to be elected at the next annual August election to correspond to the number of Public Directors. Any such additional Elected Directors shall be pharmacists.</u></p> <p><u>5.1.3 If the number of Public Directors is subsequently reduced, the Board may reduce the number of Elected Directors to be elected at the next annual August election to equal the number of Public Directors then-appointed.</u></p>	<p>Elections will no longer be based on electoral districts. The Board will be comprised of the minimum number of Elected Directors (nine), two of whom shall be pharmacy technicians. The Board has the ability to increase the number of Elected Directors in a given election to mirror the number of Public Directors if that number is higher than nine.</p>
<p><b>5.6 Voting Eligibility.</b> Every Member who holds a valid Certificate of Registration as a Pharmacist or a Pharmacy Technician, who practises or resides in Ontario, and who is not in default of payment of the annual fee, is entitled to vote in an election of members to the Council in the Electoral District in which his or her place of practice is located on June 1 immediately preceding the election.</p> <p>5.6.2 A Member who holds a Certificate of Registration as a</p>	<p><b>5.62 Voting Eligibility.</b></p> <p>Every <del>Member</del> <u>Registrant</u> who holds a valid Certificate of Registration as a <del>Pharmacist or a Pharmacy Technician</del> <u>pharmacist or a pharmacy technician</u>, who practises or resides in Ontario, and who is not in default of payment of the annual fee, is entitled to vote in an election <u>of Directors.</u> <del>of members to the Council in the Electoral District in which his or her place of practice is located on June 1 immediately preceding</del></p>	<p>Throughout the amended By-Law, “Pharmacist” and “Pharmacy Technician” have been revised to lower case as they are not defined terms. All Registrants (excluding student an intern class) will be able to vote for all positions on the Board, since the positions are no longer divided by Electoral District.</p>

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<p>Pharmacist shall only be eligible to vote in one of Electoral Districts K, L, M, N, P and H and a Member who holds a Certificate of Registration as a Pharmacy Technician shall only be eligible to vote in one of Electoral Districts T or TH.</p> <p>5.6.3 Neither a Registered Pharmacy Student nor an Intern is entitled to vote.</p> <p>5.6.4 If, as of June 1 immediately preceding an election, a Member has no fixed place of practice, the Member may vote in the Electoral District in which he or she resides or, in the case of a Member who holds a Certificate of Registration as a Pharmacy Technician, in Electoral District T.</p> <p>5.6.5 If, as of June 1 immediately preceding an election, a Member has a place of practice in more than one Electoral District, the Member shall declare to the Registrar which Electoral District is to be considered his or her place of practice for election purposes, and he or she may vote only in that Electoral District.</p> <p>5.6.6 If the place of practice for election purposes of a Member is in a hospital in Ontario approved or licensed under a federal or provincial statute, he or she may only vote in Electoral District H (in the case of a Pharmacist) or Electoral District TH (in the case of a Pharmacy Technician).</p>	<p><del>the election.</del></p> <p><del>5.6.2 — A Member who holds a Certificate of Registration as a Pharmacist shall only be eligible to vote in one of Electoral Districts K, L, M, N, P and H and a Member who holds a Certificate of Registration as a Pharmacy Technician shall only be eligible to vote in one of Electoral Districts T or TH.</del></p> <p><del>5.6.3 — Neither a Registered Pharmacy Student nor an Intern is entitled to vote.</del></p> <p><del>5.6.4 — If, as of June 1 immediately preceding an election, a Member has no fixed place of practice, the Member may vote in the Electoral District in which he or she resides or, in the case of a Member who holds a Certificate of Registration as a Pharmacy Technician, in Electoral District T.</del></p> <p><del>5.6.5 — If, as of June 1 immediately preceding an election, a Member has a place of practice in more than one Electoral District, the Member shall declare to the Registrar which Electoral District is to be considered his or her place of practice for election purposes, and he or she may vote only in that Electoral District.</del></p> <p><del>5.6.6 — If the place of practice for election purposes of a Member is in a hospital in Ontario approved or licensed under a federal or provincial statute, he or she may only vote in Electoral District H (in the case of a Pharmacist) or Electoral District TH (in the case of a Pharmacy Technician).</del></p>	
None.	<p><b><u>5.3 Renewal of the Board - August 2020.</u></b></p> <p><b><u>5.3.1 Subject to subparagraph 5.3.2, the terms of office of all Elected Directors who are members of the Council as of the date that this By-Law comes into effect (the “Incumbent Elected Directors”) will end on the date of the first meeting of the Board held after the election in August 2020, and seven (7)</u></b></p>	In order to introduce staggered terms and the competency-based election process, all positions on the Board with the exception of two will be up for election in August 2020. Two Directors who are on the Executive Committee will continue to provide continuity through transition.

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	<p><u>Elected Directors shall be elected to the Board in accordance with this By-Law at the election in August 2020 for the terms of office set out in paragraph 5.6.</u></p> <p><u>5.3.2 Notwithstanding subparagraph 5.3.1, the Board shall select two (2) Incumbent Elected Directors who sit on the Executive Committee as of the date that this By-Law comes into effect, who will have their terms of office continue for one (1) year and two (2) years, respectively, following the August 2020 election.</u></p>	
<p><b>5.7 Terms of Office.</b> The term of office of a person elected to Council shall be three (3) years, commencing at the first meeting of Council after the election.</p>	<p><del>5.75 Terms of Office The term of office of a person elected to Council shall be three (3) years, commencing at the first meeting of Council after the election. --</del> <u>August 2020.</u></p> <p><u>The terms of office of the seven (7) Elected Directors elected in August 2020 will commence at the first meeting of the Board following the election and end, subject to paragraph 5.11, as follows:</u></p> <p><u>5.5.1 _____ the two (2) pharmacists who receive the highest number of votes out of all pharmacist candidates will be elected for a three (3)-year term;</u></p> <p><u>5.5.2 _____ the pharmacy technician who receives the highest number of votes out of all pharmacy technician candidates will be elected for a three (3)-year term;</u></p> <p><u>5.5.3 _____ the pharmacy technician who receives the second highest number of votes of all pharmacy technician candidates will be elected for a two (2)-year term;</u></p> <p><u>5.5.4 _____ the pharmacist who receives the third highest number of votes out of all pharmacist candidates will be elected for a two (2)-year term;</u></p> <p><u>5.5.5 _____ the two (2) pharmacists who receive the fourth and fifth highest number of votes out of all pharmacist candidates will each be elected for a one-(1)-year term; and</u></p>	<p>The candidates receiving the highest number of votes will be elected to the longer terms. There will be one, two and three year terms in the first election after the amended By-Law comes into effect in order to provide continuity and renewal.</p>

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	<p><u>5.5.6</u> if there is tie among candidates and it is necessary to break the tie to determine who will receive the longer term between the candidates, the Registrar shall break the tie, by lot.</p>	
None.	<p><b><u>5.6</u> Terms of Office - After August 2020.</b></p> <p><u>5.6.1</u> The term of office of an Elected Director who is elected in each annual election beginning with the August 2021 election will be three (3) years, commencing at the first meeting of the Board after the election.</p> <p><u>5.6.2</u> No Elected Director who is first elected in the August 2020 election may serve as a Director for more than six (6) consecutive years.</p> <p><u>5.6.3</u> No Director who is a member of Council on the date this By-Law comes into effect may serve for more than nine (9) consecutive years (inclusive of years of service prior to the date this By-Law comes into effect).</p> <p><u>5.6.4</u> If an Elected Director reaches the end of his or her maximum service prior to the end of his or her term, the Elected Director will cease to hold office and his or her position on the Board will be filled by way of a by-election in accordance with paragraph 5.20.</p>	After the first election, terms will return to three years in length, subject to a six consecutive year limit. Directors in office prior to the coming into force of the amended By-Law will continue to be subject to a nine consecutive year limit.
<p><b>5.8 Election Date.</b></p> <p>5.8.1 An election of members of Council for Electoral Districts N and H shall be held on the first Wednesday in August 2018 and every third (3rd) year after that.</p> <p>5.8.2 An election of members of Council for Electoral Districts K, L, T and TH shall be held on the first Wednesday in August 2019 and every third (3rd) year after that.</p> <p>5.8.3 An election of members of Council for Electoral Districts M and P shall be held on the first Wednesday in August 2020</p>	<p><b><u>5.84</u> Election Date.</b></p> <p><del>5.48.1</del> An election of <del>members of Council for Electoral Districts N and H shall</del> <u>Directors will</u> be held on the first Wednesday in August <del>2018 and of</del> every <del>third (3<sup>rd</sup>) year after that.</del> <u>year beginning in 2020, for the number of positions on the Board that are then available.</u></p> <p><del>5.8.2</del> <del>— An election of members of Council for Electoral Districts K, L, T and TH shall be held on the first Wednesday in August 2019 and every third (3rd) year after that.</del></p>	

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and every third (3rd) year after that.	<del>5.8.3 — An election of members of Council for Electoral Districts M and P shall be held on the first Wednesday in August 2020 and every third (3rd) year after that.</del>	
<p><b>5.9 Eligibility for Election.</b></p> <p>5.9.1 A Member who holds a valid Certificate of Registration as a Pharmacist or as a Pharmacy Technician is eligible for election to the Council in one of Electoral Districts K, L, M, N, P and H (in the case of a Pharmacist) or in one of Electoral Districts T and TH (in the case of a Pharmacy Technician) if, on June 1 immediately preceding the election:</p> <p>(a) in the case of a Member who proposes to run in Electoral Districts K, L, M, N, P or Electoral District T, the Electoral District in which the Member proposes to run is the Member's place of practice for election purposes, and is where the majority of his or her time in the practice of pharmacy is spent, or alternatively, is the location of the Member's permanent residence;</p> <p>(b) in the case of a Member who proposes to run in Electoral District H or TH the majority of the Member's time in the practice of pharmacy is spent in a hospital in Ontario that has been approved or licensed under a federal or provincial statute, which is the Member's place of practice for election purposes;</p> <p>(c) the Member is not in default of payment of any fees prescribed in the By-Laws;</p> <p>(d) the Member is not the subject of any disciplinary or incapacity proceeding;</p> <p>(e) the Member's Certificate of Registration has not been revoked or suspended in the six (6) years preceding the date of the election;</p> <p>(f) the Member is not a Registered Pharmacy Student or</p>	<p><del>5.97 Eligibility for Election.</del></p> <p><del>5.97.1 A <u>Member</u><u>Registrant</u> who holds a valid Certificate of Registration as a <u>Pharmacist</u><u>pharmacist</u> or as a <u>Pharmacy Technician</u><u>pharmacy technician</u> is eligible <u>to seek to be a candidate</u> for election to the <del>Council in one of Electoral Districts K, L, M, N, P and H (in the case of a Pharmacist) or in one of Electoral Districts T and TH (in the case of a Pharmacy Technician) if, on June 1 immediately preceding the election:</del><u>Board if he or she meets the following requirements:</u></del></p> <p><del>(a) — in the case of a Member who proposes to run in Electoral Districts K, L, M, N, P or Electoral District T, the Electoral District in which the Member proposes to run is the Member's place of practice for election purposes, and is where the majority of his or her time in the practice of pharmacy is spent, or alternatively, is the location of the Member's permanent residence;</del></p> <p><del>(b) — in the case of a Member who proposes to run in Electoral District H or TH the majority of the Member's time in the practice of pharmacy is spent in a hospital in Ontario that has been approved or licensed under a federal or provincial statute, which is the Member's place of practice for election purposes;</del></p> <p><u>(a) the <u>Member</u><u>Registrant</u> is not in default of payment of any fees prescribed in the By-Laws;</u></p> <p><u>(b) the <u>Member</u><u>Registrant</u> is not the subject of any disciplinary or incapacity proceeding;</u></p> <p><del><u>(c) the <u>Member's Certificate of Registration has not been revoked or suspended in the six (6) years preceding the date of</u></u></del></p>	A number of sections were deleted to remove Electoral Districts

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<p>Intern;</p> <p>(g) the Member’s Certificate of Registration is not subject to a term, condition or limitation other than one prescribed by regulation;</p> <p>(h) the Member is not an employee, officer or director of a Professional Advocacy Association, or, if the Member is such an employee, officer or director of a Professional Advocacy Association, the Member gives an undertaking to resign from such position upon being elected or acclaimed to the Council. For greater certainty, nothing in this clause shall prevent a Member who serves on an association or organization to which he or she has been appointed by Council as a representative of the College, from running for election to Council;</p> <p>(i) the Member has not been disqualified from serving on Council or a committee within the six (6) years immediately preceding the election;</p> <p>(j) the Member is not an adverse party in litigation against the College, the Council, a committee of the Council or a panel of a committee of the Council or any of its directors, officers, employees or agents;</p> <p>(k) the Member has not, in the opinion of the Elections Committee, engaged in conduct unbecoming a Council member; and</p> <p>(l) the Member is not the Owner or Designated Manager of a pharmacy that, within the six (6) years immediately preceding the election, has undergone a re-inspection, as a result of deficiencies noted in an initial inspection, for a third time or more after the initial inspection.</p> <p>5.9.2 Every Member who proposes to run for election to the Council shall establish, to the satisfaction of the Elections Committee, that he or she meets the place of practice or</p>	<p><del>the election;</del><u>Registrant has not been found to have committed an act of professional misconduct or to be incompetent by a panel of the Discipline Committee.</u></p> <p><del>(d) the Member</del><u>Registrant</u> is not a <del>Registered Pharmacy Student or Intern</del><u>registered pharmacy student or intern</u>;</p> <p><del>(e) (g)</del><u>the Member</u><u>Registrant</u>’s Certificate of Registration is not subject to a term, condition or limitation other than one prescribed by regulation;</p> <p><del>(f) (h)</del><u>the Member</u><u>Registrant</u> is not, <u>and has not within the three (3) years immediately preceding the election been,</u> an employee, officer or director of a Professional Advocacy Association, <del>or, if the Member is such an employee, officer or director of a Professional Advocacy Association, the Member gives an undertaking to resign from such position upon being elected or acclaimed to the Council.</del> For greater certainty, nothing in this clause <del>shall</del><u>will</u> prevent a <u>Member</u><u>Registrant</u> who serves on an association or organization to which he or she has been appointed by <del>Council</del><u>the Board</u> as a representative of the College, from running for election <del>to Council;</del><u>to be an Elected Director;</u></p> <p><del>(g) (i)</del><u>the Member</u><u>Registrant</u> has not been disqualified from serving on <del>Council</del><u>the Board</u> or a <del>committee</del><u>Committee</u> within the six (6) years immediately preceding the election;</p> <p><del>(h) where the Registrant was formerly a Director, it has been at least three (3) years since he or she was a Director;</del></p> <p><del>(i) (j)</del><u>the Member</u><u>Registrant</u> is not an adverse party in litigation against the College, the <del>Council, a committee of the Council or a panel of a committee of the Council or any of its directors,</del><u>Board, a Committee or any of the College’s</u> officers, employees or agents;</p> <p><del>(j) the Registrant commits to devoting sufficient time in his</del></p>	<p>There will be a cooling off period of three years before a former member of a Professional Advocacy Association can be elected as a Director.</p> <p>This criterion has been added to create a cooling off period in between terms as a Director.</p>

Existing Clause	Proposed New Clause	Rationale
<p>residency requirement in the Member’s Electoral District. In the event of a dispute about whether a Member meets those requirements, or otherwise regarding the eligibility of a Member for election to Council, the Elections Committee shall conduct an investigation and report its findings and recommendations to the Executive Committee. In the event that the Executive Committee finds that the Member does not meet the place of practice or residency requirement in the Member’s Electoral District, or that the Member is not otherwise eligible for election, it shall disqualify the Member as a candidate.</p> <p>5.9.3 No person who has a direct interest in the result of an election dispute shall participate in the investigation or consideration of such dispute as a member of the Elections Committee or in the discussion and voting by the Executive Committee.</p>	<p><u>or her schedule to participating in all required Board and Committee activities;</u></p> <p><u>(k) the Member Registrant</u> has not, in the opinion of the <u>Elections Screening</u> Committee, engaged in conduct unbecoming a <u>Council member Director</u>; and</p> <p><u>(l) the Member Registrant</u> is not the Owner or Designated Manager of a pharmacy that, within the six (6) years immediately preceding the election, has undergone a re-inspection, as a result of deficiencies noted in an initial inspection, for a third time or more after the initial inspection.</p> <p><del>5.9.2—Every Member who proposes to run for election to the Council shall establish, to the satisfaction of the Elections Committee, that he or she meets the place of practice or residency requirement in the Member’s Electoral District. In the event of a dispute about whether a Member meets those requirements, or otherwise regarding the eligibility of a Member for election to Council, the Elections Committee shall conduct an investigation and report its findings and recommendations to the Executive Committee. In the event that the Executive Committee finds that the Member does not meet the place of practice or residency requirement in the Member’s Electoral District, or that the Member is not otherwise eligible for election, it shall disqualify the Member as a candidate.</del></p> <p><del>5.9.3—No person who has a direct interest in the result of an election dispute shall participate in the investigation or consideration of such dispute as a member of the Elections Committee or in the discussion and voting by the Executive Committee.</del></p>	<p>Disputes as to eligibility are addressed in subparagraph 5.10.7 and subparagraph 5.10.8. The portions of the bylaw related to electoral districts have been deleted.</p>
<p><b>5.10 Registrar to Supervise Nominations.</b></p> <p>5.10.1 The Registrar shall supervise the nominations of candidates for members of Council.</p>	<p>Deleted.</p>	

Existing Clause	Proposed New Clause	Rationale
<p><b>5.11 Notice of Election and Nominations.</b></p> <p>5.11.1 No later than June 1 in the year in which the election is to be held, the Registrar shall notify each Member who is eligible to vote in an Electoral District in which an election is scheduled, of the date of the election. Such notification shall be by electronic mail and shall be addressed to each such Member at his or her electronic address that is on file with the College.</p>	<p><b>5.118 Notice of Election and <del>Nominations</del> <u>Call for Applicants</u>.</b></p> <p>5.118.1 No later than <del>June</del><u>April</u> 1 in the year in which the election is to be held the Registrar shall notify each <del>Member</del><u>Registrant</u> who is eligible to vote <del>in an Electoral District in which an election is scheduled,</del> of the date of the election <u>and the number of available positions on the Board</u>. Such notification shall be by electronic mail, <u>shall include a link to the Director Profile and application form for election</u> and shall be addressed to each <del>such Member</del><u>Registrant</u> at his or her electronic address that is on file with the College. <u>Such notice shall also be published on the website of the College.</u></p>	<p>Nominations to be replaced with applications with reference to the specific competencies being sought..</p>
<p>None</p>	<p><b><u>5.9 Director Competencies.</u></b></p> <p><u>5.9.1 The Board shall at all times comprise Elected Directors who collectively serve, or have experience working with, the following diverse patient populations:</u></p> <p>(a) <u>patients served by rural community pharmacies;</u></p> <p>(b) <u>patients served by urban community pharmacies;</u></p> <p>(c) <u>patients treated at teaching hospitals;</u></p> <p>(d) <u>patients treated at community hospitals;</u></p> <p>(e) <u>patients located in northern/remote areas;</u></p> <p>(f) <u>patients who identify as Indigenous;</u></p> <p>(g) <u>patients with mental health and addictions needs; and</u></p> <p>(h) <u>patients in long-term care.</u></p> <p><u>5.9.2 The Board shall in addition at all times comprise Directors who collectively have the following knowledge, skills and experience:</u></p> <p>(a) <u>experience in and understanding of the principles of</u></p>	<p>Added to introduce the new competency-based election process.</p>

Existing Clause	Proposed New Clause	Rationale
	<p><u>protecting, and acting in, the public interest;</u></p> <p><u>(b) ___ experience working with diverse populations, marginalized groups and people with disabilities;</u></p> <p><u>(c) ___ experience serving on boards in an oversight capacity;</u></p> <p><u>(d) ___ experience in managing risk, including reputational risk;</u></p> <p><u>(e) ___ experience in senior leadership roles in business;</u></p> <p><u>(f) ___ experience as a human resource professional including in occupational health and safety, organizational structures and human resources oversight and compensation, recruiting and succession planning;</u></p> <p><u>(g) ___ financial and/or accounting expertise, including experience preparing, auditing, analyzing or evaluating financial statements and an understanding of generally accepted accounting principles;</u></p> <p><u>(h) ___ ability to navigate electronic systems to access Board and Committee materials;</u></p> <p><u>(i) ___ legal experience or familiarity with regulated professions, including overseeing regulations and setting standards for certification; and</u></p> <p><u>(j) ___ experience participating in, or leading, an organization in planning for its future, such as: conducting S.W.O.T. (strengths, weaknesses, opportunities, and threats) analysis, environmental scans, strategy design, planning, implementation and evaluation.</u></p>	
<p><b>5.12 Nomination Procedure.</b></p> <p>5.12.1 A candidate for election as a member of Council shall be nominated by not fewer than three (3) Members who are eligible to vote in the Electoral District for which the candidate is nominated.</p>	<p><b><u>5.120 Nomination Application Procedure.</u></b></p> <p><del>5.12.1 A candidate for election as a member of Council shall be nominated by not fewer than three (3) Members who are eligible to vote in the Electoral District for which the candidate is nominated.</del></p>	<p>With the shift to competency-based elections, the nomination process will be replaced with an application process.</p>

