



**ONTARIO COLLEGE OF PHARMACISTS
BOARD OF DIRECTORS MEETING AGENDA**

**EMERGENCY MEETING
JANUARY 11, 2021 1:00 P.M.**

Video:

<http://ontcollege.adobeconnect.com/boardofdirectors>

- 1. Noting Members Present**
- 2. Declaration of Conflict**
- 3. Approval of Agenda**
- 4. For Decision**
 - 4.1 Briefing Note – Emergency Assignment Registration**
- 5. Adjournment**

BOARD BRIEFING NOTE

MEETING DATE: JANUARY 2021

FOR DECISION	X	FOR INFORMATION
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INITIATED BY: Nancy Lum-Wilson, CEO and Registrar

TOPIC: Regulation amendments to enable emergency assignment registration certificates

ISSUE: Approval to submit proposed changes to *General Regulation 202/94* under *the Pharmacy Act* to the Minister of Health, which will allow for temporary emergency assignment registration certificates for pharmacists and pharmacy technicians

PUBLIC INTEREST RATIONALE:

As outlined in the *Regulated Health Professions Act, 1991* (2.1 Schedule 2, Health Professions Procedural Code) “it is a duty of the College to work in consultation with the Minister to ensure, as a matter of public interest, that the people of Ontario have access to adequate numbers of qualified, skilled and competent regulated health professionals”. During current or future public health or emergency situations, it is important to balance workforce needs with appropriate registration requirements to ensure safe practice.

BACKGROUND:

During its [special meeting](#) on November 19th, 2020, the Board approved the proposed regulation amendments to allow emergency assignment registration certificates and to seek approval from the Minister of Health to waive or abridge the 60 day public consultation period. On December 10th, 2020 Minister Elliott notified the College of her approval to abridge the consultation to 10 days (see Appendix A) and the consultation was subsequently opened on the College’s website on December 11th, 2020, through December 20th, 2020.

Open Consultation Feedback:

The College received a total of 150 comments, which were posted to the [consultation page](#). See below for a breakdown of respondents by type:

Online consultation respondent type	# of responses
Pharmacists	69
Members of Public	38
Applicant	25
Other	12
Organization	4
Pharmacy Assistant	1
Pharmacy Technician	1
<i>Total</i>	150

All of the individual comments posted on the open consultation page of the website were considered in the analysis and remain publicly accessible online.

The open consultation was shared with registrants through [e-Connect](#), and with the public using the College's Twitter account and a prominent notice on the website home page. Key health professional organizations and associations were also notified of the open consultation and were invited to submit a formal submission letter.

A total of four organizations made formal submissions through the online consultation page or directly to the College. Each of these submissions were considered in the analysis of the consultation activities. Organizational submissions, which remain publicly accessible online, were received from:

- [Canadian Society of Hospital Pharmacists – Ontario Branch](#)
- [Neighbourhood Pharmacy Association of Canada](#)
- [Ontario Pharmacists Association](#)
- [Office of the Fairness Commissioner](#)

ANALYSIS:

A thematic analysis of qualitative data was completed by the College. A summary of the analysis is presented below.

Overview:

The majority of feedback is supportive of emergency assignment registration certificates for pharmacists and pharmacy technicians. Of the comments received, 113 comments supported the proposed amendments (97% of public member respondents, 56% of pharmacist respondents, 92% of applicant respondents, and 100% of other respondents, organizations and the pharmacy assistant respondent).

Many public respondents commented on the need for more pharmacy professionals given the front-line patient care they provide during a critical emergency situation such as the COVID-19 pandemic. These respondents also cited the need for more regulated health professionals who will be able to administer the COVID-19 vaccine and that pharmacy professionals registered under the emergency assignment would be able to help in any vaccination effort the profession is authorized to do.

Many pharmacist and applicant respondents had similar comments as public respondents, but from the perspective of workforce challenges and having competent pharmacy professionals available to support patient care. Pharmacist and applicant respondents also commented on the current challenges in accessing pharmacy care in northern and remote communities in Ontario and how the emergency assignment registration certificates will temporarily help address these concerns.

Approximately 18% of open consultation respondents including 24 pharmacists, 1 pharmacy technician and 1 member of the public expressed concerns about establishing an emergency assignment registration certificate for pharmacists. Many of the comments shared concerns of whether pharmacy professionals who have not passed the entry to practice exams can provide patient care to the standards of the profession. Many of these respondents also shared their perspective that there is no shortage of pharmacists and that there are a sufficient number of pharmacists to fill the current workforce demands.