Existing Clause	Proposed New Clause	Rationale
<p>5.12.2 The nomination paper shall be accompanied by a form signed by the candidate in which the candidate affirms his or her commitment to the objects of the College and undertakes to comply with the College's policies, the By-Laws, the Code of Ethics and the Code of Conduct.</p> <p>5.12.3 The nomination shall be signed by the nominators and shall be accepted by the candidate.</p> <p>5.12.4 If it is not possible for the candidate to accept the nomination on the nominating paper which has been signed by the nominators, the candidate shall forward his or her acceptance to the Registrar.</p> <p>5.12.5 All nominations shall be filed with the Registrar no later than 5:00 p.m. on the third Wednesday of June in the year in which the election is to be held.</p> <p>5.12.6 The Registrar shall, without undue delay after nominations have been closed, give notice to all those nominated of the names of the members nominated.</p> <p>5.12.7 A candidate may withdraw his or her candidacy by notice of withdrawal delivered to the Registrar no later than July 1 in the year in which the election is to be held.</p>	<p><del>5.12.2 The nomination paper shall be accompanied by a form signed by the candidate in which the candidate affirms his or her commitment to the objects of the College and undertakes to comply with the College's policies, the By-Laws, the Code of Ethics and the Code of Conduct.</del></p> <p><del>5.12.3 The nomination shall be signed by the nominators and shall be accepted by the candidate.</del></p> <p><del>5.12.4 If it is not possible for the candidate to accept the nomination on the nominating paper which has been signed by the nominators, the candidate shall forward his or her acceptance to the Registrar.</del></p> <p><del>5.12.5 All nominations shall be filed with the Registrar no later than 5:00 p.m. on the third Wednesday of June in the year in which the election is to be held.</del></p> <p><del>5.12.6 The Registrar shall, without undue delay after nominations have been closed, give notice to all those nominated of the names of the members nominated.</del></p> <p><u>5.10.1 A Registrant seeking to be a candidate for election as an Elected Director shall complete and return an application form no later than the deadline provided in the form. The application form shall be accompanied by three (3) reference letters in accordance with the instructions contained in the application form.</u></p> <p><u>5.10.2 The application form shall include a signed affirmation by the applicant of his or her commitment to participate in pre-orientation activities aimed at understanding the obligations of a Director.</u></p> <p><u>5.10.3 The Screening Committee shall review the applications against the eligibility requirements as set out in paragraph 5.7 and the Director Profile that the Governance Committee has announced for the election. Applicants who (a) meet the</u></p>	

Existing Clause	Proposed New Clause	Rationale
	<p><u>eligibility requirements in paragraph 5.7, and (b) serve or have experience with patient populations, and have knowledge, skill and experience, that are within the Director Profile, will be qualified as candidates for election.</u></p> <p><u>5.10.4 If the Screening Committee requires additional information in order to assess whether an applicant meets the criteria in the Director Profile, the Screening Committee may require the applicant to participate in an interview in person or by electronic means.</u></p> <p><del>5.12.10.75 A candidate</del> <u>An applicant</u> may withdraw his or her <del>candidacy</del> <u>application</u> by notice of withdrawal delivered to the Registrar no later than July 1 in the year in which the election is to be held.</p> <p><u>5.10.6 All applicants who have not withdrawn their application will be notified whether they are eligible and have been qualified as candidates for election.</u></p> <p><u>5.10.7 In the event of a dispute about whether a Registrant is eligible or qualified as a candidate for election, the Governance Committee shall conduct an investigation and report its findings and recommendations to the Executive Committee. The Executive Committee shall rule and inform the candidate of its decision and reasons.</u></p> <p><u>5.10.8 A person who has a direct interest in the result of an election dispute shall not participate in the investigation or consideration of such dispute.</u></p>	
<p><b>5.13 Acclamation.</b></p> <p>5.13.1 If, after the deadline referred to in subparagraph 5.12.5, the number of eligible candidates nominated for an Electoral District is equal to the number of members to be elected in that Electoral District, the Registrar shall declare the eligible candidate(s) to be elected by acclamation.</p>	<p><b>5.13<del>1</del> Acclamation.</b></p> <p>5.13<del>1</del>.1 If, after the deadline referred to in subparagraph <u>5.10.5</u>, the number of <del>eligible</del> <u>pharmacy technicians qualified as candidates</u> <del>nominated for an Electoral District</del> <u>election</u> is equal to the number of <del>members</del> <u>pharmacy technicians</u> to be elected in that <del>Electoral District</del> <u>election</u>, the Registrar shall declare <del>the</del></p>	<p>Amended to reflect that there will no longer be Electoral Districts, and that there could be elections in which there are different term lengths available.</p>

Existing Clause	Proposed New Clause	Rationale
<p>5.13.2 If, after the deadline referred to in subparagraph 5.12.5, the number of eligible candidates nominated for an Electoral District is less than the number of members to be elected in that Electoral District, the Registrar shall declare any eligible candidate(s) to be elected by acclamation and there shall be a supplementary nomination and election process held in accordance with paragraph 5.24 in order to fill any remaining vacancies.</p>	<p><del>eligible</del><u>those pharmacy technician</u> candidate(s) to be elected by acclamation.</p> <p><u>5.11.2 If, after the deadline referred to in subparagraph 5.10.5, the number of pharmacists qualified as candidates for election is equal to the number of pharmacists to be elected in that election, the Registrar shall declare those pharmacist candidate(s) to be elected by acclamation.</u></p> <p><del>5.13.1, 23</del> If, after the deadline referred to in subparagraph <del>5.12.5, 5.10.5,</del> the number of <del>eligible</del><u>pharmacy technicians qualified as</u> candidates <del>nominated for an Electoral District</del><u>election</u> is less than the number of <del>members</del><u>pharmacy technicians</u> to be elected in that <del>Electoral District</del><u>election</u>, the Registrar shall declare <del>any eligible</del><u>the qualified pharmacy technician</u> candidate(s) to be elected by acclamation and there <del>shall</del><u>will</u> be a supplementary <del>nomination</del><u>application, selection</u> and election process held in accordance with paragraph <del>5.24</del><u>5.21</u> in order to fill any remaining vacancies.</p> <p><u>5.11.4 If, after the deadline referred to in subparagraph 5.10.5, the number of pharmacists qualified as candidates for election is less than the number of pharmacists to be elected in that election, the Registrar shall declare the qualified pharmacist candidate(s) to be elected by acclamation and there will be a supplementary application, selection and election process held in accordance with paragraph 5.21 in order to fill any remaining vacancies.</u></p> <p><u>5.11.5 In the event of acclamation pursuant to this paragraph 5.11 in an election in which candidates will be elected to terms of varying lengths, the Registrar shall determine by lot which successful candidate will serve for which length of term. However, if subparagraph 5.11.3 or 5.11.4 is applicable, the candidate(s) elected by acclamation will serve the longer of the available terms.</u></p>	

Existing Clause	Proposed New Clause	Rationale
<p><b>5.14 Registrar’s Electoral Duties.</b></p> <p>5.14.1 The Registrar shall supervise and administer the election of candidates and for the purpose of carrying out that duty, the Registrar may:</p> <ul style="list-style-type: none"> <li>(a) appoint returning officers or scrutineers;</li> <li>(b) establish a deadline for the receipt of ballots;</li> <li>(c) establish reasonable safeguards to ensure that the person voting is entitled to vote;</li> <li>(d) ensure electronic communication and voting processes are reliable and secure;</li> <li>(e) establish procedures for the counting and verification of ballots;</li> <li>(f) provide for the notification of all candidates and Members of the results of the election; and</li> <li>(g) provide for the destruction of ballots or the destruction of the record of ballots following an election.</li> </ul> <p>5.14.2 No later than twenty-one (21) days before the date of an election, the Registrar shall provide to every Member eligible to vote in an Electoral District in which an election is to take place a list of the candidates in the Electoral District, secure access to a ballot, and an explanation of the voting procedures as set out in this By-Law.</p>	<p><b>5.142 Registrar’s Electoral Duties.</b></p> <p><u>5.142.1</u>The Registrar shall supervise and administer the election of candidates and for the purpose of carrying out that duty, the Registrar <del>may</del><u>shall</u>:</p> <ul style="list-style-type: none"> <li>(a) appoint returning officers or scrutineers;</li> <li>(b) establish a deadline for the receipt of ballots;</li> <li>(c) establish reasonable safeguards to ensure that the person voting is entitled to vote;</li> <li>(d) ensure electronic communication and voting processes are reliable and secure;</li> <li>(e) establish procedures for the counting and verification of ballots; <u>and</u></li> <li>(f) provide for the notification of all candidates and <del>Members</del><u>Registrants</u> of the results of the election; <del>and</del>.</li> <li><del>(g) — provide for the destruction of ballots or the destruction of the record of ballots following an election.</del></li> </ul> <p><u>5.142.2</u>No later than twenty-one (21) days before the date of an election, the Registrar shall provide to every <del>Member</del><u>Registrant</u> eligible to vote <del>in an Electoral District in which an election is to take place</del>-a list of the candidates <del>in the Electoral District</del>, secure access to a ballot, and an explanation of the voting procedures as set out in this By-Law.</p>	<p>Some instances of “may”, “will” and “shall” were amended for consistency. Amendments were also made to reflect that the College uses electronic voting so there are no physical ballots.</p>
<p><b>5.16 Ballots.</b></p> <p>5.16.1 The names of the candidates properly nominated in the Electoral District in which an election is to take place, and who have not withdrawn their candidacy by the deadline for so doing, shall appear on the ballot.</p> <p>5.16.2 The Registrar shall prepare a list of the voting Members for each Electoral District in which the number of candidates is</p>	<p><b>5.164 Ballots.</b></p> <p>5.164.1 The names of the candidates <del>properly nominated in the Electoral District in which an election is to take place,</del> <del>and</del> who have not withdrawn their <del>candidacy</del><u>candidacies</u> by the deadline for so doing, <del>shall</del> <u>will</u> appear on the ballot.</p> <p>5.164.2 The Registrar shall prepare a list of the voting <del>Members for each Electoral District in which the number of</del></p>	<p>Amended to reflect that there will no longer be Electoral Districts.</p>

Existing Clause	Proposed New Clause	Rationale
<p>greater than the number of Members to be elected.</p> <p>5.16.3 A Member who is eligible to vote and who does not receive, or loses, his or her secure access to a ballot may apply to the Registrar for replacement secure access to a ballot and the Registrar shall provide the Member with a replacement.</p>	<p><del>candidates is greater than the number of Members to be elected</del><u>Registrants</u>.</p> <p>5.16.3 A <del>Member</del><u>Registrant</u> who is eligible to vote and who does not receive, or loses, his or her secure access to a ballot may apply to the Registrar for replacement secure access to a ballot and the Registrar shall provide the <del>Member</del><u>Registrant</u> with a replacement.</p>	
<p><b>5.17 Voting.</b></p> <p>5.17.1 A ballot shall clearly indicate the candidate of the voting Member's choice and shall be submitted so that it is received not later than 5:00 p.m. on the day of the election.</p> <p>5.17.2 For each ballot cast, the scrutineers shall ascertain that the voting Member is eligible to vote according to the list prepared by the Registrar.</p> <p>5.17.3 The votes shall be counted or verified by the scrutineers at the head office of the College on the day following the election.</p> <p>5.17.4 The verification of the votes shall be conducted in such a manner that no person shall know for whom any voting Member has voted.</p> <p>5.17.5 The only persons permitted to be present during the verification shall be the scrutineers, the Registrar, such staff of the College as the Registrar authorizes, and the candidates. A candidate may appoint one (1) person to represent the candidate at the verification.</p> <p>5.17.6 If the scrutineers cannot agree on any matter relating to the verification, the matter shall be decided by the Registrar.</p> <p>5.17.7 Upon completing the verification, the scrutineers shall prepare for each Electoral District a return, in duplicate, setting out the number of votes cast for each candidate and the number</p>	<p><b>5.17.5 Voting.</b></p> <p>5.16.1 A ballot shall clearly indicate the <del>candidate</del><u>candidates</u> of the voting <del>Member</del><u>Registrant</u>'s choice and shall be submitted so that it is received not later than 5:00 p.m. on the day of the election.</p> <p>5.17.2 <del>For each ballot cast, the</del><u>The</u> scrutineers shall ascertain that <del>the</del><u>each</u> voting <del>Member</del><u>Registrant</u> is eligible to vote according to the list prepared by the Registrar.</p> <p>5.17.3 The <del>votes</del><u>scrutineers</u> shall <del>be counted or verified</del><u>by verify</u> the <del>scrutineers</del><u>votes</u> at the head office of the College on the day following the election.</p> <p>5.17.4 The verification of the votes <u>by the scrutineers</u> shall be conducted in such a manner that no person <del>shall</del><u>will</u> know for whom any voting <del>Member</del><u>Registrant</u> has voted.</p> <p>5.17.5 The only persons permitted to be present during the verification <del>shall</del><u>will</u> be the scrutineers, the Registrar, such staff of the College as the Registrar authorizes, and the candidates. A candidate may appoint one (1) person to represent the candidate at the verification.</p> <p>5.17.6 If the scrutineers cannot agree on any matter relating to the verification, the matter shall be decided by the Registrar.</p> <p>5.17.7 Upon completing the verification, the scrutineers</p>	<p>Amended to reflect that the College uses electronic voting.</p>

Existing Clause	Proposed New Clause	Rationale
<p>of spoiled ballots. The returns shall be filed with the Registrar for each Electoral District.</p> <p>5.17.8 In an election where only one candidate is to be elected, the successful candidate is the eligible candidate with the highest number of votes.</p> <p>5.17.9 In an election where more than one candidate is to be elected, the successful candidates are those eligible candidates with the highest and next highest number of votes and so on until the number of successful candidates equals the number of persons to be elected in that election.</p> <p>5.17.10 Upon receiving the returns from the scrutineers, the Registrar shall declare the candidate(s) who received the largest number of votes in each Electoral District in accordance with subparagraphs 5.17.8 and 5.17.9 to be elected as members of the Council, and shall notify each candidate of the election results.</p> <p>5.17.11 The Registrar shall retain the ballots or the records of the ballots for thirty (30) days from the date the votes were counted and shall then destroy the ballots or the records of the ballots unless a candidate requests a recount.</p>	<p>shall prepare <del>for each Electoral District a return, in duplicate, setting out the number of votes cast for each candidate and the number of spoiled ballots. The returns shall be filed</del> <u>a return and file the return</u> with the Registrar <del>for each Electoral District.</del></p> <p><del>5.17.8 In an election where only one candidate is to be elected, the successful candidate is the eligible candidate with the highest number of votes.</del></p> <p>5.17<u>5</u>.<del>9</del><u>8</u> The successful <u>pharmacist</u> candidates <del>are</del> <u>in an election will be</u> those <del>eligible candidates</del> with the highest and next highest number of votes and so on until the number of successful <u>pharmacist</u> candidates equals the number of <del>persons</del> <u>pharmacists</u> to be elected in that election.</p> <p>5.17<u>5</u>.<del>10</del><u>9</u> <u>The successful pharmacy technician candidate in an election where one pharmacy technician is to be elected will be the one with the highest number of votes. If more than one (1) pharmacy technician is to be elected in an election, the successful pharmacy technician candidates will be those with the highest and next highest number of votes until all positions are filled.</u></p> <p>5.17<u>5</u>.10 Upon receiving the returns from the scrutineers, the Registrar shall declare the <del>candidate(s) who received the largest number of votes in each Electoral District</del> <u>pharmacists who were successful</u> in accordance with <del>subparagraphs 5.17.8 and 5.17.9</del> <u>subparagraph 5.15.8 to be elected as Elected Directors and shall declare that the pharmacy technician or technicians who were successful in accordance with subparagraph 5.15.9 to be elected as</u> <del>members of the Council</del> <u>Elected Director(s)</u>, and shall notify each candidate of the election results.</p> <p><del>5.17.11 The Registrar shall retain the ballots or the records of the ballots for thirty (30) days from the date the votes were counted and shall then destroy the ballots or the records of</del></p>	

Existing Clause	Proposed New Clause	Rationale
<p><b>5.18 Number of Votes to be Cast.</b></p> <p>5.18.1 In any election in an Electoral District in which a Member is eligible to vote, a Member may cast as many votes as there are members of Council to be elected in that Electoral District in that election.</p> <p>5.18.2 A Member shall not cast more than one vote for any one candidate.</p>	<p><del>the ballots unless a candidate requests a recount.</del></p> <p><b>5.186 Number of Votes to be Cast.</b></p> <p>5.186.1 In <del>any election in an Electoral District in which a Member is eligible to vote, a Member may cast as many votes as there are members of Council to be elected in that Electoral District in that election.</del> <u>the election to be held in August 2020, each Registrant may vote for up to five (5) pharmacist candidates and up to two (2) pharmacy technician candidates.</u></p> <p><del>5.18.2 A Member shall not cast more than one vote for any one candidate.</del></p> <p><u>5.16.2 In each annual election beginning in August 2021, each Registrant may vote for up to the number of pharmacy technician candidates as there are pharmacy technician vacancies on the Board and for up to the number of pharmacist candidates as there are pharmacist vacancies on the Board.</u></p>	<p>Amended to reflect that there will no longer be Electoral Districts.</p>
<p><b>5.20 Recounts.</b></p> <p>5.20.1 A candidate may make a written request to the Registrar for a recount, no more than thirty (30) days after the date of an election, upon paying the election recount fee to the Registrar.</p> <p>5.20.2 If a recount is requested, the Registrar shall appoint a time and place for the recount. The Registrar shall hold the recount no more than fifteen (15) days after receiving the request.</p> <p>5.20.3 The recount shall be conducted in the same manner as the original counting and verification of votes, except that the votes shall be counted and verified by two (2) persons appointed by the President, and who were not scrutineers in the election.</p> <p>5.20.4 The candidate may be present for the recount.</p> <p>5.20.5 The election recount fee shall be refunded to the</p>	<p><del>Deleted.</del></p>	<p>Amended to reflect that the College uses electronic voting.</p>

Existing Clause	Proposed New Clause	Rationale
<p>candidate if the outcome of the election is changed in his or her favour as a result of the recount.</p>		
<p><b>5.22 Conduct of Council Members.</b></p> <p>5.22.1 An elected member of Council is automatically disqualified from sitting on Council if the elected member of Council:</p> <p>(a) is found to have committed an act of professional misconduct or is found to be incompetent by a panel of the Discipline Committee; or</p> <p>(b) is found to be an incapacitated Member by a panel of the Fitness to Practise Committee.</p> <p>5.22.2 The grounds for taking formal governance action against a member of Council are where the Council member:</p> <p>(a) fails, without cause, to attend three (3) consecutive meetings of Council;</p> <p>(b) fails, without cause, to attend three (3) consecutive meetings of a Committee of which he or she is a member, or fails without cause to attend a scheduled hearing or review conducted by a panel to which he or she was appointed;</p> <p>(c) in the case of an elected member of Council, ceases to practise or reside in the Electoral District to which the member of Council was elected;</p> <p>(d) is in default of payment of any fees prescribed in the By-Laws;</p> <p>(e) is or becomes an employee, officer or director of a Professional Advocacy Association; (however, for greater certainty, a member of Council shall not be disqualified by reason of serving on an association or organization to which he or she has been appointed by the Council as a representative of the College);</p>	<p><b>5. <del>22</del>19 Conduct of <del>Council Members</del> <u>Directors</u>.</b></p> <p>5. <del>22</del>19.1 An <del>elected member of Council</del> <u>Elected Director</u> is automatically disqualified from sitting on <del>Council</del> <u>the Board</u> if the <del>elected member of Council</del> <u>Elected Director</u>:</p> <p>(a) is found to have committed an act of professional misconduct or is found to be incompetent by a panel of the Discipline Committee; or</p> <p>(b) is found to be an incapacitated <del>Member</del> <u>Registrant</u> by a panel of the Fitness to Practise Committee.</p> <p>5. <del>22</del>19.2 <del>The grounds for taking formal</del> <u>Formal</u> governance action <u>may be taken</u> against a <del>member of Council</del> <u>are</u> <u>Director, in accordance with subparagraphs 5.19.3</u>, where the <del>Council member</del> <u>Director</u>:</p> <p>(a) fails, <u>or does not make himself or herself available</u>, without cause, to attend three (3) consecutive meetings of <del>Council</del> <u>the Board</u>;</p> <p>(b) fails, <u>or does not make himself or herself available</u>, without cause, to attend three (3) consecutive meetings of a Committee of which he or she is a member, or fails without cause to attend a scheduled hearing or review conducted by a panel to which he or she was appointed;</p> <p>(c) <del>in the case of an elected member of Council, ceases to practise or reside in the Electoral District to which the member of Council was elected;</del> <u>fails, or does not make himself or herself available, without cause, to attend Director education and evaluation activities hosted by the College from time to time</u>;</p> <p>(d) is in default of payment of any fees prescribed in the</p>	<p>Amended to reflect clear expectations of both individuals and committees regarding situations of disqualifications and concern/complaint situations.</p>