Key Themes:

i. Evidence of Workforce Needs

Fifteen responses (14 pharmacists and 1 pharmacy technician) identified the importance for ensuring transparency in how an emergency that would necessitate the emergency registration is determined, including how a staffing shortage is confirmed. Neighbourhood Pharmacy Association of Canada also requested the College engage with stakeholders to determine the ongoing need for emergency certified pharmacists and/or pharmacy technicians. The Office of the Fairness Commissioner also stated that collecting relevant data on the performance of individuals to whom an emergency assignment certificate has been issued would be useful to help evaluate the success of the emergency assignment process and determine if it's meeting the needs of the pharmacy workforce as well as patients.

In drafting the proposed amendments, the College explored its existing mechanisms to understand the workforce needs at any given time. The College relies on multiple sources of information for this purpose. The College also values and relies on input from health system stakeholders, professional associations and the academic community who also have access to front-line information about workforce issues. Information is also gathered through the Colleges' consultation service whereby registrants and the public provide insight into current environmental issues through the nature of questions posed to the College. As necessary, the College is also well positioned to directly survey all registrants and/or pharmacies and hospitals to gather specific workforce data. In the case of emergencies, the College will assess workforce capacity through any or all of these avenues, as appropriate to the nature of the emergency.

ii. Safeguards for Public Safety

Five comments (3 from pharmacists and 2 from applicants) supported the amendments on the condition that the completion of the multiple choice question (MCQ) portion (part I of the 2 part exam) of the Pharmacy Examining Board of Canada (PEBC) qualifying entry to practice exam is included in the requirements for receiving an emergency assignment registration certificate. While the College agrees that partial completion of the qualifying exam would provide some additional confirmation of competence, putting this requirement in place for all emergency situations would prevent a nimble and timely response to an urgent need for workforce surge capacity. PEBC examinations are only administered twice annually (under normal conditions) and therefore do not support immediate accessibility to pharmacy graduates or interns.

Twelve respondents (10 pharmacists, 1 member of the public, and 1 pharmacy technician) expressed concern about having a registrant practice within a pharmacy setting despite not completing all the examinations otherwise required for full licensure in Ontario.

Under current regulations, pharmacist graduates who have not yet completed the required examinations for full licensure have been able to register as pharmacy interns and engage in the full scope of practice under the supervision of a pharmacist, who in a community pharmacy is physically present. Many graduates have been providing services in community pharmacies in this capacity, which has contributed to the public's ability to access needed pharmacy services throughout the pandemic. While direct supervision (i.e. having a pharmacist physically present) is not required under the emergency assignment registration certificate, oversight by a Part A pharmacist is. In order to clearly communicate the supervision expectations for emergency assignment certificate holders, revisions will be made to the College's Supervision of Pharmacy Students and Interns Fact Sheet.

Furthermore, all pharmacists and pharmacy technicians are held accountable to the established legislation, Standards of Practice, Code of Ethics and College policies and guidelines relevant to pharmacy practice. This expectation will remain the same with this new emergency assignment. These expectations are also upheld by the Designated Manager, ensuring that the pharmacy is operating in accordance with the Standards of Practice and the Standards of Operation.

Changes to the proposed amendments:

Based on the consultation feedback, no revisions are required to the draft regulation presented to the Board in November 2020 (see Appendix B & C). The College will continue to work on an implementation plan that will support the proposed regulation and incorporate feedback received through the consultation, including appropriate safeguards to ensure patient safety.

RECOMMENDATION:

It is recommended that the Board approve the proposed amendments to *General Regulation 202/94* under *the Pharmacy Act* for submission to the Ministry of Health.

NEXT STEPS:

Once regulations have been submitted, the College will continue developing an implementation plan that considers how best to support those in the profession who want to apply for the emergency assignment registration certificates if the amended regulation is approved by government. This includes working alongside pharmacy professional associations to provide clarity around the expectations and implementation of the proposed amendments. Further details will be available and communicated upon approval of the amended regulation.

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361-2020-18375

December 10, 2020

Laura Weyland
President
Ontario College of Pharmacists
483 Huron Street
Toronto ON M5R 2R4

Dear Ms. Weyland:

I am responding to the request of your Council to waive the 60-day circulation period for proposed regulation amendments to the General Regulation made under the *Pharmacy Act, 1991*. I understand that these amendments will help to facilitate additional pharmacy personnel in the community and allow recent graduates who are waiting to complete the entry to practice exam the opportunity to practice under supervision.

While I can appreciate that the College would like to proceed expeditiously, I would like to ensure that broad stakeholder consultation has occurred and that the College considers a number of perspectives on the proposal prior to sending it to me for review.