Existing Clause	Proposed New Clause	Rationale
<p>(f) in the case of a dean of a faculty of pharmacy who is a Member,</p> <p>(i) is found to have committed an act of professional misconduct or is found to be incompetent by a panel of the Discipline Committee; or</p> <p>(ii) is found to be an incapacitated Member by a panel of the Fitness to Practise Committee;</p> <p>(g) initiates litigation against the College, the Council, a committee of the Council or a panel of a committee of the Council or any of its directors, officers, employees or agents; or</p> <p>(h) engages in conduct or an omission that is reasonably regarded by Council members as being disgraceful, dishonourable, unprofessional or unbecoming a Council member.</p> <p>5.22.3 The following procedure shall be followed when taking formal governance action:</p> <p>(a) a written complaint shall be filed with the Registrar. A complaint can be made by a member of the public, a Council member or Committee member or by the Registrar;</p> <p>(b) the Registrar shall disclose the complaint to the Council member and shall report the complaint to the President or the Vice-President who shall bring the complaint to the Executive Committee. If the Executive Committee is unable to address the complaint, it may appoint another Committee to fulfill its duties under subparagraph 5.22.3;</p> <p>(c) if the Executive or other Committee, after any inquiry it deems appropriate, concludes that the complaint warrants formal investigation, it shall appoint an independent third party, such as a retired Judge or a senior lawyer who does not otherwise act for the College, to conduct the investigation. In addition to any other investigative steps, the independent third party shall notify the</p>	<p>By-Laws;</p> <p>(e) is or becomes an employee, officer or director of a Professional Advocacy Association; (however, for greater certainty, a <del>member of Council</del> <u>Director</u> shall not be disqualified by reason of serving on an association or organization to which he or she has been appointed by the <del>Council</del> <u>Board</u> as a representative of the College);</p> <p>(f) in the case of a dean of a faculty of pharmacy who is a <del>Member</del> <u>Registrant</u>,</p> <p>(i) is found to have committed an act of professional misconduct or is found to be incompetent by a panel of the Discipline Committee; or</p> <p>(ii) is found to be an incapacitated <del>Member</del> <u>Registrant</u> by a panel of the Fitness to Practise Committee;</p> <p>(g) initiates litigation against the College, the <del>Council, a committee of the Council or a panel of a committee of the Council</del> <u>Board, a Committee</u> or any of <del>its directors, the College's</del> officers, employees or agents; or</p> <p>(h) engages in conduct or an omission that is reasonably regarded by <del>Council members</del> <u>the Board</u> as being disgraceful, dishonourable, unprofessional or unbecoming a <del>Council member</del> <u>Director</u>.</p> <p>5. <del>22</del> <u>19</u>.3 <del>The</del> <u>In the event of a concern or complaint regarding the conduct of a Director, the</u> following procedure shall be followed <del>when taking formal governance action:</del></p> <p>(a) <del>a written</del> <u>the person raising the concern or</u> complaint shall <del>be filed with the Registrar. A complaint can be made by a member of the public, a Council member or Committee member or by the Registrar</del> <u>report it to any of the Past-Chair, the Chair, the Registrar or the Vice-Chair who shall bring the concern or complaint to the Governance Committee. The</u></p>	<p>Revised to refer to new governance oversight committee structure.</p>

Existing Clause	Proposed New Clause	Rationale
<p>Council member of the complaint and of his or her right to retain a lawyer and shall provide an opportunity for the Council member to respond to the complaint;</p> <p>(d) as soon as feasible, the independent third party shall report the results of the investigation in writing to the Executive or other Committee and to the Council member. The report shall include the independent third party's findings of fact and his or her opinion as to whether grounds for taking formal governance action against the Council member set out in subparagraph 5.22.2 have been met and, if so, the apparent significance of the breach;</p> <p>(e) if the Executive or other Committee determines that formal governance action is warranted it shall be placed on the agenda of the next regular Council meeting unless a special meeting is called before then to address the matter. Participation in the investigation and referral process does not render the members of the Executive or other Committee ineligible to participate and vote on the matter at Council;</p> <p>(f) before taking formal governance action, Council shall afford the Council member an opportunity to address the Council for a period of time permitted by the Council of no less than one hour. However, the Council member shall not take part in the deliberation or vote;</p> <p>(g) council shall determine whether grounds for taking formal governance action against the Council member set out in subparagraph 5.22.2 have been met and, if so, whether the breach warrants the imposition of a governance sanction;</p> <p>(h) the determination that grounds for taking formal governance action against the Council member set out in subparagraph 5.22.2 have been met and the determination to impose a formal governance sanction must be approved by a vote of at least two-thirds (2/3) of the Council members eligible</p>	<p><u>concern or complaint will also be disclosed to the Director in question;</u></p> <p>(b) <del>the Registrar shall disclose the complaint to the Council member and shall report the complaint to the President or the Vice-President who shall bring the complaint to the Executive Committee. If the Executive</del> <u>if the Governance</u> Committee is unable to address the <u>concern or</u> complaint, <del>it</del> <u>the Executive Committee</u> may appoint another Committee to fulfill <del>its</del> <u>the Governance Committee's</u> duties under subparagraph <del>5.22.3;5.19.3</del> <u>or perform such duties itself;</u></p> <p>(c) if the <del>Executive</del> <u>Governance Committee</u> or other Committee, after any inquiry it deems appropriate, concludes that the <u>concern or</u> complaint warrants formal investigation, it shall appoint an independent third party, such as a retired Judge or a senior lawyer who does not otherwise act for the College, to conduct the investigation. In addition to any other investigative steps, the independent third party shall notify the <del>Council member of the complaint and</del> <u>Director</u> of his or her right to retain a lawyer and shall provide an opportunity for the <del>Council member</del> <u>Director</u> to respond to the <u>concern or</u> complaint;</p> <p>(d) as soon as feasible, the independent third party shall report the results of the investigation in writing to the <del>Executive</del> <u>Governance Committee</u> or other Committee and to the <del>Council member</del> <u>Director</u>. The report shall include the independent third party's findings of fact and his or her opinion as to whether grounds for taking formal governance action against the <del>Council member</del> <u>Director</u> set out in subparagraph <del>5.22.25.19.2</del> <u>5.22.25.19.2</u> have been met and, if so, the apparent significance of the breach;</p> <p>(e) <u>if the Executive</u> <u>Governance Committee</u> or other Committee determines that formal governance action is warranted it shall be placed on the agenda of the next regular</p>	

Existing Clause	Proposed New Clause	Rationale
<p>to vote. The vote shall be a recorded vote;</p> <p>(i) the formal governance sanction imposed by the Council may include one or more of the following:</p> <p>(i) censure of the Council member verbally or in writing;</p> <p>(ii) disqualification of an elected member of Council from the Council;</p> <p>(iii) sending a copy of the independent third party's report and the Council's determination to the Ministry of Health and Long Term Care respecting a person appointed by the Lieutenant Governor in Council; or</p> <p>(iv) sending a copy of the independent third party's report and the Council's determination to the applicable Ontario university respecting a Council member who is a dean of a faculty of pharmacy; and</p> <p>(j) where Council determines that grounds for taking formal governance action against the Council member set out in subparagraph 5.22.2 have not been met and that formal governance action is not warranted, Council may direct the College to reimburse the Council member for all or part of the Council member's legal expenses.</p> <p>5.22.4 An elected member of Council who is disqualified from sitting on the Council is thereby removed from Council and ceases to be a member of Council.</p>	<p><del>Council</del> <u>Board</u> meeting unless a special meeting is called before then to address the matter. Participation in the investigation and referral process does not render the members of the <del>Executive Governance Committee</del> or other Committee ineligible to participate and vote on the matter at <del>Council</del> <u>the Board</u>;</p> <p>(f) before <del>taking</del> <u>the Board decides whether to take</u> formal governance action, <del>Council</del> <u>the Director</u> shall <del>afford the Council member</del> <u>be afforded</u> an opportunity to address the <del>Council</del> <u>Board</u> for a period of <del>time permitted by the Council of</del> no less than one <del>(1)</del> <u>(1)</u> hour. <del>However, the Council member</del> <u>The Director</u> shall not take part in the deliberation or vote;</p> <p>(g) <del>council</del> <u>the Board</u> shall determine whether grounds for taking formal governance action against the <del>Council member</del> <u>Director</u> set out in subparagraph <del>5.22.25.19.2</del> have been met and, if so, whether the breach warrants the imposition of a governance sanction;</p> <p>(h) the determination that grounds for taking formal governance action against the <del>Council member</del> <u>Director</u> set out in subparagraph <del>5.22.25.19.2</del> have been met and the determination to impose a formal governance sanction <u>pursuant to subparagraph 5.19.4</u> must be approved by a vote of at least two-thirds <del>(2/3)</del> of the <del>Council members</del> <u>Directors</u> eligible to vote. The vote <del>shall</del> <u>will</u> be a recorded vote; <u>and</u></p> <p><u>(i) <del>(j)</del> where <del>Council</del> the Board determines that grounds for taking formal governance action against the <del>Council member</del> Director set out in subparagraph <del>5.22.25.19.2</del> have not been met and that formal governance action is not warranted, <del>Council</del> the Board may direct the College to reimburse the <del>Council member</del> Director for all or part of the <del>Council member's</del> Director's legal expenses.</u></p> <p><u>5.19.4 <del>(j)</del> the</u>The formal governance sanction imposed by the <del>Council</del> <u>Board</u> under subparagraph 5.20.3(h) may include one or</p>	

Existing Clause	Proposed New Clause	Rationale
	<p>more of the following:</p> <p>(i) censure of the <del>Council member</del><u>Director</u> verbally or in writing;</p> <p>(ii) disqualification of an <del>elected member of Council</del><u>Elected Director</u> from the <del>Council</del><u>Board</u>;</p> <p>(iii) <u>where the Director is a Public Director</u>, sending a copy of the independent third party's report and the <del>Council</del><u>Board</u>'s determination to the Ministry of Health <del>and Long Term Care respecting a person appointed by the Lieutenant Governor in Council</del>; or</p> <p>(iv) <u>where the Director is a dean of a faculty of pharmacy</u>, sending a copy of the independent third party's report and the <del>Council</del><u>Board</u>'s determination to the applicable Ontario university <del>respecting a Council member who is a dean of a faculty of pharmacy</del>; and.</p> <p><del>5.22</del><u>19.45</u> An <del>elected member of Council</del><u>Elected Director</u> who is disqualified from sitting on the <del>Council</del><u>Board</u> is thereby removed from <del>Council</del><u>the Board</u> and ceases to be a <del>member of Council</del><u>Director</u>.</p>	
<p><b>5.23 Filling of Vacancies.</b></p> <p>5.23.1 Upon the proclamation of section 30 of Schedule 5 (<i>Regulated Health Professions Act, 1991</i>) to the <i>Protecting Patients Act</i> by the Lieutenant Governor, the provisions of this paragraph 5.23 shall be subject to any provisions of the <i>RHPA Regulations</i> respecting the filling of vacancies arising on Council.</p> <p>5.23.2 If the seat of an elected member of Council becomes vacant not more than twelve (12) months before the expiry of the term of office of that elected member of Council, the Council may:</p>	<p><del>5.23</del><u>20</u> <b>Filling of Vacancies.</b></p> <p>5.2<u>3</u><u>0</u>.1 Upon the proclamation of section 30 of Schedule 5 (<i>Regulated Health Professions Act, 1991</i>) to the <i>Protecting Patients Act</i> by the Lieutenant Governor, the provisions of this paragraph <del>5.23 shall</del><u>5.20 will</u> be subject to any provisions of the <i>RHPA Regulations</i> respecting the filling of vacancies arising on <del>Council</del><u>the Board</u>.</p> <p>5.2<u>3</u><u>0</u>.2 If the <u>seat position</u> of an <del>elected member of Council</del><u>Elected Director</u> becomes vacant not more than twelve (12) months before the expiry of the term of office of that <del>elected member of Council</del><u>Elected Director</u>, the <del>Council</del><u>Board</u> may:</p>	<p>With the proposed reduction in Board size (to nine Elected Directors), a vacant position can only be left vacant if it will not bring the Board to less than nine Elected Directors, otherwise the Board will not be properly constituted.</p>

Existing Clause	Proposed New Clause	Rationale
<p>(a) leave the seat vacant; or</p> <p>(b) direct the Registrar to hold a by-election in accordance with this By-Law for the Electoral District in which the elected member of Council sat.</p> <p>5.23.3 If the seat of an elected member of Council becomes vacant more than twelve (12) months before the expiry of the term of office of that member of Council, the Council shall direct the Registrar to hold a by-election for the Electoral District in which the elected member of Council sat.</p> <p>5.23.4 The provisions of this By-Law that apply to the conduct of elections shall apply to the conduct of by-elections, with all necessary modifications.</p> <p>5.23.5 The term of office of a member of Council elected in a by-election under subparagraph</p> <p>5.23.2 or 5.23.3 shall commence upon acclamation or election and shall continue until the term of office of the former member of Council would have expired.</p>	<p>(a) leave the <del>seat vacant; or</del> <u>position vacant, if the number of Elected Director remaining on the Board is nine (9) or more;</u></p> <p><u>(b) declare the eligible Registrant with the next highest number of votes in the election immediately prior to the vacancy who was not elected to be acclaimed to the vacant position; or</u></p> <p><del>(b)</del> <u>(c)</u> direct the Registrar to hold a by-election in accordance with this By-Law for <del>the Electoral District in which the elected member of Council sat.</del> <u>an Elected Director who meets the criteria of the Director Profile for the election immediately prior to the vacancy, except if the by-election is held at the same time as an annual election, in which case the Director Profile developed for that annual election will apply.</u></p> <p>5.23<u>0</u>.3 If the <del>seat</del> <u>position</u> of an <del>elected member of Council</del> <u>Elected Director</u> becomes vacant more than twelve (12) months before the expiry of the term of office of that <del>member of Council, the Council shall direct the Registrar to hold a by-election for the Electoral District in which the elected member of Council sat.</del> <u>Elected Director, the Board shall:</u></p> <p><u>(a) declare the eligible Registrant with the next highest number of votes in the election immediately prior to the vacancy who was not elected to be acclaimed to the vacant position; or</u></p> <p><u>(b) direct the Registrar to hold a by-election in accordance with this By-Law for an Elected Director who meets the criteria of the Director Profile for the election immediately prior to the vacancy, except if the by-election is held at the same time as an annual election, in which case the Director Profile developed for that annual election will apply.</u></p> <p>5.23<u>0</u>.4 The provisions of this By-Law that apply to the conduct of elections <del>shall</del> apply to the conduct of by-elections,</p>	

Existing Clause	Proposed New Clause	Rationale
	<p>with all necessary modifications.</p> <p>5.23<u>0</u>.5 The term of office of <del>a member of Council</del> <u>an Elected Director acclaimed or</u> elected in a by-election under subparagraph <del>5.23.2 or 5.23.3</del> <u>5.20.2 or 5.20.3</u> will commence upon acclamation or election and <del>shall</del> continue until the term of office of the former <del>member of Council</del> <u>Elected Director</u> would have expired.</p>	
<p><b>5.24 Supplementary Election Procedures.</b></p> <p>5.24.1 If no nominations are received in an Electoral District by the deadline referred to in subparagraph 5.12.5, or if the number of eligible candidates nominated for an Electoral District by the deadline is less than the number of members to be elected in that Electoral District, there shall be a supplementary election.</p> <p>5.24.2 The provisions of this By-Law that apply to the conduct of elections shall apply to the conduct of supplementary elections, with all necessary modifications.</p> <p>5.24.3 The term of office of a member of Council elected in a supplementary election under paragraph 5.24 shall commence upon acclamation or election and shall continue until the end of the term of office prescribed in paragraph 5.7 for a member elected in the Electoral District in which that member was elected.</p>	<p><b>5.24<u>1</u> Supplementary Election Procedures.</b></p> <p>5.24<u>1</u>.1 If <del>no nominations are received in an Electoral District</del> <u>the Screening Committee fails to identify a sufficient number of applicants who are qualified as candidates for election</u> by the deadline referred to in subparagraph <del>5.12.5, 5.10.5,</del> or if the number of eligible candidates <del>nominated for an Electoral District by the deadline</del> is less than the number of <del>members</del> <u>Elected Directors</u> to be elected <del>in that Electoral District</del>, there shall be a supplementary election.</p> <p>5.24<u>1</u>.2 The provisions of this By-Law that apply to the conduct of elections shall apply to the conduct of supplementary elections, with all necessary modifications.</p> <p>5.24<u>1</u>.3 The term of office of <del>a member of Council</del> <u>an Elected Director</u> elected in a supplementary election under paragraph <del>5.24 shall</del> <u>5.21 will</u> commence upon acclamation or election and <del>shall</del> continue until the end of the term of office <del>prescribed in paragraph 5.7 for a member elected in the Electoral District in which that member was elected</del> <u>that would have been held had a Director been elected to that position on the Board in the applicable August election.</u></p>	<p>Amended to reflect competency-based elections.</p>
<p><b>ARTICLE 6 - <u>BOARD MEETINGS</u> <del>OF COUNCIL</del></b></p>		
<p><b>6.1 Meetings of Council.</b></p> <p>...</p>	<p><b>6.1 Meetings of <del>Council</del> <u>the Board</u>.</b></p> <p>...</p>	

Existing Clause	Proposed New Clause	Rationale
6.1.8 Unless specifically provided for otherwise in the By-Law, any question arising at any meeting of the Council shall be determined by a majority of votes of members of Council present at the meeting and eligible to vote.	6.1.8 Unless specifically provided for otherwise in the By-Law, any question arising at any meeting of the <del>Council</del> <u>Board</u> shall be determined by a majority of votes of <del>members of Council</del> <u>Directors</u> present at the meeting and eligible to vote. <u>In the event of a tie vote, the Chair shall break the tie with an additional vote.</u>	
6.1.9 At the regular meetings of members of Council, the business shall include: (a) noting the names of the Council members present and absent; (b) approving the agenda; (c) notice of motions intended to be introduced; (d) motions, notice of which has been previously given; (e) inquiries; (f) reports of Committees and consideration thereof; (g) unfinished business from previous meetings; (h) items for the information of Council members; (i) any referral for formal governance action made under subparagraph 5.22.3; (j) other matters; and (k) adjournment.	6.1.9 At the regular meetings of <del>members of Council</del> <u>the Board</u> , the business shall include: <u>such matters as are set out in an agenda to be approved by the Board.</u> <del>(a) — noting the names of the Council members present and absent;</del> <del>(b) — approving the agenda;</del> <del>(c) — notice of motions intended to be introduced;</del> <del>(d) — motions, notice of which has been previously given;</del> <del>(e) — inquiries;</del> <del>(f) — reports of Committees and consideration thereof;</del> <del>(g) — unfinished business from previous meetings;</del> <del>(h) — items for the information of Council members;</del> <del>(i) — any referral for formal governance action made under subparagraph 5.22.3;</del> <del>(j) — other matters; and</del> <del>(k) — adjournment.</del>	Amended to provide greater flexibility and because several of the enumerated items were not taking place at meetings.
6.1.10 An item of business may be excluded only with the consent of two-thirds (2/3rds) of the members of Council present at a meeting and eligible to vote.	<del>Deleted.</del>	No longer needed with the amendment proposed for subparagraph 6.1.9.
6.1.11 A Council member may place any item that can properly be discussed by Council on the Council agenda by making a notice of motion. Notices of all motions intended to be	6.1.11 A <del>Council member</del> <u>Director</u> may place any item that can properly be discussed by <del>Council</del> <u>the Board</u> on the <del>Council</del> <u>Board</u> agenda by making a notice of motion. Notices of	

Existing Clause	Proposed New Clause	Rationale
<p>introduced shall be given in writing at a meeting of the Council on a day previous to the discussion or vote thereon unless this requirement is dispensed with by a vote of at least two-thirds (2/3rds) of all the members of Council present at the meeting and eligible to vote.</p>	<p>all motions intended to be introduced shall be given in writing, <u>seconded, and given to the Chair before being considered</u> at a meeting of the <del>Council</del> <u>Board</u> on a day previous to the discussion or vote unless this requirement is dispensed with by a vote of at least two-thirds <del>(2/3rds)</del> of all <del>the members of Council</del> <u>Directors</u> present at the meeting and eligible to vote.</p>	
<p><b>6.2 Meetings Held By Technological Means.</b></p> <p>6.2.1 If two-thirds (2/3rds) of all members of Council, or of a Committee (as the case requires) who are eligible to vote consent thereto generally or in respect of a particular meeting, and each has adequate access, members of Council or of a Committee may participate in a meeting of, respectively, Council or of a Committee, by means of such conference telephone or other communications facilities as permit all persons participating in the meeting to hear each other, and a member of Council or of a Committee participating in such a meeting by such means is deemed to be present at the meeting.</p> <p>6.2.2 At the outset of each meeting referred to in paragraph 6.2.1, the Chair shall call roll to establish quorum and whenever votes are required. If the Chair is not satisfied that the meeting may proceed with adequate security and confidentiality, he or she shall adjourn the meeting to a predetermined date, time and place, unless a majority of the Council or Committee members (as the case may be) present at such meeting and eligible to vote otherwise require.</p>	<p><b>6.2 Meetings Held By Technological Means.</b></p> <p>6.2.1 If two-thirds <del>(2/3rds)</del> of all <u>Directors, or of</u> members of <del>Council, or of</del> a Committee (as the case requires), who are eligible to vote consent thereto generally or in respect of a particular meeting, and each has adequate access, <u>Directors or</u> members <del>of Council or</del> of a Committee may participate in a meeting of, respectively, <del>Council</del> <u>the Board</u> or of a Committee, by means of such conference telephone or other communications facilities as <del>permit</del> <u>permits</u> all persons participating in the meeting to hear each other, and a <u>Director or</u> member of <del>Council or of</del> a Committee participating in such a meeting by such means is deemed to be present at the meeting.</p> <p>6.2.2 At the outset of each meeting referred to in <del>paragraph 6.2.1, subparagraph 6.2.1,</del> the Chair shall call roll to establish quorum and whenever votes are required. If the Chair is not satisfied that the meeting may proceed with adequate security and confidentiality, he or she shall adjourn the meeting to a predetermined date, time and place, <del>unless a majority of the Council or Committee members (as the case may be) present at such meeting and eligible to vote otherwise require.</del></p>	
<b>ARTICLE 7 - REMUNERATION AND EXPENSES</b>		
<p><b>7.1 Remuneration and Expenses.</b></p> <p>7.1.1 When they are on official College business, members of Council and Committees, working groups and task forces, other than persons appointed by the Lieutenant Governor in Council,</p>	<p><b>7.1 Remuneration and Expenses.</b></p> <p><del>7.1.1</del> When they are on official College business, <del>members of Council and Committees,</del> <u>Directors and Committee members, and participants in</u> working groups and task forces, other than <del>persons appointed by the Lieutenant Governor in Council, shall</del></p>	<p>Remuneration and expenses will now be contained outside of the By-Law by resolution of the Board. Current remuneration will remain in place by resolution of Council, upon the new by-law coming into effect.</p>

Existing Clause	Proposed New Clause	Rationale
<p>shall be paid the following:</p> <p>(a) a travel allowance, which shall consist of a rate for distance traveled of 45 cents per kilometre; or air fare, bus or rail fare, plus transportation to and from air, bus or train terminals;</p> <p>(b) an expense allowance of \$300.00 for each day when out of the community in which the Council member resides;</p> <p>(c) an expense allowance of \$210.00 in lieu of the daily allowance described in subparagraph 7.1.1(b), whenever arrival is necessary the night prior to a scheduled meeting;</p> <p>(d) a daily expense allowance of \$165.00 when on College business in the community in which the Council member resides, which amounts include travel allowance.</p> <p>7.1.2 If the Council appoints a Member, other than a Council or Committee member, to represent the College at a meeting or conference, the Member shall be reimbursed for expenses incurred at the rate set out in subparagraph 7.1.1, plus registration fees, if applicable. The Member shall not accept reimbursement for expenses from any other body.</p> <p>7.1.3 An amount in excess of the amounts authorized under subparagraph 7.1.1 may be paid to a Council member or Committee member provided the amount was specifically included in the College budget for the year in which the expenses are incurred, or with the express, prior authorization of the Executive Committee.</p>	<p><del>be paid the following:</del> <u>Public Directors, will be paid and / or reimbursed for expenses in accordance with a policy made by a resolution of the Board.</u></p> <p><del>(a) a travel allowance, which shall consist of a rate for distance traveled of 45 cents per kilometre; or air fare, bus or rail fare, plus transportation to and from air, bus or train terminals;</del></p> <p><del>(b) an expense allowance of \$300.00 for each day when out of the community in which the Council member resides;</del></p> <p><del>(c) an expense allowance of \$210.00 in lieu of the daily allowance described in subparagraph 7.1.1(b), whenever arrival is necessary the night prior to a scheduled meeting;</del></p> <p><del>(d) a daily expense allowance of \$165.00 when on College business in the community in which the Council member resides, which amounts include travel allowance.</del></p> <p><del>7.1.2 If the Council appoints a Member, other than a Council or Committee member, to represent the College at a meeting or conference, the Member shall be reimbursed for expenses incurred at the rate set out in subparagraph 7.1.1, plus registration fees, if applicable. The Member shall not accept reimbursement for expenses from any other body.</del></p> <p><del>7.1.3 An amount in excess of the amounts authorized under subparagraph 7.1.1 may be paid to a Council member or Committee member provided the amount was specifically included in the College budget for the year in which the expenses are incurred, or with the express, prior authorization of the Executive Committee.</del></p>	<p>A proposed new remuneration and expense framework will be considered by Council in March with the resolution to be passed at the June meeting to become effective the start of the 2020/2021 Council year.</p>
<p><b>ARTICLE 8 - COMMITTEES OF THE COLLEGE</b></p>		

Existing Clause	Proposed New Clause	Rationale
<p><b>8.3 Standing Committees.</b></p> <p>In addition to the Statutory Committees, the College shall establish the following standing Committees, the composition and duties of which are set out in this By-Law:</p> <p>8.3.1 Finance and Audit Committee;</p> <p>8.3.2 Elections Committee; and</p> <p>8.3.3 Drug Preparation Premises Committee.</p>	<p><b>8.3 Standing Committees.</b></p> <p>In addition to the Statutory Committees, the College shall establish the following standing Committees, the composition and duties of which are set out in this By-Law:</p> <p>8.3.1 Finance and Audit Committee;</p> <p>8.3.2 <u>Screening Committee</u>;</p> <p>8.3.3 <del>8.3.2 Elections</del><u>Governance</u> Committee; and</p> <p>8.3.<del>3</del><u>4</u> Drug Preparation Premises Committee.</p>	
<p><b>8.5 Reporting of Committees.</b></p> <p>All Committees, with the exception of the Discipline Committee and the Fitness to Practise Committee, shall report to the Council through the Executive Committee.</p>	<p><b>8.5 Reporting of Committees.</b></p> <p>All Committees, <del>with the exception of the Discipline Committee and the Fitness to Practise Committee,</del> shall report <del>to the Council through the Executive Committee.</del> <u>at least annually to the Board.</u></p>	<p>Given the separation of Board and Committees a reporting mechanism will be required to ensure understanding of Board philosophy.</p>
<p><b>8.6 Non-Council Committee Members.</b></p> <p>8.6.1 This paragraph 8.6 applies with respect to the appointment of Members who are not members of Council to a Committee.</p> <p>8.6.2 Subject to subparagraph 8.1.3, a Member is eligible for appointment to a Committee if, on the date of the appointment:</p> <p>(a) the Member holds a valid Certificate of Registration as a pharmacist or as a pharmacy technician;</p> <p>(b) the Member either practises or resides in Ontario;</p> <p>(c) the Member is not in default of payment of any fees prescribed in the By-Laws;</p> <p>(d) the Member has not been found to have committed an act of professional misconduct or is found to be incompetent by a panel of the Discipline Committee; or</p>	<p>See subparagraph 11.1.2. Portions of subparagraph 8.6.2 in green are contained in subparagraph 11.1.2 in the amended By-Law. Subparagraph 11.1.2 contains additional new provisions, shown in blue in that section.</p> <p><del><b>8.6 Non-Council Committee Members.</b></del></p> <p><del>8.6.1 This paragraph 8.6 applies with respect to the appointment of Members who are not members of Council to a Committee.</del></p> <p><del>8.6.2 Subject to subparagraph 8.1.3, a Member is eligible for appointment to a Committee if, on the date of the appointment:</del></p> <p><del>(a) the Member holds a valid Certificate of Registration as a pharmacist or as a pharmacy technician;</del></p> <p><del>(b) the Member either practises or resides in Ontario;</del></p> <p><del>(c) the Member is not in default of payment of any fees</del></p>	<p>Non-Council Committee Members have been renamed “Profession Committee Members”. Appointment is now dealt with in subparagraph 11.1. “Members” are referred to as “Registrants” in the amended By-Law.</p>

Existing Clause	Proposed New Clause	Rationale
<p>(e) the Member is not the subject of any disciplinary or incapacity proceeding;</p> <p>(f) the Member's Certificate of Registration has not been revoked or suspended in the six (6) years preceding the date of the appointment;</p> <p>(g) the Member's Certificate of Registration is not subject to a term, condition or limitation other than one prescribed by regulation;</p> <p>(h) the Member has not been disqualified from serving on Council or a Committee within the six (6) years immediately preceding the appointment;</p> <p>(i) the Member does not have a conflict of interest in respect of the Committee to which he or she is to be appointed; and</p> <p>(j) the Member is not the Owner or Designated Manager of a pharmacy that, within the six (6) years immediately preceding the appointment, has undergone a re-inspection, as a result of deficiencies noted in an initial inspection, for a third (3rd) time or more after the initial inspection.</p> <p>(k) the Member is not an employee, officer or director of a Professional Advocacy Association or, if the Member is such an employee, officer or director of a Professional Advocacy Association the Member gives an undertaking to resign from such position upon being appointed (however, for greater certainty, a member of a Committee shall not be ineligible by reason of serving on an association or organization to which he or she has been appointed by the Council as a representative of the College).</p>	<p><del>prescribed in the By-Laws;</del></p> <p><del>(d) the Member has not been found to have committed an act of professional misconduct or is found to be incompetent by a panel of the Discipline Committee; or</del></p> <p><del>(e) the Member is not the subject of any disciplinary or incapacity proceeding;</del></p> <p><del>(f) the Member's Certificate of Registration has not been revoked or suspended in the six (6) years preceding the date of the appointment;</del></p> <p><del>(g) the Member's Certificate of Registration is not subject to a term, condition or limitation other than one prescribed by regulation;</del></p> <p><del>(h) the Member has not been disqualified from serving on Council or a Committee within the six (6) years immediately preceding the appointment;</del></p> <p><del>(i) the Member does not have a conflict of interest in respect of the Committee to which he or she is to be appointed; and</del></p> <p><del>(j) the Member is not the Owner or Designated Manager of a pharmacy that, within the six (6) years immediately preceding the appointment, has undergone a re-inspection, as a result of deficiencies noted in an initial inspection, for a third (3rd) time or more after the initial inspection.</del></p> <p><del>(k) the Member is not an employee, officer or director of a Professional Advocacy Association or, if the Member is such an employee, officer or director of a Professional Advocacy Association the Member gives an undertaking to resign from such position upon being appointed (however, for greater certainty, a member of a Committee shall not be ineligible by reason of serving on an association or</del></p>	

Existing Clause	Proposed New Clause	Rationale
	<del>organization to which he or she has been appointed by the Council as a representative of the College).</del>	
<p><b>8.7 Appointment of Elections Committee.</b> The Elections Committee shall be formed at the last regular meeting of the Council preceding the annual election of members to the Council. The members of the Elections Committee shall be appointed by the President, subject to the approval of the Council. The Elections Committee shall appoint its own Chair. All appointments to the Elections Committee shall be for a term that expires at the last regular meeting of the Council preceding the next year's election.</p>	Deleted.	The Elections and Nominating Committees are replaced with a Screening and Governance Committees.
<p><b>8.8 Appointment of Drug Preparation Premises Committee.</b> The Drug Preparation Premises Committee shall be formed at the first regular meeting of Council after each annual August election and appointments to it shall be in accordance with paragraph 8.9.</p>	Deleted.	Appointment to all committees is addressed in Article 13. See paragraph 13.1.
<p><b>8.9 Appointments to Statutory and Standing Committees.</b> All Statutory and standing Committee appointments, with the exception of the Elections Committee, shall be made by the Council at the first regular meeting of Council after each annual August election, and shall be for a term that expires at the first regular meeting of Council after the following election. The appointments to all Statutory and standing Committees, with the exception of the Elections Committee, shall be made in the following manner:</p> <p>8.9.1 A Nominating Committee shall be formed on the first day of the Council meeting, consisting of the newly elected President and Vice-President, one (1) elected Council member and one (1) Council member appointed by the Lieutenant Governor in Council, such Committee members to be elected from among those Council members present. The Committee shall appoint its own Chair.</p>	<p>See paragraph 13.1. Portions of paragraph 8.9 in green are contained in paragraph 13.1 in the amended By-Law. The other sections of paragraph 8.9 have been deleted.</p> <p><del>8.9—Appointments to Statutory and Standing Committees. All Statutory and standing Committee appointments, with the exception of the Elections Committee, shall be made by the Council at the first regular meeting of Council after each annual August election, and shall be for a term that expires at the first regular meeting of Council after the following election. The appointments to all Statutory and standing Committees, with the exception of the Elections Committee, shall be made in the following manner:</del></p>	Appointment to all committees is addressed in Article 13. See paragraph 13.1.

Existing Clause	Proposed New Clause	Rationale
<p>8.9.2 The Elections Committee shall give its report, consisting of the names of all members of Council who have expressed interest or willingness to sit on or chair a Committee, to the Nominating Committee.</p> <p>8.9.3 The Nominating Committee shall nominate all eligible Council members who agree to sit on the Executive Committee and all eligible Council members who agree to chair the other Statutory Committees and standing Committees. The Chair of the Nominating Committee shall present the nominations to Council.</p>		
<p>8.9.4 Elections to the Executive Committee:</p> <p>(a) The President shall call for further nominations for the open positions on the Executive Committee;</p> <p>(b) Should the number of nominees who are Members match the number of open positions on the Executive Committee for members of the Council who are Members in accordance with the Committee composition provisions of this By-Law, all such nominees shall be declared appointed;</p> <p>(c) Should the number of nominees who are appointed by the Lieutenant Governor-in-Council match the number of open positions on the Executive Committee for members of the Council appointed by the Lieutenant Governor-in-Council in accordance with the Committee composition provisions of this By-Law, all such nominees shall be declared appointed; and</p> <p>(d) Should the number of nominees in either category exceed the number of open positions in that category, an election shall be held following the procedure in subparagraph 10.1.2(b). Should there be more than one open position in a category, Council members shall mark their ballots for up to the number of candidates that matches the number of open positions in the category. The candidate who received the fewest votes shall then</p>	<p>See subparagraph 12.1.4. Portions of subparagraph 8.9.4 in green are contained in subparagraph 12.1.4 in the amended By-Law.</p> <p><del>8.9.4</del> Elections to the Executive Committee:</p> <p><del>(a)</del> The President shall call for further nominations for the open positions on the Executive Committee;</p> <p><del>(b)</del> Should the number of nominees who are Members match the number of open positions on the Executive Committee for members of the Council who are Members in accordance with the Committee composition provisions of this By-Law, all such nominees shall be declared appointed;</p> <p><del>(c)</del> Should the number of nominees who are appointed by the Lieutenant Governor in Council match the number of open positions on the Executive Committee for members of the Council appointed by the Lieutenant Governor in Council in accordance with the Committee composition provisions of this By-Law, all such nominees shall be declared appointed; and</p> <p><del>(d)</del> Should the number of nominees in either category exceed the number of open positions in that category, an election shall be held following the procedure in subparagraph</p>	<p>Elections of officers and the Executive Committee are addressed in Article 12. The process will be led by the Governance Committee.</p>

Existing Clause	Proposed New Clause	Rationale
<p>be removed from the ballot, and the voting will continue until the number of candidates remaining matches the number of open positions in the category, and such candidates shall be declared appointed. Council members may only cast one vote per candidate on each ballot.</p>	<p><del>10.1.2(b). Should there be more than one open position in a category, Council members shall mark their ballots for up to the number of candidates that matches the number of open positions in the category. The candidate who received the fewest votes shall then be removed from the ballot, and the voting will continue until the number of candidates remaining matches the number of open positions in the category, and such candidates shall be declared appointed. Council members may only cast one vote per candidate on each ballot.</del></p>	
<p>8.9.5 The President shall call for further nominations from among the Council members for Chairs of the other Statutory Committees and of the standing Committees. If more than one person is nominated to serve as Chair of a Committee, an election shall be held following the procedure in subparagraph 10.1.2(b).</p> <p>8.9.6 The Nominating Committee shall confer with the newly elected Chair of each statutory and standing Committee to consider the appointment of the remaining members to that Committee in accordance with the Committee composition provisions of this By-Law. The Nominating Committee shall then prepare a report with respect to the proposed membership of each Committee, which the Chair of the Nominating Committee shall present to the Council for its approval. In making this report the Nominating Committee shall consider the benefits of having minimal overlap between the composition of the Executive Committee and the Finance and Audit Committee.</p>	<p>Deleted.</p>	<p>In the amended By-Law, Committees are appointed by the Board in accordance with paragraph 13.1, and Committees select their own chair in accordance with paragraph 13.3.</p>
<p><b>8.10 Disqualification, Vacancies and Term Limits of Committee Members.</b></p> <p>...</p> <p>8.10.2 The Council may disqualify a member of a Committee from sitting on the Committee if the member:</p> <p>(a) fails, without cause, to attend three (3) consecutive</p>	<p>Moved.</p>	<p>See subparagraph 14.1.2. The subsections of subparagraph 8.10.2 are repeated with minor amendments in subparagraph 14.1.2 of the amended By-Law, with some additions shown in blue.</p>

Existing Clause	Proposed New Clause	Rationale
<p>meetings of the Committee or of a subcommittee of which he or she is a member;</p> <p>(b) fails, without cause, to attend a scheduled hearing or review conducted by a panel to which he or she was appointed;</p> <p>(c) ceases to either practise or reside in Ontario;</p> <p>(d) is in default of payment of any fees prescribed in the By-Laws;</p> <p>(e) becomes an employee, officer or director of a Professional Advocacy Association (however, for greater certainty, a member of a Committee shall not be disqualified by reason of serving on an association or organization to which he or she has been appointed by the Council as a representative of the College);</p> <p>(f) breaches the provisions of the By-Laws, including the Schedules to the By-Laws, or the policies and procedures of the College in force at the relevant time; or</p> <p>(g) in the case of a member of Council who sits on a Committee, ceases to be a member of Council.</p> <p>8.10.3 A person who is disqualified under subparagraph 8.10.1 or 8.10.2 from sitting on a Committee is thereby removed from the Committee and ceases to be a member of the Committee and, subject to subparagraph 8.10.5, the President shall appoint a successor as soon after the disqualification as is feasible.</p> <p>8.10.4 The term of office of a person who is appointed as a successor to a Committee member under subparagraph 8.10.3 shall commence upon the appointment and shall continue until the term of office of the member of the Committee who is being replaced would have expired.</p> <p>8.10.5 A vacancy in the membership or chair of a Committee shall be filled by appointment made by the President. In the case of a vacancy in the membership of a Committee, the President</p>		

Existing Clause	Proposed New Clause	Rationale
<p>shall consult with the Chair of the Committee before making the appointment.</p> <p>8.10.6 Nothing in paragraph 8.10 prevents the Council, or the Executive Committee acting on its behalf, from adding members to or removing members from a Committee at any time for administrative or logistical reasons.</p>		
<b>ARTICLE 9 - COMPOSITION AND DUTIES OF STATUTORY AND STANDING COMMITTEES</b>		
<p><b>9.2 Composition of the Executive Committee.</b> The Executive Committee shall be composed of:</p> <p>9.2.1 the President and the Vice-President;</p> <p>9.2.2 the immediate past President if he or she is a current member of Council; and</p> <p>9.2.3 the minimum number of additional members of the Council as will ensure that the Committee consists of four members (4) of the Council who are Members and three (3) members of the Council who are appointed by the Lieutenant Governor in Council.</p>	<p><b>9.2 Composition of the Executive Committee.</b> The Executive Committee shall be composed of:</p> <p>9.2.1 the <del>President and the Vice-President</del> <u>Chair and the Vice-Chair, and three (3) additional Directors, one (1) of whom shall be an Elected Director and two (2) of whom shall be Public Directors.</u></p> <p><del>9.2.2—the immediate past President if he or she is a current member of Council; and</del></p> <p><del>9.2.3—the minimum number of additional members of the Council as will ensure that the Committee consists of four members (4) of the Council who are Members and three (3) members of the Council who are appointed by the Lieutenant Governor in Council.</del></p>	<p>Committee memberships have been amended to reflect the principals of reform.</p> <ol style="list-style-type: none"> <li>1) Smaller size</li> <li>2) Separation of Board and Committees as much as is allowed under the current statue as well as on standing Committees</li> <li>3) Addition of Lay Committee Appointees to ensure the public voice</li> </ol>
<p><b>9.4 Duties of the Executive Committee.</b> The Executive Committee shall:</p> <p>9.4.1 perform such functions as are assigned to it by statute or regulation;</p> <p>9.4.2 recommend to the Council proposals for changes to applicable statutes, regulations, By- Laws, policies and practices;</p> <p>9.4.3 submit an annual report to the Council in accordance with the Code;</p>	<p><b>9.4 Duties of the Executive Committee.</b> The Executive Committee shall:</p> <p>9.4.1 <del>perform such functions as are assigned to it by statute or regulation</del> <u>9.4.4 in accordance with section 12 (1) of the Code,</u> exercise all the powers and duties of the <del>Council</del> <u>Board</u> between <del>Council</del> <u>Board</u> meetings that, in the Committee’s opinion, <del>requires</del> <u>require</u> attention, other than the power to make, amend or revoke a regulation or <del>by-law.</del> <u>By-Law</u>;</p> <p>9.4.2 recommend to the <del>Council</del> <u>Board</u> proposals for changes</p>	