Therefore, pursuant to subsection 95 (1.6) of the *Health Professions Procedural Code*, (Schedule 2 to the *Regulated Health Professions Act, 1991*) I am granting an abridgement of the circulation period of 60 days to 10 days. Once this has been completed, I would ask that you submit your regulation amendments to me for my review and subsequent government consideration.

.../2

Laura Weyland

I appreciate the assistance that you and your Council have provided to the ministry to date on ensuring that pharmacists continue to provide the people of Ontario with high quality, safe care.

Sincerely,

A handwritten signature in cursive script that reads "Christine Elliott".

Christine Elliott
Deputy Premier and Minister of Health

- c: Helen Angus, Deputy Minister, Ministry of Health
Nancy Lum-Wilson, CEO and Registrar, Ontario College of Pharmacists
Sean Court, Assistant Deputy Minister, Strategic Policy, Planning & French Language Services, Ministry of Health
Allison Henry, Director, Health Workforce Regulatory Oversight Branch, Strategic Policy, Planning & French Language Services Division, Ministry of Health

Pharmacy Act, 1991 Loi de 1991 sur les pharmaciens

ONTARIO REGULATION 202/94 GENERAL

Consolidation Period: From December 15, 2016 to the [e-Laws currency date](#).

Last amendment: O. Reg. 452/16.

This Regulation is made in English only.

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PART I INTERPRETATION

DEFINITIONS

1. In this Regulation,

“direct supervision” means supervision that is provided by a person who is physically present on the premises where the practice that is being supervised is being carried out;

“non-restricted registration” means the holding of a licence, permit, certificate or registration as a pharmacist from an authority responsible for the regulation of pharmacists in one of the states of the United States of America, or in another non-Canadian jurisdiction that has been approved by the Council, where that licence, permit, certificate or registration is not subject to any restrictions, terms, conditions or limitations, including terms, conditions or limitations that,

- (a) relate to the holder’s ability to practise independently,
- (b) require the holder to practise under supervision or direction,
- (c) require the holder to maintain a position or appointment as a condition of continued registration,
- (d) require the holder to practise only in a part of the geographical area over which the authority has jurisdiction,
- (e) restrict the holder to temporary or time-limited registration or practice,
- (f) were imposed by that authority or any committee or panel of that authority as a result of a disciplinary, registration, fitness to practise or similar proceeding, or
- (g) were placed on the holder’s registration by agreement between the holder and that authority;

“pharmacy” has the same meaning as in subsection 1 (1) of the *Drug and Pharmacies Regulation Act*;

“remote dispensing location” has the same meaning as in subsection 1 (1) of the *Drug and Pharmacies Regulation Act*.
O. Reg. 451/10, ss. 1, 6 (1).

PART II GENERAL PROVISIONS RE CERTIFICATES OF REGISTRATION

CLASSES OF CERTIFICATES OF REGISTRATION

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

- 1. Pharmacist.
- 2. Registered pharmacy student.
- 3. Intern.
- 3.1. Pharmacist (emergency assignment).
- 4. Pharmacy technician.
- 4.1 Pharmacy technician (emergency assignment).

(2) Every certificate of registration that was in existence immediately before December 3, 2010 is continued as the equivalent certificate of registration with the same status under this Regulation until such time as it otherwise ceases to be effective. O. Reg. 451/10, s. 1.

(3) Where an application for a certificate of registration had been made but not finally dealt with before December 3, 2010, the application shall be dealt with in accordance with this Regulation as amended by Ontario Regulation 451/10. O. Reg. 451/10, s. 1.

APPLICATION FOR CERTIFICATE OF REGISTRATION

3. A person may apply for a certificate of registration by submitting a completed application in the form provided by the Registrar together with any supporting documentation requested by the Registrar and the applicable fees. O. Reg. 451/10, s. 1.

REQUIREMENTS FOR ISSUANCE OF CERTIFICATE OF REGISTRATION, ANY CLASS

4. (1) The following are requirements for the issuance of a certificate of registration of any class:
1. The applicant must possess sufficient language proficiency, in either English or French, to be able to communicate and comprehend effectively, both orally and in writing.
 2. The applicant must not have been found guilty of any offence in any jurisdiction.
 3. The applicant must not be the subject of a current proceeding in respect of any offence in any jurisdiction.
 4. The applicant must not have been the subject of a finding of professional misconduct, incompetence or incapacity or any like finding in Ontario or any other jurisdiction in relation to pharmacy or any other profession or occupation and must not be the subject of any current professional misconduct, incompetence, or incapacity proceeding or any like proceeding in Ontario or any other jurisdiction in relation to pharmacy or any other profession or occupation.
 5. The applicant must be a Canadian citizen or permanent resident of Canada or must hold the appropriate authorization under the *Immigration and Refugee Protection Act* (Canada) to permit the applicant to engage in the practice of the profession in Ontario in the manner permitted by the certificate of registration for which he or she has applied.
 6. The applicant's past and present conduct must afford reasonable grounds for the belief that the applicant,
 - i. will practise pharmacy with decency, honesty and integrity, and in accordance with the law,
 - ii. does not suffer from any physical or mental condition or disorder that could affect his or her ability to practise pharmacy in a safe manner,
 - iii. has sufficient knowledge, skill and judgment to competently engage in the practice of pharmacy authorized by the certificate of registration, and
 - iv. will display an appropriately professional attitude.
 7. The applicant must provide evidence satisfactory to the Registrar that the applicant will have professional liability insurance in the amount and in the form as required by the by-laws as of the anticipated date for the issuance of his or her certificate of registration.
 8. The applicant must have paid any fees required under the by-laws for the issuance of the certificate of registration for which the applicant applied. O. Reg. 451/10, s. 1.
- (2) The requirement under paragraph 8 of subsection (1) is non-exemptible. O. Reg. 451/10, s. 1.
- (3) An applicant must meet all of the requirements for registration within one year following the filing of his or her application, but this does not prevent the applicant from filing a new application; except that an applicant for a certificate of registration as a pharmacist (emergency assignment) or as a pharmacy technician (emergency assignment) must meet all such requirements at the time of submission of the application. O. Reg. 451/10, s. 1.
- (4) An applicant shall be deemed not to have satisfied the requirements for the issuance of a certificate of registration if the applicant makes a false or misleading statement or representation in his or her application or supporting documentation. O. Reg. 451/10, s. 1.

TERMS, ETC., OF EVERY CERTIFICATE

5. Every certificate of registration is subject to the following terms, conditions and limitations:
1. The member shall provide to the Registrar the details of any of the following that relate to the member and that occur or arise after the registration of the member:
 - i. a finding of guilt arising in any jurisdiction relating to any offence,
 - ii. a charge arising in any jurisdiction relating to any offence,
 - iii. a finding of professional misconduct, incompetence or incapacity or any like finding in any jurisdiction in relation to pharmacy or any other profession or occupation,
 - iv. a proceeding for professional misconduct, incompetence or incapacity or any like proceeding in any jurisdiction in relation to pharmacy or any other profession or occupation.
 2. The member shall not engage in the practice of pharmacy unless the member is a Canadian citizen or permanent resident of Canada or has authorization under the *Immigration and Refugee Protection Act* (Canada) permitting the member to engage in the practice of pharmacy in Ontario in the manner permitted by the certificate of registration.
 3. The member shall immediately advise the Registrar in writing in the event the member ceases to be a Canadian citizen or permanent resident of Canada or to have authorization under the *Immigration and Refugee Protection Act* (Canada) permitting the member to engage in the practice of pharmacy in Ontario in the manner permitted by the certificate of registration.

4. If a member to whom paragraph 3 applies subsequently obtains Canadian citizenship or becomes a permanent resident of Canada or attains authorization under the *Immigration and Refugee Protection Act* (Canada) permitting the member to engage in the practice of pharmacy in Ontario permitted by the certificate of registration, the member shall immediately advise the Registrar in writing of that fact.
5. The member shall maintain professional liability insurance in the amount and in the form as required by the by-laws.
6. A member who fails to meet the condition in paragraph 5 shall immediately advise the Registrar in writing of that fact and immediately cease to engage in the practice of pharmacy until such time as the member obtains professional liability insurance as required in paragraph 5.
7. Where a member to whom paragraph 6 applies subsequently obtains professional liability insurance, the member shall notify the Registrar in writing of that fact and, if requested by the Registrar, shall provide details of that coverage. O. Reg. 451/10, s. 1.