Existing Clause	Proposed New Clause	Rationale
<p>9.4.4 exercise all the powers and duties of the Council between Council meetings that, in the Committee’s opinion, requires attention, other than the power to make, amend or revoke a regulation or by-law.</p> <p>9.4.5 review correspondence and other documents relating to the policies of the College;</p> <p>9.4.6 receive reports from other Committees and report the activities of those Committees to Council at regular meetings of the Council;</p> <p>9.4.7 receive findings and recommendations from the Elections Committee pursuant to subparagraph 5.9.2, take such action in respect of the person who is the subject of the findings and recommendations as it deems appropriate, and report its decision to the Council;</p> <p>9.4.8 have the following financial authorities:</p> <p>(a) to approve all required operating expenditures not included in the operating budget, to a limit of \$20,000.00 per item, and \$100,000.00 in total per year;</p> <p>(b) to approve all required capital expenditures not included in the budget to a limit of \$100,000.00;</p> <p>(c) items over the limits prescribed in subparagraphs 9.4.8(a) and (b) above shall be referred to the Council;</p> <p>9.4.9 recommend general policy to the Council;</p> <p>9.4.10 ensure that the policies of the Council are carried out;</p> <p>9.4.11 report its activities, decisions and recommendations through the President at each meeting of the Council; and</p> <p>9.4.12 have the following authorities with respect to staff compensation:</p> <p>(a) annually, establish guidelines for the awarding of salary</p>	<p>to applicable statutes, regulations, By-<u>Laws, College policies and standards of practice</u>;</p> <p><del>9.4.3 submit an annual report to the Council in accordance with the Code;</del></p> <p>9.4.3 receive findings and recommendations from the <u>Elections Governance</u> Committee pursuant to subparagraph <u>5.9.2, 5.10.7</u>, take such action in respect of the person who is the subject of the findings and recommendations as it deems appropriate, and report its decision to the <u>Council Board</u>;</p> <p><del>9.4.5 review correspondence and other documents relating to the policies of the College;</del></p> <p><del>9.4.6 receive reports from other Committees and report the activities of those Committees to Council at regular meetings of the Council;</del></p> <p><del>9.4.8 have the following financial authorities:</del></p> <p><del>(a) —to approve all required operating expenditures not included in the operating budget, to a limit of \$20,000.00 per item, and \$100,000.00 in total per year;</del></p> <p><del>(b) —to approve all required capital expenditures not included in the budget to a limit of \$100,000.00;</del></p> <p><del>(c) —items over the limits prescribed in subparagraphs 9.4.8(a) and (b) above shall be referred to the Council;</del></p> <p><del>9.4.9—recommend general policy to the Council;</del></p> <p><del>9.4.9—recommend general policy to the Council;</del></p> <p>9.4.<del>10</del><u>4</u> ensure that the policies of the <u>Council Board</u> are carried out;</p> <p>9.4.<del>11</del><u>5</u> report its activities, decisions and recommendations through the <u>President Chair</u> at each meeting of the <u>Council Board</u>; and</p>	

Existing Clause	Proposed New Clause	Rationale
<p>increases to staff;</p> <p>(b) at least annually, review compensation for the Registrar; and</p> <p>(c) provide broad policy guidance to senior management on matters related to non-salary compensation and benefit programs for College staff.</p>	<p>9.4.<del>126</del> have the following authorities with respect to staff compensation:</p> <p>(a) annually, establish guidelines for the awarding of salary increases to staff;</p> <p>(b) at least annually, review compensation for the Registrar; and</p> <p>(c) provide broad policy guidance to senior management on matters related to non-salary compensation and benefit programs for College staff.</p>	
<p><b>9.5 Composition of the Registration Committee.</b> The Registration Committee shall be composed of:</p> <p>9.5.1 at least two (2) members of Council who are Members;</p> <p>9.5.2 at least two (2) members of Council appointed to the Council by the Lieutenant Governor in Council;</p> <p>9.5.3 at least one (1) Member who is not a member of Council;</p> <p>9.5.4 a dean of a faculty or school of a pharmacy program in Ontario that has been accredited by the Canadian Council for Accreditation of Pharmacy Programs, or his or her designate as approved by the Council; and</p> <p>9.5.5 a representative of a pharmacy technician program in Ontario that has been accredited by the Canadian Council for Accreditation of Pharmacy Programs.</p>	<p><b>9.5 Composition of the Registration Committee.</b></p> <p>The Registration Committee shall be composed of:</p> <p>9.5.1 <u>two (2) Public Directors;</u></p> <p>9.5.2 <del>at least two (2) members of Council who are Members;</del><u>five (5) or more Professional Committee Appointees;</u></p> <p><del>9.5.2—at least two (2) members of Council appointed to the Council by the Lieutenant Governor in Council;</del></p> <p><del>9.5.3—at least one (1) Member who is not a member of Council;</del></p> <p>9.5.<del>4</del><u>3</u> <u>at the discretion of the Governance Committee, one (1) or more Lay Committee Appointees;</u></p> <p>9.5.<del>5</del> a dean of a faculty or school of a pharmacy program in Ontario that has been accredited by the Canadian Council for Accreditation of Pharmacy Programs, or his or her designate as approved by the <del>Council</del><u>Board</u>; and</p> <p>9.5.<u>5</u> a representative of a pharmacy technician program in Ontario that has been accredited by the Canadian Council for Accreditation of Pharmacy Programs.</p>	
<p><b>9.6 Duties of the Registration Committee.</b> The</p>	<p><b>9.6 Duties of the Registration Committee.</b></p>	

Existing Clause	Proposed New Clause	Rationale
<p>Registration Committee shall:</p> <p>9.6.1 perform such functions as are assigned to it by statute or regulation;</p> <p>9.6.2 recommend to the Council, through the Executive Committee, changes to applicable statutes, regulations, By-Laws, policies and practices;</p> <p>9.6.3 submit an annual report to the Council in accordance with the Code;</p> <p>9.6.4 provide guidance to the Council on matters concerning registration, examinations and in- service training required prior to registration; and</p> <p>9.6.5 maintain familiarity with the accreditation standards that the Canadian Council for Accreditation of Pharmacy Programs sets for all pharmacy and pharmacy technician programs that it accredits.</p>	<p>9.6.1 The Registration Committee shall:</p> <p><u>(a) perform such functions as are assigned to it by statute or regulation; and</u></p> <p><del>9.6.2 recommend to the Council, through the Executive Committee, changes to applicable statutes, regulations, By-Laws, policies and practices;</del></p> <p><del>9.6.3 submit an annual report to the Council in accordance with the Code;</del></p> <p><del>9.6.4 provide guidance to the Council on matters concerning registration, examinations and in- service training required prior to registration; and</del></p> <p><u>(b) maintain familiarity with the accreditation standards that the Canadian Council for Accreditation of Pharmacy Programs sets for all pharmacy and pharmacy technician programs that it accredits.</u></p> <p><u>9.6.2 The Registration Committee may be required by the Board from time to time in the Board's discretion to:</u></p> <p><u>(a) recommend to the Board changes to applicable statutes, regulations, By-Laws, College policies and standards of practice; and</u></p> <p><u>(b) provide guidance to the Board on matters concerning registration, examinations and in-service training required prior to registration.</u></p>	
<p><b>9.7 Composition of the Inquiries, Complaints and Reports Committee.</b> The Inquiries, Complaints and Reports Committee shall be composed of:</p> <p>9.7.1 at least five (5) members of the Council who are Members;</p> <p>9.7.2 at least five (5) members of the Council appointed to the</p>	<p><b>9.7 Composition of the Inquiries, Complaints and Reports Committee.</b></p> <p>The Inquiries, Complaints and Reports Committee shall be composed of:</p> <p>9.7.1 <del>at least five (5) members of the Council who are Members;</del><u>all of the Public Directors; and</u></p>	

Existing Clause	Proposed New Clause	Rationale
<p>Council by the Lieutenant Governor in Council; and</p> <p>9.7.3 at least seven (7) Members who are not members of the Council.</p>	<p>9.7.2 <del>at least five (5) members of the Council appointed to the Council by the Lieutenant Governor in Council</del> <u>ten (10) or more Professional Committee Appointees.</u>; <del>and</del></p> <p><del>9.7.3—at least seven (7) Members who are not members of the Council.</del></p> <p>9.7.3 <u>at the discretion of the Governance Committee, one (1) or more Lay Committee Appointees.</u></p>	
<p><b>9.8 Duties of the Inquiries, Complaints and Reports Committee.</b> The Inquiries, Complaints and Reports Committee shall:</p> <p>9.8.1 perform such functions as are assigned to it by statute or regulation;</p> <p>9.8.2 recommend to the Council, through the Executive Committee, changes to applicable statutes, regulations, By-Laws, policies and practices;</p> <p>9.8.3 submit an annual report to the Council in accordance with the Code; and</p> <p>9.8.4 provide guidance to the Council on matters concerning investigations, complaints and reports.</p>	<p><b>9.8 Duties of the Inquiries, Complaints and Reports Committee.</b></p> <p>9.8.1 The Inquiries, Complaints and Reports Committee shall perform such functions as are assigned to it by statute or regulation;</p> <p>9.8.2 <u>The Inquiries, Complaints and Reports Committee may be required by the Board from time to time in the Board’s discretion to:</u></p> <p>(a) <del>9.8.2</del> recommend to the <del>Council, through the Executive Committee,</del> <u>Board</u> changes to applicable statutes, regulations, By-Laws, <u>College</u> policies and <del>practices;</del> <u>standards of practice;</u> <del>and</del></p> <p><del>9.8.3—submit an annual report to the Council in accordance with the Code; and</del></p> <p>(b) <del>provide guidance to the Council</del> <u>Board</u> on matters concerning investigations, complaints and reports.</p>	
<p><b>9.9 Composition of the Discipline Committee.</b> The Discipline Committee shall be composed of:</p> <p>9.9.1 at least six (6) members of the Council who are Members;</p> <p>9.9.2 at least six (6) members of the Council appointed to the Council by the Lieutenant Governor in Council; and</p>	<p><b>9.9 Composition of the Discipline Committee.</b></p> <p>The Discipline Committee shall be composed of:</p> <p>9.9.1 <del>at least six (6) members of the Council who are Members;</del> <u>all of the Elected Directors;</u></p> <p>9.9.2 <del>at least six (6) members of the Council appointed to the Council by the Lieutenant Governor in Council; and</del> <u>all of the</u></p>	

Existing Clause	Proposed New Clause	Rationale
<p>9.9.3 at least five (5) Members who are not members of the Council.</p>	<p><u>Public Directors except those who are on the Accreditation Committee;</u></p> <p>9.9.3 <del>at least five (5) Members</del><u>ten (10) or more Professional Committee Appointees</u> who are not <del>members of</del><u>on</u> the <del>Council</del><u>Accreditation Committee; and</u></p> <p>9.9.4 <u>at the discretion of the Governance Committee, one (1) or more Lay Committee Appointees who are not on the Accreditation Committee.</u></p>	
<p><b>9.10 Duties of the Discipline Committee.</b> The Discipline Committee shall:</p> <p>9.10.1 perform such functions as are assigned to it by statute or regulation;</p> <p>9.10.2 recommend to the Council, through the Executive Committee, changes to applicable statutes, regulations, By-Laws policies and practices;</p> <p>9.10.3 submit an annual report to the Council in accordance with the Code; and</p> <p>9.10.4 provide guidance to the Council on matters concerning discipline.</p>	<p><b>9.10 Duties of the Discipline Committee.</b></p> <p>9.10.1 The Discipline Committee shall perform such functions as are assigned to it by statute or regulation.</p> <p><u>9.10.2 The Discipline Committee may be required by the Board from time to time in the Board’s discretion to:</u></p> <p>(a) <del>9.10.2</del> recommend to the <del>Council, through the Executive Committee,</del><u>Board</u> changes to applicable statutes, regulations, By-Laws, <u>College</u> policies and <u>standards of</u> practices; <u>and</u></p> <p><del>9.10.3</del> <del>submit an annual report to the Council in accordance with the Code; and</del></p> <p>(b) <del>9.10.4</del> provide guidance to the <del>Council</del><u>Board</u> on matters concerning discipline.</p>	
<p><b>9.11 Composition of the Fitness to Practise Committee.</b> The Fitness to Practise Committee shall be composed of:</p> <p>9.11.1 at least two (2) members of the Council who are Members;</p> <p>9.11.2 at least two (2) members of the Council appointed to the Council by the Lieutenant Governor in Council; and</p> <p>9.11.3 at least one (1) Member who is not a member of Council.</p>	<p><b>9.11 Composition of the Fitness to Practise Committee.</b> The Fitness to Practise Committee shall be composed of:</p> <p>9.11.1 <del>at least two (2) members of the Council who are Members;</del><u>two (2) Public Directors;</u></p> <p><del>9.11.2</del> <del>at least two (2) members of the Council appointed to the Council by the Lieutenant Governor in Council; and</del></p> <p>9.11.2 <del>9.11.3</del> <del>at least one (1) Member who is not a member of Council.</del><u>two (2) or more Professional Committee Appointees; and</u></p>	

Existing Clause	Proposed New Clause	Rationale
	<a href="#">9.11.3 at the discretion of the Governance Committee, one (1) or more Lay Committee Appointees.</a>	
<p><b>9.12 Duties of the Fitness to Practise Committee.</b> The Fitness to Practise Committee shall:</p> <p>9.12.1 perform such functions as are assigned to it by statute or regulation;</p> <p>9.12.2 recommend to the Council, through the Executive Committee, changes to applicable statutes, regulations, By-Laws, policies and practices;</p> <p>9.12.3 submit an annual report to the Council in accordance with the Code; and</p> <p>9.12.4 provide guidance to the Council on matters concerning fitness to practise.</p>	<p><b>9.12 Duties of the Fitness to Practise Committee.</b></p> <p>9.12.1 The Fitness to Practise Committee shall perform such functions as are assigned to it by statute or regulation.</p> <p><a href="#">9.12.2 The Fitness to Practise Committee may be required by the Board from time to time in the Board’s discretion to:</a></p> <p>(a) <del>9.12.2</del> recommend to the <del>Council, through the Executive Committee,</del><a href="#">Board</a> changes to applicable statutes, regulations, By-Laws, <a href="#">College</a> policies and <del>practices;</del><a href="#">standards of practice;</a> and</p> <p><del>9.12.3 submit an annual report to the Council in accordance with the Code; and</del></p> <p>(b) <del>9.12.4</del> provide guidance to the <del>Council</del><a href="#">Board</a> on matters concerning fitness to practise.</p>	
<p><b>9.13 Composition of the Quality Assurance Committee.</b> The Quality Assurance Committee shall be composed of:</p> <p>9.13.1 at least two (2) members of the Council who are Members;</p> <p>9.13.2 at least three (3) members of the Council appointed to the Council by the Lieutenant Governor in Council; and</p> <p>9.13.3 at least three (3) Members who are not members of the Council.</p>	<p><b>9.13 Composition of the Quality Assurance Committee.</b> The Quality Assurance Committee shall be composed of:</p> <p>9.13.1 <del>at least two (2) members of the Council who are Members;</del><a href="#">two (2) Public Directors;</a></p> <p><del>9.13.2 at least three (3) members of the Council appointed to the Council by the Lieutenant Governor in Council; and</del></p> <p>9.13.2 <del>9.13.3</del> at least <del>three (3) Members who are not members of the Council.</del> <a href="#">five (5) or more Professional Committee Appointees; and</a></p> <p><a href="#">9.13.3 at the discretion of the Governance Committee, one (1) or more Lay Committee Appointees.</a></p>	
<p><b>9.14 Duties of the Quality Assurance Committee.</b> The Quality Assurance Committee shall:</p>	<p><b>9.14 Duties of the Quality Assurance Committee.</b></p> <p>9.14.1 The Quality Assurance Committee shall:</p>	

Existing Clause	Proposed New Clause	Rationale
<p>9.14.1 perform such functions as are assigned to it by statute or regulation;</p> <p>9.14.2 recommend to the Council, through the Executive Committee, changes to applicable statutes, regulations, By-Laws, policies and practices;</p> <p>9.14.3 submit an annual report to the Council in accordance with the Code;</p> <p>9.14.4 provide guidance to the Council on matters concerning quality assurance; and</p> <p>9.14.5 maintain a continuing review of the Quality Assurance Program.</p>	<p><del>(a) 9.14.1</del> perform such functions as are assigned to it by statute or regulation;</p> <p><del>9.14.2 recommend to the Council, through the Executive Committee, changes to applicable statutes, regulations, By-Laws, policies and practices;</del></p> <p><del>9.14.3 submit an annual report to the Council in accordance with the Code;</del></p> <p><del>9.14.4 provide guidance to the Council on matters concerning quality assurance;</del> and</p> <p><del>(b) 9.14.5</del> maintain a continuing review of the Quality Assurance Program.</p> <p><u>9.14.2 The Quality Assurance Committee may be required by the Board from time to time in the Board's discretion to:</u></p> <p><del>(a) recommend to the Board changes to applicable statutes, regulations, By-Laws, College policies and standards of practice; and</del></p> <p><del>(b) provide guidance to the Board on matters concerning quality assurance.</del></p>	
<p><b>9.15 Composition of the Patient Relations Committee.</b> The Patient Relations Committee shall be composed of:</p> <p>9.15.1 at least two (2) members of the Council who are Members;</p> <p>9.15.2 at least three (3) members of the Council appointed to the Council by the Lieutenant Governor in Council; and</p> <p>9.15.3 at least one (1) Member who is not a member of Council.</p>	<p><b>9.15 Composition of the Patient Relations Committee.</b> The Patient Relations Committee shall be composed of:</p> <p>9.15.1 <del>at least</del> two (2) <del>members of the Council who are Members;</del><u>or more Professional Committee Appointees; and</u></p> <p>9.15.2 <del>at least three (3) members of the Council appointed to the Council by the Lieutenant Governor in Council; and</del><u>at the discretion of the Governance Committee, one (1) or more Lay Committee Appointees.</u></p> <p><del>9.15.3 at least one (1) Member who is not a member of Council.</del></p>	

Existing Clause	Proposed New Clause	Rationale
<p><b>9.16 Duties of the Patient Relations Committee.</b> The Patient Relations Committee shall</p> <p>9.16.1 perform such functions as are assigned to it by statute or regulation;</p> <p>9.16.2 recommend to the Council, through the Executive Committee, changes to applicable statutes, regulations, By-Laws, policies and practices;</p> <p>9.16.3 submit an annual report to the Council in accordance with the Code; and</p> <p>9.16.4 provide guidance to the Council on matters concerning patient relations.</p>	<p><b>9.16 Duties of the Patient Relations Committee.</b></p> <p>9.16.1 The Patient Relations Committee shall perform such functions as are assigned to it by statute or regulation.</p> <p>9.16.2 <u>The Patient Relations Committee may be required by the Board from time in the Board’s discretion to:</u></p> <p>(a) <del>9.16.2</del> recommend to the <del>Council, through the Executive Committee, Board</del> changes to applicable statutes, regulations, By-Laws, <u>College</u> policies and <u>standards of</u> practices; <u>and</u></p> <p><del>9.16.3 submit an annual report to the Council in accordance with the Code; and</del></p> <p>(b) <del>9.16.4</del> provide guidance to the <del>Council</del><u>Board</u> on matters concerning patient relations.</p>	
<p><b>9.17 Composition of the Accreditation Committee.</b> The Accreditation Committee shall be composed of:</p> <p>9.17.1 at least two (2) members of the Council who are Members;</p> <p>9.17.2 at least two (2) members of the Council appointed to the Council by the Lieutenant Governor in Council; and</p> <p>9.17.3 at least two (2) Members who are not members of Council.</p>	<p><b>9.17 Composition of the Accreditation Committee.</b></p> <p>The Accreditation Committee shall be composed of:</p> <p>9.17.1 <del>at least two (2) members of the Council who are Members;</del><u>two (2) Public Directors;</u></p> <p><del>9.17.2 at least two (2) members of the Council appointed to the Council by the Lieutenant Governor in Council; and</del></p> <p>9.17.2 <del>9.17.3 at least two (2) Members who are not members of Council.</del><u>three (3) or more Professional Committee Appointees; and</u></p> <p><u>9.17.3 at the discretion of the Governance Committee, one (1) or more Lay Committee Appointees.</u></p>	
<p><b>9.18 Duties of the Accreditation Committee.</b> The Accreditation Committee shall:</p> <p>9.18.1 perform such functions as are assigned to it by statute or regulation;</p> <p>9.18.2 recommend to the Council, through the Executive</p>	<p><b>9.18 Duties of the Accreditation Committee.</b></p> <p>9.18.1 The Accreditation Committee shall perform such functions as are assigned to it by statute or regulation.</p> <p><u>9.18.2 The Accreditation Committee may be required by the Board from time to time in the Board’s discretion to:</u></p>	

Existing Clause	Proposed New Clause	Rationale
<p>Committee, changes to applicable statutes, regulations, By-Laws, policies and practices;</p> <p>9.18.3 submit an annual report to the Council; and</p> <p>9.18.4 provide guidance to the Council on matters concerning accreditation.</p>	<p><del>(a) ___</del> recommend to the <del>Council, through the Executive Committee,</del><u>Board</u> changes to applicable statutes, regulations, By-Laws, <u>College</u> policies and <u>standards of</u> practices; <u>and</u></p> <p><del>9.18.3 submit an annual report to the Council; and</del></p> <p><del>(b) ___</del> <del>9.18.4</del> provide guidance to the <del>Council</del><u>Board</u> on matters concerning accreditation.</p>	
<p><b>9.19 Composition of the Finance and Audit Committee.</b> The Finance and Audit Committee shall be composed of:</p> <p>9.19.1 at least three (3) members of the Council who are Members; and</p> <p>9.19.2 at least one (1) member of Council appointed to the Council by the Lieutenant Governor in Council.</p>	<p><b>9.19 Composition of the Finance and Audit Committee.</b> The Finance and Audit Committee shall be composed of:</p> <p>9.19.1 <del>at least three (3) members of the Council who are Members; and</del><u>two (2) or more Elected Directors; and</u></p> <p>9.19.2 <del>at least one (1) member of Council appointed to the Council by the Lieutenant Governor in</del><u>at the discretion of the Governance Committee, two (2) or more Lay Committee Appointees..</u></p>	
<p><b>9.20 Duties of the Finance and Audit Committee.</b> The Finance and Audit Committee shall:</p> <p>9.20.1 review and recommend to the Council, through the Executive Committee, the annual operating and capital budget for the College;</p> <p>9.20.2 maintain a rolling two (2) year operating budget;</p> <p>9.20.3 review quarterly financial statements and report to Council, through the Executive Committee, significant deviations from budget;</p> <p>9.20.4 meet with the auditor each year,</p> <p>(a) before the audit to review the timing and extent of the audit and to bring to the attention of the auditor any matter of which it considers the auditor should be made aware; and</p> <p>(b) as shortly after the completion of the audit as is practical,</p>	<p><b>9.20 Duties of the Finance and Audit Committee.</b> The Finance and Audit Committee shall:</p> <p>9.20.1 review and recommend to the <del>Council, through the Executive Committee</del><u>Board</u>, the annual operating and capital budget for the College;</p> <p>9.20.2 maintain a rolling two (2) year operating budget;</p> <p>9.20.3 review quarterly financial statements and report to <del>Council, through the Executive Committee,</del><u>the Board</u> significant deviations from budget;</p> <p>9.20.4 meet with the auditor each year,</p> <p>(a) before the audit to review the timing and extent of the audit and to bring to the attention of the auditor any matter of which it considers the auditor should be made aware; and</p> <p>(b) as shortly after the completion of the audit as is</p>	