PART III REGISTRATION — PHARMACISTS

ADDITIONAL REQUIREMENTS

6. (1) The following are additional requirements for the issuance of a certificate of registration as a pharmacist:
 1. The applicant must,
 - i. have a minimum of a baccalaureate degree in pharmacy evidencing the successful completion of a program designed to educate and train persons to be practising pharmacists which was,
 - A. awarded on or before December 31, 1993 by a constituent faculty of the Association of Faculties of Pharmacy of Canada, or
 - B. awarded by a university as a result of successful completion of a program which was, at the time of the award, accredited by the Canadian Council for Accreditation of Pharmacy Programs or by another accrediting body approved by the Council for that purpose, or
 - ii. have a university degree in pharmacy that does not meet the requirements of subparagraph i but that evidences the successful completion of a program designed to educate and train persons to be practising pharmacists, and,
 - A. have successfully completed a program that, at the time the applicant commenced it, was approved by the Council as one whose graduates should possess knowledge, skill and judgment at least equal to those of current graduates of a program mentioned in sub-subparagraph i B, or
 - B. have successfully completed the examination provided for in paragraph 4 on the applicant's first attempt and have successfully completed any further education or training or combination of education and training that was specified by a panel of the Registration Committee to evidence that the applicant possesses knowledge, skill and judgment at least equal to those of current graduates of a program mentioned in sub-subparagraph i B.
 2. The applicant must have successfully completed an examination in pharmaceutical jurisprudence approved by the Council for applicants for a certificate of registration as a pharmacist.
 3. Subject to subsection (5), the applicant must have successfully completed a structured practical training program approved by the Council, while holding a certificate of registration as an intern and while under the supervision of a preceptor approved by the Registration Committee.
 4. The applicant must have successfully completed the qualifying examination of the Pharmacy Examining Board of Canada for pharmacists at a time when the examination was approved by the Council or have successfully completed another examination that has been approved by the Council for that purpose. O. Reg. 451/10, s. 1.
- (2) With the approval of the Council, all or any part of a structured practical training program referred to in paragraph 3 of subsection (1) may be completed as part of a program referred to in paragraph 1 of subsection (1), even if the applicant did not hold a certificate of registration as an intern at the time. O. Reg. 451/10, s. 1.
- (3) The requirement in paragraph 1 of subsection (1) must be met within two years before the date on which the applicant met all of the other requirements for the issuance of a certificate of registration as a pharmacist unless the applicant,
 - (a) satisfies the Registrar or a panel of the Registration Committee that the applicant has practised pharmacy within the scope of practice of the profession as set out in section 3 of the Act for at least 600 hours during the three years before the date on which the applicant met all of the other requirements for the issuance of a certificate of registration as a pharmacist in the course of providing patient care while practising as a pharmacist in Canada, the United States of America or another jurisdiction approved by the Council;
 - (b) undergoes a review of his or her practice conducted in a manner approved by the Registration Committee, meets any requirements regarding continuing education or remediation set by a panel of the Registration Committee within the time set by the panel, and pays the required fees; or

- (c) successfully completes the examination referred to in paragraph 4 of subsection (1) within three years of the date on which he or she meets all of the other requirements for the issuance of a certificate of registration as a pharmacist. O. Reg. 451/10, s. 1.
- (4) The requirement in paragraph 2 of subsection (1) shall not be considered to be met unless the applicant is issued a certificate of registration as a pharmacist within three years of meeting that requirement. O. Reg. 451/10, s. 1.
- (5) An applicant is deemed to have met the requirement in paragraph 3 of subsection (1) if, at the time of application, the applicant,
 - (a) has successfully completed a structured practical training program which is, in the opinion of the Registration Committee at least equivalent to the program mentioned in paragraph 3 of subsection (1); or
 - (b) has other education, training or experience that is, in the opinion of a panel of the Registration Committee at least equivalent to the program mentioned in paragraph 3 of subsection (1). O. Reg. 451/10, s. 1.
- (6) The requirement in paragraph 3 of subsection (1) shall not be considered to have been met unless the applicant is issued a certificate of registration as a pharmacist within two years of meeting the requirement or within such greater time as is specified by a panel of the Registration Committee. O. Reg. 451/10, s. 1.
- (7) Subject to subsection (8), the requirement in paragraph 4 of subsection (1) is not considered to have been met unless the applicant,
 - (a) successfully completed the examination within three attempts; or
 - (b) successfully completed the examination on the applicant's fourth attempt having first successfully completed the further education or training or combination of education and training required by the examining body responsible for the administration of the examination or, if no further education or training was required by that body, the further education or training or combination of education and training, if any, specified by a panel of the Registration Committee. O. Reg. 451/10, s. 1.
- (8) Where, by virtue of subsection (7), an applicant is not considered to have met the requirement in paragraph 4 of subsection (1), the applicant may not attempt the examination again until the applicant obtains a new degree mentioned in subparagraph 1 i of subsection (1). O. Reg. 451/10, s. 1.
- (9) An applicant is only eligible to take the examination referred to in paragraph 2 of subsection (1) three times in any 24-month period. O. Reg. 451/10, s. 1.
- (10) The requirements in paragraphs 1, 3 and 4 of subsection (1) are deemed to have been met by an applicant,
 - (a) who previously held a certificate of registration as a pharmacist in Ontario; and
 - (b) who,
 - (i) satisfies the Registrar or a panel of the Registration Committee that the applicant has practised pharmacy within the scope of practice of the profession as set out in section 3 of the Act for at least 600 hours during the three years before the date on which the applicant met all of the other requirements for the issuance of a certificate of registration as a pharmacist in the course of providing patient care while practising as a pharmacist in Canada, the United States of America or another jurisdiction approved by the Council, or
 - (ii) undergoes a review of his or her practice conducted in a manner approved by the Registration Committee, meets any requirements regarding continuing education or remediation set by a panel of the Registration Committee within the time set by the panel, and pays the required fees. O. Reg. 451/10, s. 1.
- (11) An applicant who has a university degree in pharmacy mentioned in subparagraph 1 ii of subsection (1), and who successfully completes any further education or training or combination of education and training specified by a panel of the Registration Committee shall be deemed to have met the requirement in paragraph 1 of subsection (1) if the applicant,
 - (a) was registered as an intern on December 3, 2010; or
 - (b) becomes registered as an intern after December 3, 2010 but before December 3, 2011. O. Reg. 451/10, s. 1.
- (12) Subject to subsections (2), (5), (10) and (11) and sections 7 and 8, the requirements in subsection (1) are non-exemptible. O. Reg. 451/10, s. 1.
- (13) A reference in this section or section 7 to "all of the other requirements for the issuance of a certificate of registration" includes, without being limited to, a requirement set out in subsection 4 (1) or subsection (1) of this section. O. Reg. 451/10, s. 1.

MOBILITY FROM OUTSIDE CANADA

7. An applicant is deemed to have met the requirements in paragraph 1 of subsection 6 (1) if the applicant meets all the following non-exemptible requirements:

- 1. The applicant must,

- i. hold a non-restricted registration in at least one jurisdiction at the time of application and have held that registration continuously for at least two years, and
 - ii. satisfy the Registrar or a panel of the Registration Committee that the applicant engaged in the full scope of practice as a pharmacist in that jurisdiction for at least 600 hours.
2. The applicant must,
- i. satisfy the Registrar or a panel of the Registration Committee that the applicant has practised pharmacy within the scope of practice of the profession as set out in section 3 of the Act for at least 600 hours during the three years before the date on which the applicant met all of the other requirements for the issuance of a certificate of registration as a pharmacist in the course of providing patient care while practising as a pharmacist in one or more of the jurisdictions where he or she held the non-restricted registration,
 - ii. undergo a review of his or her practice conducted in a manner approved by the Registration Committee, meet any requirements regarding continuing education or remediation set by a panel of the Registration Committee within the time set by the panel, and pay the required fees, or
 - iii. successfully complete the examination referred to in paragraph 4 of subsection 6 (1) within three years of the date on which he or she meets all of the other requirements for the issuance of a certificate of registration as a pharmacist. O. Reg. 451/10, s. 1.

MOBILITY WITHIN CANADA

8. (1) Where section 22.18 of the Health Professions Procedural Code applies to an applicant the requirements of paragraphs 1, 3 and 4 of subsection 6 (1) are deemed to have been met by the applicant if he or she provides, for each jurisdiction where the applicant holds an out-of-province certificate, a certificate, letter or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a pharmacist in that jurisdiction. O. Reg. 451/10, s. 1.

(2) Without in any way limiting the generality of subsection (1), “good standing” shall include the fact that,

- (a) the applicant is not the subject of any discipline or fitness to practise order or of any proceeding or ongoing investigation or of any interim order or agreement as a result of a complaint, investigation or proceeding; and
- (b) the applicant has complied with the continuing competency and quality assurance requirements of the regulatory authority that issued the applicant that out-of-province certificate as a pharmacist. O. Reg. 451/10, s. 1.

(3) An applicant referred to in subsection (1) is deemed to have met the requirements of paragraph 1 of subsection 4 (1) where the requirements for the issuance of the applicant’s out-of-province certificate included language proficiency requirements equivalent to those required by that paragraph. O. Reg. 451/10, s. 1.

(4) Despite subsection (1), an applicant is not deemed to have met a requirement if that requirement is described in subsection 22.18 (3) of the Health Professions Procedural Code. O. Reg. 451/10, s. 1.

TERMS, CONDITIONS AND LIMITATIONS, PART B PHARMACIST

9. (1) Every certificate of registration of a pharmacist listed in Part B of the register is subject to the following terms, conditions and limitations:

1. The member shall not provide any care to a patient, whether direct or indirect.
2. The member shall not dispense, sell or compound drugs.
3. The member shall not supervise that part of the pharmacy where drugs are kept.
4. The member shall not be the designated manager of a pharmacy within the meaning of the *Drug and Pharmacies Regulation Act*.
5. The member shall not supervise the practice of pharmacy of an intern, registered pharmacy student or pharmacy technician.
6. The member shall, when working in a pharmacy or any other environment where patient care is being provided, clearly identify him or herself as a non-practising pharmacist. O. Reg. 451/10, s. 1.