Existing Clause	Proposed New Clause	Rationale
<p>in order to review and discuss with the auditor the financial statements and the auditor's report;</p> <p>9.20.5 review and report to the Council, through the Executive Committee, on the effectiveness of the external audit function and any matter which the external auditor wishes to bring to the attention of the College;</p> <p>9.20.6 make recommendations to the Council, through the Executive Committee, on the appointment or reappointment of the external auditor;</p> <p>9.20.7 make recommendations to the Council through the Executive Committee regarding the management of the College's assets and liabilities and additions or improvements to the real property owned or operated by the College; and</p> <p>9.20.8 recommend to the Council, through the Executive Committee, changes to applicable statutes, regulations, By-Laws, policies and practices.</p>	<p>practical, in order to review and discuss with the auditor the financial statements and the auditor's report;</p> <p>9.20.5 review and report to the <del>Council, through the Executive Committee,</del><u>Board</u> on the effectiveness of the external audit function and any matter which the external auditor wishes to bring to the attention of the College;</p> <p>9.20.6 make recommendations to the <del>Council, through the Executive Committee,</del><u>Board</u> on the appointment or reappointment of the external auditor;</p> <p>9.20.7 make recommendations to the <del>Council, through the Executive Committee,</del><u>Board</u> regarding the management of the College's assets and liabilities and additions or improvements to the real property owned or operated by the College; and</p> <p>9.20.8 recommend to the <del>Council, through the Executive Committee,</del><u>Board</u> changes to applicable <del>statutes, regulations,</del> By-Laws, <u>College</u> policies and <u>standards of</u> practices.</p>	
<p><b>9.21 Composition of the Elections Committee.</b> The Elections Committee shall be composed of:</p> <p>9.21.1 at least one (1) member of Council who is a Member;</p> <p>9.21.2 at least one (1) member of Council appointed by the Lieutenant Governor in Council; and</p> <p>9.21.3 the President.</p>	<p><b>9.21 Composition of the <del>Elections</del><u>Screening</u> Committee.</b> The <del>Elections</del><u>Screening</u> Committee shall be composed of:</p> <p><del>9.21.1 at least one (1) member of Council who is a Member;</del></p> <p><del>9.21.2 at least one (1) member of Council appointed by the Lieutenant Governor in Council; and</del></p> <p><del>9.21.3 the President.</del></p> <p><u>9.21.1 the chair of the Governance Committee;</u></p> <p><u>9.21.2 two (2) additional Directors, one (1) or more of whom shall be a Public Director; and</u></p> <p><u>9.21.3 two (2) or more Lay Committee Appointees..</u></p>	
<p><b>9.22 Duties of the Elections Committee.</b> The Elections Committee shall:</p>	<p><b>9.22 Duties of the <del>Elections</del><u>Screening</u> Committee.</b> The <del>Elections</del><u>Screening</u> Committee shall:</p>	<p>Best practices as recommended and approved by Council, Screening Committee to be comprised of Board and external members. Committee to conduct objective screening for</p>

Existing Clause	Proposed New Clause	Rationale
<p>9.22.1 invite expressions of interest in sitting on and chairing Committees from all members of Council. Where there are not sufficient expressions of interest to fill every Committee, the Elections Committee shall use its best efforts to recruit additional Committee members sufficient to fully constitute every Committee;</p> <p>9.22.2 seek candidates for the offices of President and Vice-President;</p> <p>9.22.3 recommend to the Council, through the Executive Committee, changes to applicable statutes, regulations, By-Laws, policies and practices; and</p> <p>9.22.4 perform the duties assigned to it under subparagraph 5.9.2.</p>	<p><del>9.22.1 invite expressions of interest in sitting on and chairing Committees from all members of Council. Where there are not sufficient expressions of interest to fill every Committee, the Elections Committee shall use its best efforts to recruit additional Committee members sufficient to fully constitute every Committee;</del></p> <p><del>9.22.2 seek candidates for the offices of President and Vice-President;</del></p> <p><del>9.22.3 recommend to the Council, through the Executive Committee, changes to applicable statutes, regulations, By-Laws, policies and practices; and</del></p> <p><del>9.22.4 perform the duties assigned to it under subparagraph 5.9.2.</del></p> <p><u>9.22.1 administer the process for screening applicants to be qualified as candidates for the Board in accordance with paragraph 5.10; and</u></p> <p><u>9.22.2 review applications and recommend applicants to be appointed as Professional Committee Appointees or Lay Committee Appointees.</u></p>	<p>Board and Committee competencies.</p>
<p>None.</p>	<p><u><b>9.23 Composition of the Governance Committee.</b></u></p> <p><u>The Governance Committee shall be composed of:</u></p> <p><u>9.23.1 four (4) Directors, including the Vice-Chair (who shall be the chair of the Governance Committee) and one (1) or more of each of the following: a Public Director, a pharmacist Director and a pharmacy technician Director; and</u></p> <p><u>9.23.2 at the discretion of the Governance Committee, one (1) or more Lay Committee Appointees.</u></p>	
<p>None.</p>	<p><u><b>9.24 Duties of the Governance Committee.</b></u></p> <p><u>The Governance Committee shall:</u></p>	<p>Governance Committee is responsible for determining the Director Profile for recruitment, recommending distribution of pre screened Board and Committee members as well as</p>

Existing Clause	Proposed New Clause	Rationale
	<p><u>9.24.1 assess the collective knowledge, skills and experience of the current Board in order to:</u></p> <p><u>i) determine the competencies the Board will be seeking in the upcoming election and develop the Director Profile; and</u></p> <p><u>ii) consider and implement the succession strategy for the positions of Chair, Vice Chair and member of the Executive Committee, in order to determine which Directors are qualified for the purpose of paragraph 12.1;</u></p> <p><u>9.24.2 recommend a slate of appointees for Committees;</u></p> <p><u>9.24.3 oversee the processes for orientation of Directors and members of Committees;</u></p> <p><u>9.24.4 oversee the process to evaluate the performance of Committees, the Board as a whole, as well as individual Directors and Committee appointees;</u></p> <p><u>9.24.5 identify and recommend opportunities for education, training, coaching and remediation of Directors and Committee members;</u></p> <p><u>9.24.6 in the event of a dispute as set out in subparagraph 5.10.7, conduct an investigation and report findings and recommendations to the Executive Committee about whether a Registrant is eligible or qualified as a candidate for election; and</u></p> <p><u>9.24.7 review By-Laws and Board policies for conformance with current legislative requirements and good governance best practices.</u></p>	orientation, evaluation, education/training, remediation and dispute resolution.
<b>ARTICLE 10 - <u>DUTIES OF OFFICERS</u></b>		
<p><b>10.1 Election of the President and the Vice-President.</b></p> <p>10.1.1 The elections for President and Vice-President shall be held at the first regular meeting of the Council following the</p>	<p>See subparagraph 12.1.2. Portions of paragraph 10.1 in green are contained in subparagraph 12.1.2 in the amended By-Law.</p> <p><del>10.1.2 The election of the President shall be conducted in the</del></p>	<p>The election process for officers has been moved to paragraph 12.1. Only duties are dealt with in Article 10. In the amended By-Law, the title of “President” has been replaced with</p>

Existing Clause	Proposed New Clause	Rationale
<p>annual August election of Council members and shall be conducted using electronic voting methods.</p> <p>10.1.2 The election of the President shall be conducted in the following manner:</p> <p>(a) The outgoing President, or a person chosen by the Council, if the President is unable or unwilling to act, shall call on the Chair of the Elections Committee for the Elections Committee’s report. The Chair shall present the list of all candidates for the office of President and hand it to the outgoing President. The President shall read the list and shall ask “Are there any further nominations?” Any Council member may then rise and, after addressing the Chair, nominate any other Council member for President. It is not necessary for the nomination to be seconded.</p> <p>(b) If there is more than one candidate, an election shall be held. The President shall declare the candidate receiving the overall majority of votes cast to be elected. If there are three (3) or more candidates and no candidate has received an overall majority of votes, the candidate who received the fewest votes shall be removed from the ballot and the vote shall be repeated until there are two candidates remaining. The vote shall then be repeated until one (1) of the candidates has an overall majority of votes. If three (3) votes result in a tie, the result shall be determined by lot by the Chair.</p> <p>10.1.3 The procedure outlined in paragraph 10.1.2 shall then be repeated for the office of Vice- President.</p>	<p><del>following manner:</del></p> <p>(a) <del>The outgoing President, or a person chosen by the Council, if the President is unable or unwilling to act, shall call on the Chair of the Elections Committee for the Elections Committee’s report. The Chair shall present the list of all candidates for the office of President and hand it to the outgoing President. The President shall read the list and shall ask “Are there any further nominations?” Any Council member may then rise and, after addressing the Chair, nominate any other Council member for President. It is not necessary for the nomination to be seconded.</del></p> <p>(b) <del>If there is more than one candidate, an election shall be held. The President shall declare the candidate receiving the overall majority of votes cast to be elected. If there are three (3) or more candidates and no candidate has received an overall majority of votes, the candidate who received the fewest votes shall be removed from the ballot and the vote shall be repeated until there are two candidates remaining. The vote shall then be repeated until one (1) of the candidates has an overall majority of votes. If three (3) votes result in a tie, the result shall be determined by lot by the Chair.</del></p> <p><del>10.1.3 The procedure outlined in paragraph 10.1.2 shall then be repeated for the office of Vice- President.</del></p>	<p>“Chair”. The Governance Committee will lead the election process.</p>
<p><b>10.1 Duties of the President and the Vice-President.</b></p> <p>10.1.1 The President shall:</p> <p>(a) preside as Chair at all meetings of the Council;</p> <p>(b) make all necessary rulings as to the order of business, subject to an appeal to the Council members present; and</p>	<p><b>10.1 Duties of the <del>President</del> <u>Chair</u> and the Vice-<del>President</del> <u>Chair</u>.</b></p> <p>10.1.1 The <del>President</del> <u>Chair</u> shall:</p> <p>(a) preside as <del>Chair</del> <u>chair</u> at all meetings of the Board; and</p> <p>(b) make all necessary rulings as to the order of business,</p>	

Existing Clause	Proposed New Clause	Rationale
<p>(c) be ex officio a member of all Committees of the Council, except the Discipline Committee.</p> <p>10.1.2 The Vice-President shall, in the event of the absence or inability of the President to act, perform the duties of the President.</p> <p>10.1.3 In the event of the absence or inability of both the President and the Vice-President to act, the Council members present at a meeting of the Council may appoint one of the other members of the Council to preside at any meeting of the Council.</p> <p>10.1.4 In the event of the death, or disqualification, or inability to act of a permanent nature of the President or the Vice-President, the Council shall elect Council members to fill these vacancies according to the provisions of these By-Laws for calling a meeting and electing the President and the Vice-President.</p> <p>10.1.5 Where the President has lost the confidence of the Council, Council may, on a notice of motion to that effect or at a special meeting of the Council, disqualify the President from office by a vote of at least two thirds (2/3) of the Council members present and eligible to vote.</p>	<p>subject to an appeal to the Directors present;<del>and</del></p> <p><del>(c) —be ex officio a member of all Committees of the Council, except the Discipline Committee.</del></p> <p>10.1.2 The Vice- <del>President</del> <u>Chair</u> shall, in the event of the absence or inability of the <del>President</del> <u>Chair</u> to act, perform the duties of the <del>President</del> <u>Chair</u>.</p> <p>10.1.3 In the event of the absence or inability of both the <del>President</del> <u>Chair</u> and the Vice- <del>President</del> <u>Chair</u> to act, the Directors present at a meeting of the Board may appoint one (1) of the other Directors to preside at any meeting of the Board.</p> <p>10.1.4 In the event of the death, or disqualification, or inability to act of a permanent nature of the <del>President</del> <u>Chair</u> or the Vice- <del>President</del> <u>Chair</u>, the <del>Council members</del> <u>Council Board</u> shall elect <del>Council members</del> <u>Directors</u> to fill these vacancies according to the provisions of <del>these</del> <u>this</u> By-Law for calling a meeting and electing the <del>President</del> <u>Chair</u> and the Vice- <del>President</del> <u>Chair</u>.</p> <p>10.1.5 Where the <del>President</del> <u>Chair</u> has lost the confidence of the <del>Council</del> <u>Board</u>, the <del>Council</del> <u>Board</u> may, on a notice of motion to that effect or at a special meeting of the <del>Council</del> <u>Board</u>, disqualify the <del>President</del> <u>Chair</u> from office by a vote of at least two-thirds <del>(2/3)</del> of the <del>Council members</del> <u>Directors</u> present and eligible to vote.</p>	
<b>ARTICLE 11 - COMMITTEE APPOINTEES</b>		
None.	<p><u><b>11.1 Professional Committee Appointments.</b></u></p> <p><u>11.1.1 The application form for appointment as a Professional Committee Appointee shall be made available on the College's website.</u></p>	Formerly referred to as NCCM (non council committee member)
See subparagraph 8.6.2. Portions of subparagraph 11.1.2 in green are contained in subparagraph 8.6.2 in the current By-Law. Portions in blue are new. They reflect changes in defined	<p><u>11.1.2 Subject to subparagraph 8.1.3, a <b>Registrant</b> is eligible for appointment to a <b>Committee</b> as a Professional Committee Appointee if the Registrant has completed and submitted an</u></p>	

Existing Clause	Proposed New Clause	Rationale
<p>terms and housekeeping items, as well as new eligibility requirements.</p>	<p><u>application form to the Screening Committee and on the date of the appointment:</u></p> <p>(a) the <u>Registrant</u> holds a valid Certificate of Registration as a pharmacist or as a pharmacy technician;</p> <p>(b) the <u>Registrant</u> either practises or resides in Ontario;</p> <p>(c) the <u>Registrant</u> is not in default of payment of any fees prescribed in <u>this By-Law</u>;</p> <p>(d) the <u>Registrant</u> has not been found to have committed an act of professional misconduct or to be incompetent by a panel of the Discipline Committee;</p> <p>(e) the <u>Registrant</u> is not the subject of any disciplinary or incapacity proceeding;</p> <p><u>(f) the Registrant is not currently charged with nor has been found guilty of an offence under the Criminal Code (Canada) or the Controlled Drugs and Substances Act (Canada);</u></p> <p><u>(g) the Registrant has not, in the opinion of the Screening Committee, engaged in conduct unbecoming a Committee member;</u></p> <p><u>(h) the Registrant's Certificate of Registration has not been revoked or suspended in the six (6) years preceding the date of the appointment;</u></p> <p><u>(i) the Registrant's Certificate of Registration is not subject to a term, condition or limitation other than one prescribed by regulation;</u></p> <p><u>(j) the Registrant has not been disqualified from serving on the Board or a Committee within the six (6) years immediately preceding the appointment;</u></p> <p><u>(k) the Registrant does not have a conflict of interest in respect of the Committee to which he or she seeks to be appointed;</u></p>	<p>These are new eligibility requirements.</p>

Existing Clause	Proposed New Clause	Rationale
	<p><u>(l) the Registrant is not the Owner or Designated Manager of a pharmacy that, within the six (6) years immediately preceding the appointment, has undergone a re-inspection, as a result of deficiencies noted in an initial inspection, for a third time or more after the initial inspection; and</u></p> <p><u>(m) the Registrant is not, and has not within the three (3) years immediately preceding the election been, an employee, officer or director of a Professional Advocacy Association. For greater certainty, nothing in this clause will prevent a Registrant who serves on an association or organization to which he or she has been appointed by the Board as a representative of the College, from becoming a Professional Committee Appointee.</u></p>	<p>As with Director eligibility, the amendments proposed include a cooling off period for members of Professional Advocacy Associations.</p>
None.	<p><b><u>11.2 Lay Committee Appointees</u></b></p> <p><u>11.2.1 The application form for appointment as a Lay Committee Appointee shall be made available on the College's website.</u></p>	
None.	<p><u>11.2.2 An individual is eligible for appointment to a Committee as a Lay Committee Appointee if the individual has completed and submitted an application form to the Screening Committee and on the date of the appointment:</u></p> <p><u>(a) the individual resides in Ontario;</u></p> <p><u>(b) the individual has not been disqualified from serving on the Board or a Committee within the six (6) years immediately preceding the appointment;</u></p> <p><u>(c) the individual has never been a Registrant;</u></p> <p><u>(d) individual has not been found to have committed an act of professional misconduct or to be incompetent by a panel of an adjudicatory committee of any profession;</u></p> <p><u>(e) the individual is not the subject of any disciplinary or incapacity proceeding by a panel of an adjudicatory committee</u></p>	

Existing Clause	Proposed New Clause	Rationale
	<p><u>of any profession;</u></p> <p><u>(f) the individual is not currently charged with nor has been found guilty of an offence under the <i>Criminal Code (Canada)</i> or the <i>Controlled Drugs and Substances Act (Canada)</i>;</u></p> <p><u>(g) the individual has no direct or indirect ownership interest in a pharmacy other than holding shares on a publicly traded stock exchange;</u></p> <p><u>(h) the individual does not have a conflict of interest in respect of the Committee to which he or she seeks to be appointed; and</u></p> <p><u>(i) the individual is not, and has not within the three (3) years immediately preceding the election been, an employee, officer or director of a Professional Advocacy Association, or any professional advocacy association of any health profession under the Act. For greater certainty, nothing in this clause will prevent an individual who serves on an association or organization to which he or she has been appointed by the Board as a representative of the College, from becoming a Lay Committee Appointee.</u></p>	
<b><u>ARTICLE 12 - ELECTION OF OFFICERS AND EXECUTIVE COMMITTEE</u></b>		
None.	<p><b><u>12.1 Election of the Chair, Vice-Chair and Executive Committee.</u></b></p> <p><u>12.1.1 At the first regular meeting of the Board after each annual August election, the Governance Committee shall present a report of all eligible Directors who are willing to serve as and have been assessed by the Governance Committee to be qualified for the role of (a) Chair, (b) Vice-Chair, and (c) member of the Executive Committee.</u></p>	The Governance Committee will identify the most qualified candidates. Other Directors may also put themselves forward.
See paragraph 10.1. Portions of subparagraph 12.1.2 in green are contained in paragraph 10.1 in the current By-Law. Portions in	<u>12.1.2 The election of the <u>Chair</u> shall be conducted in the following manner:</u>	Reassigned from 10.1 with updated terms.