(2) With the prior written approval of the Registrar, and despite paragraphs 1 and 2 of subsection (1), a pharmacist listed in Part B of the register may dispense, sell or compound a drug and provide care to a patient under the direct supervision of a pharmacist who is registered in Part A of the register, or of a pharmacist (emergency assignment), where the sole purpose is to assist the member in preparing to meet the requirements specified in subsection 46 (3) to transfer a member holding a certificate of registration as a pharmacist who is registered in Part B of the register to Part A of the register. O. Reg. 451/10, s. 1.

(3) Where a member wishes to seek the approval of the Registrar under subsection (2), the member shall provide to the Registrar, in writing, the name of the pharmacist or pharmacists who will be providing the required supervision, the name and

address of the pharmacy or pharmacies at which the member proposes to practise under that supervision and the proposed date upon which the member wishes to commence practice. O. Reg. 451/10, s. 1.

- (4) Any approval provided by the Registrar under subsection (2) must specify,
 - (a) the name of the pharmacist or pharmacists who will be required to supervise the member;
 - (b) the name and address of the pharmacy or pharmacies where the member will be practising; and
 - (c) the term of the approval, which must not exceed six months. O. Reg. 451/10, s. 1.

(5) Where the Registrar is satisfied that it is appropriate to do so the Registrar may extend the term of the approval provided under subsection (2) but in no case may the combined term exceed one year unless a panel of the Quality Assurance Committee approves of a further extension. O. Reg. 451/10, s. 1.

PART IV REGISTRATION — REGISTERED PHARMACY STUDENTS

ADDITIONAL REQUIREMENT

10. (1) It is an additional requirement for the issuance of a certificate of registration as a registered pharmacy student that the applicant must,

- (a) have been accepted as a student in a university program referred to in subparagraph 1 i of subsection 6 (1) or in an approved program referred to in sub-subparagraph 1 ii A of that subsection;
 - (b) be engaged in attaining any education or training referred to in sub-subparagraph 1 ii B of subsection 6 (1); or
 - (c) be engaged in attaining any education or training specified by a panel of the Registration Committee as a condition for the issuance of another certificate of registration, other than a certificate of registration as a pharmacy technician. O. Reg. 451/10, s. 2.
- (2) Subject to section 11, the requirement in subsection (1) is non-exemptible. O. Reg. 451/10, s. 2.

MOBILITY WITHIN CANADA

11. (1) Where section 22.18 of the Health Professions Procedural Code applies to an applicant the requirements of subsection 10 (1) are deemed to have been met by the applicant if he or she provides, for each jurisdiction where the applicant holds an out-of-province certificate, a certificate, letter or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a pharmacy student in that jurisdiction. O. Reg. 451/10, s. 2.

- (2) Without in any way limiting the generality of subsection (1), “good standing” shall include the fact that,
- (a) the applicant is not the subject of any discipline or fitness to practise order or of any proceeding or ongoing investigation or of any interim order or agreement as a result of a complaint, investigation or proceeding; and
 - (b) the applicant has complied with the continuing competency and quality assurance requirements of the regulatory authority that issued the applicant that out-of-province certificate as a registered pharmacy student. O. Reg. 451/10, s. 2.

(3) An applicant referred to in subsection (1) is deemed to have met the requirements of paragraph 1 of subsection 4 (1) where the requirements for the issuance of the applicant’s out-of-province certificate included language proficiency requirements equivalent to those required by that paragraph. O. Reg. 451/10, s. 2.

(4) Despite subsection (1), an applicant is not deemed to have met a requirement if that requirement is described in subsection 22.18 (3) of the Health Professions Procedural Code. O. Reg. 451/10, s. 2.