Existing Clause	Proposed New Clause	Rationale
<p>blue are new. They reflect changes in defined terms and housekeeping items, as well as new procedural matters.</p>	<p><u>(a) The chair of the Governance Committee shall announce those who are willing to serve as and are qualified to be Chair.</u></p> <p><u>(b) The chair of the Governance Committee shall call for further interest from the floor, and those additional Directors who are interested in running for Chair shall be added as candidates for election.</u></p> <p><u>(c) If there is more than one (1) candidate, an election shall be held using electronic voting methods.</u></p> <p><u>(d) The candidate receiving the overall majority of votes cast will be elected. If there are three (3) or more candidates and no candidate has received an overall majority of votes, the candidate who received the fewest votes will be removed from the ballot and the vote will be repeated until there are two (2) candidates remaining. The vote will then be repeated until one (1) of the candidates has an overall majority of votes. If three (3) votes result in a tie, the result will be determined by lot by the outgoing Chair.</u></p> <p><u>12.1.3 The procedure outlined in subparagraph 12.1.2 will then be repeated for the office of Vice- Chair.</u></p>	
<p>See subparagraph 8.9.4. Portions of subparagraph 12.1.4 in green are contained in subparagraph 8.9.4 in the current By-Law. Portions in blue are new.</p>	<p><u>12.1.4 The Board shall elect the remaining members of the Executive Committee, in accordance with the composition requirements in paragraph 9.2. The election will be conducted in the following manner:</u></p> <p><u>(a) The chair of the Governance Committee shall announce those who are willing to serve as and are qualified to be on the Executive Committee.</u></p> <p><u>(b) The chair of the Governance Committee shall call for further interest from the floor, and those additional Directors who are interested in running for open positions on the Executive Committee shall be added as candidates for election.</u></p>	

Existing Clause	Proposed New Clause	Rationale
	<p><u>(c) Should there be only one (1) candidate who is an Elected Director, such candidate shall be declared appointed.</u></p> <p><u>(d) Should the number of candidates who are Public Directors match the number of open positions on the Executive Committee for Public Directors in accordance with paragraph 9.2, such candidates shall be declared appointed.</u></p> <p><u>(e) Should the number of candidates in either category exceed the number of open positions in that category, an election shall be held following the procedure in subparagraph 12.1.2(c). Should there be more than one (1) open position in a category, Directors shall mark their ballots for up to the number of candidates that matches the number of open positions in the category. The candidate who receives the fewest votes will then be removed from the ballot, and the voting will continue until the number of candidates remaining matches the number of open positions in the category, and such candidates shall be declared appointed. Directors may only cast one (1) vote per candidate on each ballot.</u></p>	
<b>ARTICLE 13 - APPOINTMENTS TO COMMITTEES</b>		
<p>See paragraph 8.9. Portions of paragraph 13.1 in green are contained in paragraph 8.9 in the current By-Law. Portions in blue are new.</p>	<p><b><u>13.1 Appointments to Statutory and Standing Committees.</u></b></p> <p><u>13.1.1 All Statutory Committee and standing Committee appointments, with the exception of the Executive Committee and the Screening Committee, shall be made by the Board in accordance with this paragraph 13.1 at the first regular meeting of the Board after each annual August election, and shall be for a term that expires at the first regular meeting of the Board after the following election.</u></p> <p><u>13.1.2 At the first regular meeting of the Board after each annual August election, the Governance Committee shall present to the Board a slate of candidates for all Committees,</u></p>	<p>Housekeeping procedure.</p>

Existing Clause	Proposed New Clause	Rationale
	<p><u>other than the Executive Committee and the Screening Committee.</u></p> <p><u>13.1.3 For each Committee to be formed at the first regular meeting of the Board after each annual August election except for the Executive Committee, the Board shall pass a resolution approving the slate, subject to any amendments by Board resolution. Once approved, each candidate on the slate shall be deemed to have been appointed to that Committee</u></p>	
None.	<p><b><u>13.2 Appointment of Screening Committee.</u></b></p> <p><u>13.2.1 The Screening Committee for the election to the Board each year shall be appointed by the Board at the Board Meeting held in March in the year of the election. The members of the Screening Committee shall hold office for a term that expires at the first Board meeting following the election.</u></p>	
None. See the nomination process for chairs contained in subparagraph 8.9.5 in the current By-Law.	<p><b><u>13.3 Committee Chairs</u></b></p> <p><u>13.3.1 Following their formation, each Statutory Committee and standing Committee other than the Governance Committee, the Drug Preparation Premises Committee and the Executive Committee, shall select from among its members a chair of the Committee.</u></p>	Members of Committees will now select a chair from among themselves, rather than one being appointed.
<b>ARTICLE 14 - COMMITTEE PROCEDURES</b>		
See subparagraph 8.10.2. Portions of subparagraph 14.1.2 in green are contained in subparagraph 8.10.1 in the current By-Law. They reflect changes in defined terms and housekeeping items, as well as new grounds for disqualification.	<p><u>14.1.2 The Board may disqualify a member of a Committee from sitting on the Committee if the member:</u></p> <p>(a) fails, without cause, to attend <u>the orientation of members of Committees or three (3) consecutive meetings of the Committee or of a subcommittee of which he or she is a member;</u></p> <p>(b) fails, without cause, to attend a scheduled hearing or review conducted by a panel to which he or she was appointed;</p>	

Existing Clause	Proposed New Clause	Rationale
	<p><u>(c) _____ repeatedly fails to make himself or herself available to participate in meetings or panels of a Committee or Committees on which the member sits;</u></p> <p><u>(d) _____ ceases to either practise or reside in Ontario;</u></p> <p><u>(e) _____ is in default of payment of any fees prescribed in the By-Laws;</u></p> <p><u>(f) _____ becomes an employee, officer or director of a Professional Advocacy Association (however, for greater certainty, a member of a Committee <u>will</u> not be disqualified by reason of serving on an association or organization to which he or she has been appointed by the <u>Board</u> as a representative of the College);</u></p> <p><u>(g) _____ breaches the provisions of the By-Laws, including the Schedules to the By-Laws, or the policies and procedures of the College in force at the relevant time;</u></p> <p><u>(h) _____ in the case of a <u>Director</u> who sits on a Committee, ceases to be a <u>Director</u>;</u></p> <p><u>(i) _____ in the case of a <u>Professional Committee Appointee</u>, no longer meets the eligibility requirements specified in subparagraph 11.1.2; or</u></p> <p><u>(j) _____ in the case of a <u>Lay Committee Appointee</u>, no longer meets the eligibility requirements specified in subparagraph 11.2.2.</u></p>	
<p>See subparagraphs 8.10.3-8.10.6. Portions of subparagraph 14.1.3-14.1.6 in green are contained in subparagraphs 8.10.3-8.10.6 in the current By-Law. They reflect changes in defined terms and housekeeping items, as well as new procedural matters.</p>	<p><u>14.1.3 A person who is disqualified under subparagraph 14.1.1 or 14.1.2 from sitting on a Committee is thereby removed from the Committee and ceases to be a member of the Committee and, subject to subparagraph 14.1.5, the Chair shall appoint a successor as soon after the disqualification as is feasible.</u></p> <p><u>14.1.4 The term of office of a person who is appointed as a successor to a Committee member under subparagraph 14.1.3</u></p>	<p>Reassigned from 8.10.</p>

Existing Clause	Proposed New Clause	Rationale
	<p><u>will</u> commence upon the appointment and continue until the term of office of the member of the Committee who is being replaced would have expired.</p> <p><u>14.1.5</u> A vacancy in the membership or chair of a Committee shall be filled by appointment made by the <u>Chair</u>. In the case of a vacancy in the membership of a Committee, the <u>Chair shall consult with the chair</u> of the Committee before making the appointment.</p> <p><u>14.1.6</u> Nothing in paragraph <u>14.1</u> prevents the <u>Board</u>, or the Executive Committee acting on its behalf, from adding members to or <u>substituting members on a Committee at any time where one (1) or more members of the Committee cannot fulfill their role.</u></p>	
<b>ARTICLE <del>14</del>5 - BUSINESS OF THE COLLEGE</b>		
<p><b>11.2 Execution of Documents.</b></p> <p>11.2.1 Deeds, mortgages, conveyances, powers of attorney, transfers and assignments of property of all kinds including without limitation transfers and assignment of shares, warrants, bonds, debentures or other securities (collectively the “instruments”) may be signed on behalf of the College by the President or Vice-President and any one (1) of the Registrar, the Deputy Registrar, the Director of Conduct, the Director, Corporate Services, or the Director of Quality, provided that they have been signed in accordance with any policy of the College regarding the execution of instruments then in effect, and further provided that no individual shall execute, acknowledge, or verify any instrument in more than one capacity. All instruments so signed shall be binding upon the College without any further authorization or formality. In addition, the Council may from time to time direct by resolution the manner in which, and the person or persons by whom, any particular instrument or class of instruments may or shall be</p>	<p><b><del>14</del>5.2 Execution of Documents.</b></p> <p><del>14</del>5.2.1 Deeds, mortgages, conveyances, powers of attorney, transfers and assignments of property of all kinds including without limitation transfers and assignment of shares, warrants, bonds, debentures or other securities (collectively the “instruments”) may be signed on behalf of the College by the <del>President</del><u>Chair</u> or Vice-<del>President</del><u>Chair</u> and any one (1) of the Registrar, the Deputy Registrar, <del>the Director of Conduct, the Director, Corporate Services, or the Director of Quality,</del> <u>provided that they and the persons holding the positions of director of conduct, director of corporate services, or director of quality, or their equivalent, provided that such instruments</u> have been signed in accordance with any policy of the College regarding the execution of instruments then in effect, and further provided that no individual shall execute, acknowledge, or verify any instrument in more than one capacity. All instruments so signed shall be binding upon the College without any further authorization or formality. In addition, the</p>	<p>To reflect the change in the defined terms of Director of Conduct, the Director, Corporate Services, and Director of Quality.</p>

Existing Clause	Proposed New Clause	Rationale
<p>signed. Any signing officer may affix the corporate seal thereto.</p> <p>11.2.2 Certificates of Registration shall be signed by the President and the Registrar.</p> <p>11.2.3 Contracts may be signed on behalf of the College in accordance with any policy of the Finance and Audit Committee regarding the execution of such contracts.</p> <p>11.2.4 The signature of any individual, authorized to sign on behalf of the College may be written, printed, stamped, engraved, lithographed or otherwise mechanically reproduced or may be an electronic signature. Anything so signed shall be as valid as if it had been signed manually, even if that individual has ceased to hold office when anything so signed is issued or delivered, until the individual's authorization to sign on behalf of the College is revoked by resolution of the Council.</p>	<p><del>Council</del><u>Board</u> may from time to time direct by resolution the manner in which, and the person or persons by whom, any particular instrument or class of instruments may or shall be signed. Any signing officer may affix the corporate seal thereto.</p> <p>11.2.2 Certificates of Registration shall be signed by the <del>President</del><u>Chair</u> and the Registrar.</p> <p>11.2.3 Contracts may be signed on behalf of the College in accordance with any policy of the Finance and Audit Committee regarding the execution of such contracts.</p> <p>11.2.4 The signature of any individual, authorized to sign on behalf of the College may be written, printed, stamped, engraved, lithographed or otherwise mechanically reproduced or may be an electronic signature. Anything so signed shall be as valid as if it had been signed manually, even if that individual has ceased to hold office when anything so signed is issued or delivered, until the individual's authorization to sign on behalf of the College is revoked by resolution of the <del>Council</del><u>Board</u>.</p>	
<p><b>11.3 Banking and Finance.</b></p> <p>11.3.1 The banking business of the College shall be transacted with such chartered banks, trust companies or other financial institutions, as may, from time to time, be designated by or under the authority of the Council on recommendation of the Finance and Audit Committee through the Executive Committee. All such banking business, or any part thereof, shall be transacted on the College's behalf by one or more officers and or other persons as Council may designate, direct, or authorize, from time to time, by resolution and to the extent therein provided.</p> <p>11.3.2 Cheques drawn on the bank, trust or other similar accounts of the College, drafts drawn or accepted by the College, promissory notes given by it, acceptances, bills of</p>	<p><b>11.3 Banking and Finance.</b></p> <p>11.3.1 The banking business of the College shall be transacted with such chartered banks, trust companies or other financial institutions; as may, from time to time, be designated by or under the authority of the <del>Council</del><u>Board</u> on recommendation of the Finance and Audit Committee <del>through the Executive Committee</del>. All such banking business, or any part thereof, shall be transacted on the College's behalf by one <del>(1)</del> or more officers and /or other persons as <del>Council</del><u>the Board</u> may designate, direct, or authorize, from time to time, by resolution and to the extent therein provided.</p> <p>11.3.2 Cheques drawn on the bank, trust or other similar accounts of the College, drafts drawn or accepted by the College, promissory notes given by it, acceptances, bills of</p>	<p>To reflect the change in the defined terms of Director of Conduct, the Director, Corporate Services, and Director of Quality, and the amendments to the role of the Executive Committee.</p>

Existing Clause	Proposed New Clause	Rationale
<p>exchange, orders for the payment of money and other instruments of a like nature, may be made, signed, drawn, accepted or endorsed, as the case may be, any two (2) of the Registrar, the Deputy Registrar, the Director of Conduct, the Director, Corporate Services and the Director of Quality, provided however that no individual shall execute, acknowledge, or verify any instrument in more than one capacity.</p>	<p>exchange, orders for the payment of money and other instruments of a like nature, may be made, signed, drawn, accepted or endorsed, as the case may be, <u>by</u> any two (2) of the Registrar, the Deputy Registrar, <del>the Director of Conduct, the Director, Corporate Services and the Director of Quality</del> <u>and the persons holding the positions of director of conduct, director of corporate services, and director of quality, or their equivalent,</u> provided however that no individual shall execute, acknowledge, or verify any instrument in more than one <u>(1)</u> capacity.</p>	
<p><b>11.5 Inspectors/Practice Advisors.</b> The Registrar may from time to time, and within budgetary limits, appoint Inspectors for the purposes of the Drug and Pharmacies Regulation Act, any such appointment to be reported to the Executive Committee and to the Council at the next regular meeting following the appointment. Inspectors so appointed shall have such authority and shall perform such duties as are set out in the Drug and Pharmacies Regulation Act and such additional duties as may be prescribed by the Registrar.</p>	<p><b>115.5 Inspectors/Practice Advisors.</b> The Registrar may from time to time, and within budgetary limits, appoint <del>Inspectors</del><u>inspectors</u> for the purposes of the <i>Drug and Pharmacies Regulation Act</i>, any such appointment to be reported to the Executive Committee and to the <del>Council</del><u>Board</u> at the next regular meeting following the appointment. Inspectors so appointed <del>shall</del><u>will</u> have such authority and shall perform such duties as are set out in the <i>Drug and Pharmacies Regulation Act</i> and such additional duties as may be prescribed by the Registrar.</p>	
<p><b>11.8 Funds.</b></p> <p>11.8.1 The disbursement of funds of the College shall be as authorized in the annual budget approved by Council for the fiscal year upon the recommendation of the Finance and Audit Committee through the Executive Committee. Funds not authorized under the budget shall be disbursed only after approval by the Council, or the Executive Committee, as provided for in this By-Law.</p> <p>11.8.2 Investments of surplus funds shall be made in accordance with investment policies in effect from time to time approved by Council on the recommendation of the Finance and Audit Committee through the Executive Committee. The securities of</p>	<p><b>115.8 Funds.</b></p> <p>115.8.1 The disbursement of funds of the College shall be as authorized in the annual budget approved by <del>Council</del><u>the Board</u> for the fiscal year upon the recommendation of the Finance and Audit Committee <del>through the Executive Committee</del>. Funds not authorized under the budget shall be disbursed only after approval by the <del>Council, or the Executive Committee, as provided for in this By-Law</del><u>Board</u>.</p> <p>115.8.2 Investments of surplus funds shall be made in accordance with investment policies in effect from time to time approved by <del>Council</del><u>the Board</u> on the recommendation of the Finance and Audit Committee <del>through the Executive</del></p>	

Existing Clause	Proposed New Clause	Rationale
the College may be deposited for safekeeping and withdrawn, from time to time, with one or more chartered banks, trust companies or other financial institutions in accordance with such investment policies.	<del>Committee</del> . The securities of the College may be deposited for safekeeping and withdrawn, from time to time, with one <u>(1)</u> or more chartered banks, trust companies or other financial institutions in accordance with such investment policies.	
<b>ARTICLE 159 - <del>MEMBER</del> REGISTRANT FEES</b>		
<b>15.1 Application of Fees.</b> Unless otherwise indicated, the fees set out in this Article 15 shall be effective as of January 1, 2019.	<del>Deleted.</del>	All fee sections (Articles 19-21 in the amended By-Law) now provide that fees will be set out in schedules. This will simplify the administrative work associated with adjusting the fees. The fees will also be adjusted annually in accordance with the consumer price index. See Article 22.
<p><b>15.2 Application and Issuance Fees</b></p> <p>15.2.1 Every person, other than a person who already holds a Certificate of Registration, who wishes to apply for a Certificate of Registration of any class, shall pay an initial application fee of \$375.00 plus applicable taxes, due and payable immediately upon the College opening a registration file for such person.</p> <p>15.2.2 Every applicant for a Certificate of Registration of any class shall pay an application fee of \$94.00, which shall be due and payable upon the applicant submitting his or her completed application to the Registrar.</p> <p>15.2.3 The fee for the issuance of a Certificate of Registration as a Pharmacist is the applicable annual fee plus applicable taxes.</p> <p>15.2.4 The fee for the issuance of a Certificate of Registration as a Pharmacy Technician is the applicable annual fee plus applicable taxes.</p>	<p><b><u>159.12</u> Application and Issuance Fees</b></p> <p><u>159.12.1</u> Every person, other than a person who already holds a Certificate of Registration, who wishes to apply for a Certificate of Registration of any class, shall pay an initial application fee <del>of \$375.00 plus applicable taxes,</del> due and payable immediately upon the College opening a registration file for such person.</p> <p><del>1-59.12.2</del> Every applicant for a Certificate of Registration of any class shall pay an application fee <del>of \$94.00, which shall be</del> due and payable upon the applicant submitting his or her completed application to the Registrar-</p> <p><del>15.2.3 The fee for the issuance of a Certificate of Registration as a Pharmacist is the applicable annual fee plus applicable taxes</del></p> <p><del>15.2.4 The fee for the issuance of a Certificate of Registration as a Pharmacy Technician is the applicable annual fee plus applicable taxes.</del></p> <p><u>19.1.3</u> <u>Every successful applicant for a Certificate of Registration shall pay an issuance fee which is the applicable annual fee.</u></p>	

Existing Clause	Proposed New Clause	Rationale
<p><b>15.3 Examination Fee.</b> An applicant for a Certificate of Registration who wishes to write the examination in pharmaceutical jurisprudence approved by the College shall pay an examination fee of \$125.00 plus applicable taxes.</p>	<p><b>159.23 Examination Fee.</b> An applicant for a Certificate of Registration who wishes to write the examination in pharmaceutical jurisprudence approved by the College shall pay an examination fee <del>of \$125.00 plus applicable taxes.</del></p>	
<p><b>15.4 Annual Fees.</b></p> <p>15.4.1 Every person who holds a Certificate of Registration as a Pharmacist and is listed in Part A of the Register shall pay an annual fee of: (i) for the year beginning January 1, 2019, \$675.00 plus applicable taxes; and (ii) thereafter, \$750.00 plus applicable taxes, except that in the year in which the person is first registered as a Pharmacist, if the Certificate of Registration is issued on or after September 1, the fee shall be fifty percent (50%) of the annual fee for that year.</p> <p>15.4.2 Every person who holds a Certificate of Registration as a Pharmacist and is listed in Part B of the Register shall pay an annual fee of: (i) for the year beginning January 1, 2019, \$337.50 plus applicable taxes; and (ii) thereafter, \$375.00 plus applicable taxes, except that in the year in which the person is first registered as a Pharmacist, if the Certificate of Registration is issued on or after September 1, the fee shall be fifty percent (50%) of the annual fee for that year.</p> <p>15.4.3 Every person who holds a Certificate of Registration as a Pharmacy Technician shall pay an annual fee of: (i) for the year beginning January 1, 2019, \$450.00 plus applicable taxes; and (ii) thereafter, \$500.00 plus applicable taxes, except that in the year in which the person is first registered as a Pharmacy Technician, if the Certificate of Registration is issued on or after September 1, the fee shall be fifty percent (50%) of the annual fee for that year.</p> <p>15.4.4 The annual fee must be paid on or before March 10,</p>	<p><b>159.34 Annual Fees.</b></p> <p>159.4.1 Every person who holds a Certificate of Registration as a <del>Pharmacist and is listed in Part A of the Register</del> <u>pharmacist or pharmacy technician shall pay an annual fee of: (i) for the year beginning January 1, 2019 \$675.00 plus applicable taxes; and (ii) thereafter, \$750.00 plus applicable taxes</u>, except that in the year in which the person is first registered as a <del>Pharmacist</del> <u>pharmacist or a pharmacy technician</u>, if the Certificate of Registration is issued on or after September 1, the fee will be fifty percent (50%) of the annual fee for that year.</p> <p><del>15.4.2 Every person who holds a Certificate of Registration as a Pharmacist and is listed in Part B of the Register shall pay an annual fee of: (i) for the year beginning January 1, 2019, \$337.50 plus applicable taxes; and (ii) thereafter, \$375.00 plus applicable taxes, except that in the year in which the person is first registered as a Pharmacist, if the Certificate of Registration is issued on or after September 1, the fee shall be fifty percent (50%) of the annual fee for that year.</del></p> <p><del>15.4.3 Every person who holds a Certificate of Registration as a Pharmacy Technician shall pay an annual fee of: (i) for the year beginning January 1, 2019, \$450.00 plus applicable taxes; and (ii) thereafter, \$500.00 plus applicable taxes, except that in the year in which the person is first registered as a Pharmacy Technician, if the Certificate of Registration is issued on or after September 1, the fee shall be fifty percent (50%) of the annual fee for that year.</del></p>	

Existing Clause	Proposed New Clause	Rationale
<p>except that in the year in which a person is first registered, if the Certificate of Registration is issued after March 10, the annual fee must be paid on the date the person is registered.</p> <p>15.4.5 No later than 30 days before the annual fee is due, the Registrar shall notify the Member of the amount of the fee and the day on which the fee is due.</p> <p>15.4.6 A Pharmacist or Pharmacy Technician who fails to pay an annual fee on or before the day on which the fee is due shall pay a penalty in addition to the annual fee. If the Pharmacist or Pharmacist Technician pays the annual fee:</p> <p>(a) within thirty (30) days of when it is due, the penalty shall be \$125.00 plus applicable taxes; and</p> <p>(b) thirty-one (31) days or more after it is due, the penalty shall be \$188.00 plus applicable taxes.</p>	<p><del>159.34.42</del> The annual fee must be paid on or before March 10, except that in the year in which a person is first registered, if the Certificate of Registration is issued after March 10, the annual fee must be paid on the date the person is registered.</p> <p><del>159.34.53</del> No later than than <u>thirty (30)</u> days before the annual fee is due, the Registrar shall notify the <u>MemberRegistrant</u> of the amount of the fee and the day on which the fee is due.</p> <p><del>159.34.64</del> A <del>Pharmacist or Pharmacy Technician</del><u>Registrant</u> who fails to pay an annual fee on or before the day on which the fee is due shall pay a penalty in addition to the annual fee. <del>If the Pharmacist or Pharmacist Technician pays the annual fee:</del></p> <p><del>(a) — within thirty (30) days of when it is due, the penalty shall be \$125.00 plus applicable taxes; and</del></p> <p><del>(b) — thirty one (31) days or more after it is due, the penalty shall be \$188.00 plus applicable taxes.</del></p>	
<p><b>15.5 Fee to Lift Suspension or for Reinstatement.</b></p> <p>15.5.1 Where a Member’s Certificate of Registration has been suspended by the Registrar for failing to pay a required fee, the fee that the Member shall pay for the lifting of the suspension shall be: (a) the fee the Member failed to pay; (b) the annual fee for the year in which the suspension is to be lifted, if the Member has not already paid it; and (c) a penalty of \$188.00 plus applicable taxes.</p> <p>15.5.2 Where a Member’s Certificate of Registration has been suspended by the Registrar pursuant to the Pharmacy Act Regulations, the fee that the Member shall pay for the lifting of the suspension shall be: (a) the annual fee for the year in which the suspension is to be lifted, if the Member has not already paid it; and (b) a penalty of \$188.00 plus applicable taxes.</p>	<p><del>159.45</del> <b>Fee to Lift Suspension or for Reinstatement.</b></p> <p><del>159.45.1</del> Where a <del>Member</del><u>Registrant</u>’s Certificate of Registration has been suspended by the Registrar for failing to pay a required fee, the fee that the <del>Member</del><u>Registrant</u> shall pay for the lifting of the suspension shall be: (a) the fee the <del>Member</del><u>Registrant</u> failed to pay; (b) the annual fee for the year in which the suspension is to be lifted, if the <del>Member</del><u>Registrant</u> has not already paid it; and (c) a penalty <del>of \$188.00 plus applicable taxes.</del></p> <p><del>159.45.2</del> Where a <del>Member</del><u>Registrant</u>’s Certificate of Registration has been suspended by the Registrar pursuant to the <i>Pharmacy Act Regulations</i>, the fee that the <del>Member</del><u>Registrant</u> shall pay for the lifting of the suspension shall be: (a) the annual fee for the year in which the suspension is to be lifted, if the <del>Member</del><u>Registrant</u> has not already paid it;</p>	

Existing Clause	Proposed New Clause	Rationale
15.5.3 The fee that a Member shall pay for the reinstatement of his or her Certificate of Registration shall be \$313.00 plus applicable taxes.	and (b) a penalty <del>of \$188.00 plus applicable taxes.</del> 159.45.3 <del>The fee that a Member</del> <u>A Registrant</u> shall pay <u>a reinstatement fee</u> for the reinstatement of his or her Certificate of Registration <del>shall be \$313.00 plus applicable taxes.</del>	
<b>15.6 Election Recount Fee.</b> The election recount fee payable by a candidate for election to the Council who requests a recount of the vote shall be \$500.00 plus applicable taxes.	<del>Deleted.</del>	Deleted to reflect that there are no recounts with electronic voting.
<b>15.7 Other Fees.</b> 15.7.2 Where, pursuant to the <i>Pharmacy Act Regulations</i> , a member: (a) has undertaken remediation by order of the Quality Assurance Committee; (b) undergoes a practice review by an assessor after the remediation, and is found by the Quality Assurance Committee to continue to have a deficiency in his or her knowledge, skills or judgment that requires correction; and (c) is ordered by the Quality Assurance Committee to undertake a further remediation and a further practice review by an assessor after the further remediation, the member shall pay a fee of \$1000.00 plus applicable taxes for each such further practice review by an assessor, and for any additional practice reviews that the member undertakes thereafter.	<b>159.75 Other Fees.</b> 159.75.2 Where, pursuant to the <i>Pharmacy Act Regulations</i> , a <del>member</del> <u>Registrant</u> : (a) has undertaken remediation by order of the Quality Assurance Committee; (b) undergoes a practice review by an assessor after the remediation, and is found by the Quality Assurance Committee to continue to have a deficiency in his or her knowledge, skills or judgment that requires correction; and (c) is ordered by the Quality Assurance Committee to undertake a further remediation and a further practice review by an assessor after the further remediation, the <del>member</del> <u>Registrant</u> shall pay a fee <del>of \$1000.00 plus applicable taxes</del> for each such further practice review by an assessor, and for any additional practice reviews that the <del>member</del> <u>Registrant</u> undertakes thereafter.	
15.7.3 The fee for an Applicant required to undertake the Practice Assessment of Competence at Entry (PACE) a third and/or subsequent time is \$1,000.	159.76.3 <del>The fee for an Applicant</del> <u>An applicant</u> required to undertake the Practice Assessment of Competence at Entry (PACE) a third and/or subsequent time <del>is \$1,000.</del> <u>shall pay a fee for such assessment(s).</u>	
15.7.4 The fee for the inspection of a Drug Preparation Premises pursuant to the Pharmacy Act Regulations, including all activities related to the inspection, shall be \$3,125.00 plus	159.76.4 <del>The</del> <u>Registrants who engage in, or supervise, drug preparation activities at a Drug Preparation Premises shall, jointly and severally, be required to pay a</u> fee for the inspection	

Existing Clause	Proposed New Clause	Rationale
applicable taxes, and shall be payable, jointly and severally, by those Members who engage in, or supervise, drug preparation activities at the Drug Preparation Premises.	of <del>athe</del> Drug Preparation Premises pursuant to the <i>Pharmacy Act Regulations</i> , including all activities related to the inspection, <del>shall be \$3,125.00 plus applicable taxes, and shall be payable, jointly and severally, by those Members who engage in, or supervise, drug preparation activities at the Drug Preparation Premises.</del>	
<b>ARTICLE <del>16-20</del> - PHARMACY TRANSACTION FEES</b>		
<b>16.1 Application of Fees.</b> Unless otherwise indicated, the fees set out in this Article 16 shall be effective as of January 1, 2019.	<del>Deleted.</del>	See Article 22.
<p><b>16.2 Application Fee.</b></p> <p>16.2.1 Subject to subparagraph 16.2.2, the application fee for a Certificate of Accreditation to establish and operate a pharmacy of the community pharmacy class or hospital pharmacy class shall be \$625.00 plus applicable taxes.</p> <p>16.2.2 Where an Applicant who has acquired two (2) or more existing pharmacies of the community pharmacy class or hospital pharmacy class, applies for Certificates of Accreditation to establish and operate the pharmacies, the application fee shall be \$625.00 plus applicable taxes for the first application, and \$63.00 plus applicable taxes for each additional application.</p>	<p><del>1620.-21</del> <b>Application Fee.</b></p> <p><del>1620.-21.1</del> Subject to subparagraph <del>16.2.2, the application fee</del><u>20.2.2, an applicant</u> for a Certificate of Accreditation to establish and operate a pharmacy of the community pharmacy class or hospital pharmacy class shall <del>be \$625.00 plus applicable taxes.</del><u>pay an application fee, due and payable upon the applicant submitting a completed application to the Registrar.</u></p> <p><del>1620.-21.2</del> Where an <del>Applicant</del><u>applicant</u> who has acquired two (2) or more existing pharmacies of the community pharmacy class or hospital pharmacy class, applies for Certificates of Accreditation to establish and operate the pharmacies, the <u>applicant shall pay an</u> application fee <del>shall be \$625.00 plus applicable taxes</del> for the first application, and <del>\$63.00 plus applicable taxes</del> for each additional application.</p>	
<p><b>16.3 Issuance Fee.</b></p> <p>16.3.1 Subject to subparagraph 16.3.3, the fee for the issuance of a Certificate of Accreditation shall be:</p> <p>(a) \$938.00 plus applicable taxes if issued between May 10 and November 9 in a given year, and \$469.00 plus applicable</p>	<p><del>1620.32</del> <b>Issuance Fee.</b></p> <p><del>1620.32.1</del> <del>Subject to subparagraph 16.3.3, the fee for the issuance of a Certificate of Accreditation shall be:</del></p> <p><del>(a) — \$938.00 plus applicable taxes if issued between May 10 and November 9 in a given year, and \$469.00 plus applicable</del></p>	

Existing Clause	Proposed New Clause	Rationale
<p>taxes if issued between November 10 and May 9 in a given year for a Certificate of Accreditation of the community pharmacy class; and</p> <p>(b) \$4,375.00 plus applicable taxes if issued between May 10 and November 9 in a given year, and \$2,188.00 plus applicable taxes if issued between November 10 and May 9 in a given year for a Certificate of Accreditation of the hospital pharmacy class.</p> <p>16.3.2 Subject to subparagraphs 16.3.4, the additional fee for the issuance of a Certificate of Accreditation to establish and operate a community pharmacy that permits the operation of remote dispensing locations, shall be \$938.00 plus applicable taxes for each remote dispensing location to be operated.</p> <p>16.3.3 The fee for the issuance of a Certificate of Accreditation to establish and operate a pharmacy for an Applicant who has acquired or relocated an existing pharmacy shall be:</p> <p>(a) \$1,200.00 plus applicable taxes for a Certificate of Accreditation of the hospital pharmacy class; and</p> <p>(b) \$313.00 plus applicable taxes for a Certificate of Accreditation of the community pharmacy class.</p> <p>16.3.4 There shall be no additional fee for the issuance of a Certificate of Accreditation that permits the operation of remote dispensing locations if the Certificate of Accreditation is issued to an Applicant who has acquired or relocated an existing community pharmacy that permits the operation of remote dispensing locations.</p>	<p><del>taxes if issued between November 10 and May 9 in a given year for a Certificate of Accreditation of the community pharmacy class; and</del></p> <p><del>(b) — \$4,375.00 plus applicable taxes if issued between May 10 and November 9 in a given year, and \$2,188.00 plus applicable taxes if issued between November 10 and May 9 in a given year for a Certificate of Accreditation of the hospital pharmacy class.</del></p> <p><u>Every successful applicant for a Certificate of Accreditation of the community pharmacy class and the hospital pharmacy class shall pay an issuance fee.</u></p> <p><del>1620.-32.2 Subject to subparagraphs 16.3.4, the additional fee for the issuance of</del> <u>Every successful applicant</u> for a Certificate of Accreditation to establish and operate a community pharmacy that permits the operation of remote dispensing locations, <del>shall be \$938.00 plus applicable taxes.</del> <u>pay an issuance fee.</u> <del>The fee will apply</del> for each remote dispensing location to be operated, <u>except that there will</u> <del>16.3.4</del> <del>— There shall</del> be no additional fee for the issuance of a Certificate of Accreditation that permits the operation of remote dispensing locations if the Certificate of Accreditation is issued to an <del>Applicant</del> <u>applicant</u> who has acquired or relocated an existing community pharmacy that permits the operation of remote dispensing locations.</p> <p><del>1620.-32.3 The fee for the issuance of a Certificate of Accreditation to establish and operate a pharmacy for an Applicant</del> <u>An applicant</u> who has acquired or relocated an existing pharmacy shall <del>be:</del></p> <p><del>(a) — \$1,200.00 plus applicable taxes for a Certificate of Accreditation of the hospital pharmacy class; and</del></p> <p><del>(b) — \$313.00 plus applicable taxes for a Certificate of Accreditation of the community pharmacy class.</del> <u>pay an</u></p>	

Existing Clause	Proposed New Clause	Rationale
<p><b>16.4 Fee for Amended Certificates - Remote Dispensing Locations.</b></p> <p>16.4.1 The application fee for an amended Certificate of Accreditation that permits the operation of remote dispensing locations or additional remote dispensing locations shall be \$313.00 plus applicable taxes for each remote dispensing location or additional remote dispensing location that is to be operated.</p> <p>16.4.2 The fee for the issuance of an amended Certificate of Accreditation that permits the operation of remote dispensing locations or additional remote dispensing locations shall be \$938.00 plus applicable taxes for each remote dispensing location or additional remote dispensing location that is to be operated.</p> <p>16.4.3 For greater certainty, subparagraphs 16.4.1 and 16.4.2 shall only apply with respect to the issuance of a Certificate of Accreditation of the community pharmacy class.</p>	<p><u>issuance fee for a Certificate of Accreditation to establish and operate a pharmacy.</u></p> <p><b><u>1620.43</u> Fee for Amended Certificates - Remote Dispensing Locations.</b></p> <p><del>1620.43.1</del> <u>The application fee for an amended</u> <u>Every person who seeks to amend a</u> Certificate of Accreditation <u>to permit</u> <del>that permits</del> the operation of remote dispensing locations or additional remote dispensing <del>location</del> <u>location(s)</u> shall <u>pay an application fee</u> <del>be \$313.00 plus applicable taxes</del> for each remote dispensing location or additional remote dispensing location that is to be operated.</p> <p><del>1620.43.2</del> <u>The fee for the issuance of</u> <u>Every successful applicant for</u> an amended Certificate of Accreditation <del>that permits to permit</del> the operation of remote dispensing locations or additional remote dispensing <del>location</del> <u>location(s)</u> shall <del>be \$938.00 plus applicable taxes</del> <u>pay an issuance fee</u> for each remote dispensing location or additional remote dispensing location that is to be operated.</p> <p><del>20.43.3</del> For greater certainty, subparagraphs <del>16.4.1</del> <u>20.4.1</u> and <del>16.4.2 shall</del> <u>20.4.2 will</u> only apply with respect to the issuance of a Certificate of Accreditation of the community pharmacy class.</p>	
<p><b>16.5 Renewal Fee.</b> The fee for the renewal of a Certificate of Accreditation shall be paid on or before May 10 of each year and shall be in the amount of:</p> <p>(a) \$1,175.00 plus applicable taxes for a Certificate of Accreditation of the community pharmacy class; and</p> <p>(b) \$4,375.00 plus applicable taxes for a Certificate of Accreditation of the hospital pharmacy class.</p>	<p><b><u>1620.54</u> Renewal Fee.</b></p> <p><del>The fee for the renewal of a Certificate of Accreditation shall be paid on or before May 10 of each year and shall be in the amount of:</del></p> <p><del>(a) — \$1,175.00 plus applicable taxes for a Certificate of Accreditation of the community pharmacy class; and</del></p> <p><del>(b) — \$4,375.00 plus applicable taxes for a Certificate of Accreditation of the hospital pharmacy class.</del></p>	

Existing Clause	Proposed New Clause	Rationale
	<p><u>Every person who holds a Certificate of Accreditation of the community pharmacy class or a Certificate of Accreditation of the hospital pharmacy class shall pay the applicable renewal fee on or before May 10 each year.</u></p>	
<p><b>16.6 Additional Renewal Fee.</b> The additional renewal fee for the renewal of a Certificate of Accreditation for each pharmacy that, within the twelve (12) months prior to the renewal, has undergone a re-inspection as a result of deficiencies noted in an initial inspection, for a third time or more after the initial inspection, shall be \$1,250.00 plus applicable taxes for each such re-inspection, and shall be paid on or before May 10 of each year. The additional renewal fee shall not apply where the re-inspection was pursuant to an order of the Discipline Committee.</p>	<p><del>1620.65</del> <b>Additional Renewal Fee.</b>  <del>The</del><u>An</u> additional renewal fee <u>will apply, and be due and payable on or before May 10 each year,</u> for the renewal of a Certificate of Accreditation for each pharmacy that, within the twelve (12) months prior to the renewal, has undergone a re-inspection as a result of deficiencies noted in an initial inspection, for a third time or more after the initial inspection; <del>shall be \$1,250.00 plus applicable taxes for each such re-inspection, and shall be paid on or before May 10 of each year.</del>  The additional renewal fee <del>shall</del><u>will apply for each re-inspection but will</u> not apply where the re-inspection was pursuant to an order of the Discipline Committee.</p>	
<p><b>ARTICLE <del>1721</del>- CERTIFICATE OF AUTHORIZATION FEES</b></p>		
<p><b>17.1 Application of Fees.</b> Unless otherwise indicated, the fees set out in this Article 17 shall be effective as of January 1, 2019.</p>	<p><del>Deleted.</del></p>	<p>See Article 22.</p>
<p><b>17.2 Application Fee.</b> The application fee for a Certificate of Authorization for a health profession corporation is \$1,250.00 plus applicable taxes.</p>	<p><del>1721.-21</del> <b>Application Fee.</b>  <del>The application fee</del><u>An applicant</u> for a Certificate of Authorization for a <del>health profession corporation is \$1,250.00 plus applicable taxes</del><u>Health Profession Corporation shall pay an application fee.</u></p>	
<p><b>17.3 Renewal Fee.</b>  17.3.1 The fee for the annual renewal of a Certificate of Authorization is \$375.00 plus applicable taxes.  17.3.2 The annual renewal fee for a Certificate of Authorization</p>	<p><del>1721.-32</del> <b>Renewal Fee.</b>  <del>1721.-32.1 The fee for the annual renewal of</del><u>Every Health Profession Corporation that holds</u> a Certificate of Authorization <del>is \$375.00 plus</del><u>shall pay the</u> applicable <del>taxes.</del><u>renewal fee each year.</u></p>	

Existing Clause	Proposed New Clause	Rationale
<p>must be paid on or before March 10 of each year.</p> <p>17.3.3 No later than thirty (30) days before the annual renewal fee is due, the Registrar shall notify the health profession corporation of the amount of the fee and the day on which it is due.</p>	<p><del>1721.32.2</del>—The annual renewal fee for a Certificate of Authorization must be paid on or before March 10 of each year.</p> <p><del>1721.32.3</del> No later than thirty (30) days before the annual renewal fee is due, the Registrar shall notify the <del>health profession corporation</del><u>Health Profession Corporation</u> of the amount of the fee and the day on which it is due.</p>	
<b><u>ARTICLE 22 - APPLICATION OF FEES</u></b>		
<p><b>15.1 Application of Fees.</b> Unless otherwise indicated, the fees set out in this Article 15 shall be effective as of January 1, 2019.</p>	<p><del>1522.1</del> <b>Application of Fees.</b></p> <p><u>19.1.1</u> Unless otherwise indicated, the fees <u>and penalties</u> set out in <del>this</del> Article <del>15</del> <u>19, Article 20, Article 21 and Schedule D</u> shall be effective as of <del>January 1, 2019</del> <u>the date set out in Schedule D.</u></p> <p><u>19.1.2</u> <u>The fees and penalties prescribed in Article 19, Article 20 and Article 21 are set out in Schedule D. All fees and penalties are subject to applicable taxes, which are payable in addition to the fees and penalties.</u></p> <p><u>19.1.3</u> <u>On January 1 of each year commencing in 2021, each fee prescribed in Article 19, Article 20, and Article 21, and listed in Schedule D, will be increased by the percentage increase, if any, in the consumer price index for goods and services in Canada as published by Statistics Canada or any successor organization.</u></p>	<p>All fees (Articles 19-21 in the amended By-Law) are now in a schedule. This will simplify the administrative work associated with adjusting the fees. The fees will also be adjusted in accordance with the consumer price index.</p>
<b>ARTICLE <del>1823</del> - CODE OF ETHICS AND CONDUCT</b>		
<p><b>18.1 Code of Ethics.</b> There shall be a Code of Ethics for Members, which is Schedule A to this By-Law.</p>	<p><del>1823.1</del> <b>Code of Ethics.</b></p> <p>There shall be a Code of Ethics for <del>Members</del><u>Registrants</u>, which is Schedule A to this By-Law.</p>	
<p><b>18.2 Code of Conduct.</b> There shall be a Code of Conduct for members of the Council and of Committees, which is Schedule B to this By-Law.</p>	<p><del>1823.2</del> <b>Code of Conduct.</b></p> <p>There shall be a Code of Conduct for <u>Directors and Committee</u></p>	

Existing Clause	Proposed New Clause	Rationale
	members <del>of the Council and of Committees</del> , which is Schedule B to this By-Law.	
<b>ARTICLE <del>1924</del>- MAKING, AMENDING AND REVOKING BY-LAWS</b>		
<p><b>19.2 Repeal of Former By-Laws.</b> The repeal of any By-Law in whole or part shall not in any way affect the validity of any act done or right, privilege, obligation or liability acquired or incurred thereunder or the validity of any contract or agreement made pursuant to any such By-Law prior to such repeal. All members of the Council and other persons acting under any By-Law so repealed in whole or in part shall continue to act as if elected or appointed under the provisions of this By-Law.</p>	<p><b><del>1924</del>.2 Repeal of Former By-Laws.</b>  <del>The</del> <u>Subject to subparagraph 5.3.1 and subparagraph 5.3.2, the</u> repeal of any By-Law in whole or part shall not in any way affect the validity of any act done or right, privilege, obligation or liability acquired or incurred thereunder or the validity of any contract or agreement made pursuant to any such By-Law prior to such repeal. All <del>members of the Council</del> <u>Directors</u> and other persons acting under any By-Law so repealed in whole or in part shall continue to act as if elected or appointed under the provisions of this By-Law.</p>	
<b>SCHEDULE B THE “CODE OF CONDUCT” FOR <del>COUNCIL</del> <u>DIRECTORS</u> AND COMMITTEE MEMBERS</b>		
<p>Members of Council and Committees will:  ...  (d) regularly attend meetings on time (including not missing three (3) or more consecutive meetings without reasonable cause) and participate constructively in discussions</p>	<p><del>Members of Council</del> <u>Directors</u> and <u>members of</u> Committees <del>will</del> <u>shall</u>,  ...  (d) regularly attend meetings on time (<del>including not missing three (3) or more consecutive meetings without reasonable cause</del>) and participate constructively in discussions</p>	
<b>SCHEDULE D SCHEDULE OF FEES</b>		
None.	See new schedule.	