TERMS, CONDITIONS AND LIMITATIONS

12. (1) Every certificate of registration as a registered pharmacy student is subject to the following terms, conditions and limitations:

- 1. The member,
 - i. in the case of a member to whom subsection 11 (1) does not apply, shall only engage in the practice of pharmacy while enrolled in and actively participating in a program provided for in subsection 10 (1) or while actively engaged in any education or training specified in that subsection, and
 - ii. in the case of a member to whom subsection 11 (1) applies, shall only engage in the practice of pharmacy while enrolled in and actively participating in an educational program that is a requirement for the issuance of an applicable out-of-province certificate authorizing practice as an intern or pharmacist.
- 2. The member may only engage in the practice of pharmacy,
 - i. while under the direct supervision of a member who holds a certificate of registration as a pharmacist or as a pharmacist (emergency assignment),

- ii. where a program or any education or training provided for in subsection 10 (1) includes a clinical component in a premises that is not a pharmacy but at which drugs may be prescribed or dispensed, while under the direct supervision of a member of a College within the meaning of the *Regulated Health Professions Act, 1991* who has been approved for this purpose by the faculty that provides the program, education or training.
- 3. Despite subparagraph 2 ii, the member shall not dispense, compound or sell a drug unless under the direct supervision of a member holding a certificate of registration as a pharmacist.
- 4. Despite subparagraph 2 ii, the member may not supervise that part of the pharmacy where drugs are kept.
- 5. The member may neither delegate a controlled act nor accept the delegation of a controlled act. O. Reg. 451/10, s. 2.
- (2) A certificate of registration as a registered pharmacy student automatically expires when the member is issued a certificate of registration as a pharmacist or an intern. O. Reg. 451/10, s. 2.
- (3) A certificate of registration as a registered pharmacy student automatically expires,
 - (a) in the case of a member engaged in a program referred to in subparagraph 1 i of subsection 6 (1), when the member is refused readmission to the program, ceases to be enrolled in the program or ceases to actively participate in the program;
 - (b) in the case of a member engaged in an approved program referred to in sub-subparagraph 1 ii A of subsection 6 (1), two years after registration as a registered pharmacy student unless that period of time is extended by a panel of the Registration Committee;
 - (c) in the case of a member engaged in attaining any education or training or combination of education and training referred to in sub-subparagraph 1 ii B of subsection 6 (1) or in attaining any education or training or combination of education and training required by a panel of the Registration Committee as a condition for the issuance of another class of certificate of registration, on the date specified by the panel in its decision or, if no date was specified, one year from that decision, unless extended by a panel of the Registration Committee; and
 - (d) in the case of a member whose application for a certificate of registration as a registered pharmacy student was considered under subsection 11 (1), on the date on which the member ceases to hold an out-of-province certificate that is equivalent to a certificate of registration as a registered pharmacy student. O. Reg. 451/10, s. 2.

PART V REGISTRATION — INTERNS

ADDITIONAL REQUIREMENTS

- 13. (1) The following are additional requirements for the issuance of a certificate of registration as an intern:
 - 1. The applicant must,
 - i. have a minimum of a baccalaureate degree in pharmacy evidencing the successful completion of a program designed to educate and train persons to be practising pharmacists which was,
 - A. awarded on or before December 31, 1993 by a constituent faculty of the Association of Faculties of Pharmacy of Canada, or
 - B. awarded by a university as a result of successful completion of a program which was, at the time of the award, accredited by the Canadian Council for Accreditation of Pharmacy Programs or by another accrediting body approved by the Council for that purpose, or
 - ii. have a university degree in pharmacy that does not meet the requirements of subparagraph i but that evidences the successful completion of a program designed to educate and train persons to be practising pharmacists, and,
 - A. have successfully completed a program that, at the time the applicant commenced it, was approved by the Council as one whose graduates should possess knowledge, skill and judgment at least equal to those of current graduates of a program mentioned in sub-subparagraph i B, or
 - B. have successfully completed the examination provided for in paragraph 4 of subsection 6 (1) on the applicant's first attempt and have successfully completed any further education or training or combination of education and training that was specified by a panel of the Registration Committee to evidence that the applicant possesses knowledge, skill and judgment at least equal to those of current graduates of a program mentioned in sub-subparagraph i B.
 - 2. Subject to subsections (3) and (4), the applicant must have successfully completed a structured practical training program approved by the Council while holding a certificate of registration as a registered pharmacy student and while under the direct supervision of a preceptor approved by the Registration Committee. O. Reg. 451/10, s. 3.
- (2) Subject to subsections (3) and (4) and section 14, the requirements in subsection (1) are non-exemptible. O. Reg. 451/10, s. 3.

(3) With the approval of the Council, all or any part of a structured practical training program referred to in paragraph 2 of subsection (1) may be completed as part of a program referred to in paragraph 1 of subsection (1), even if the applicant did not hold a certificate of registration as a registered pharmacy student at the time. O. Reg. 451/10, s. 3.

(4) An applicant shall be deemed to have met the requirement in paragraph 2 of subsection (1) if, at the time of application, the applicant holds a non-restricted registration as a pharmacist, has held that registration for at least two years and the applicant,

- (a) satisfies the Registrar or a panel of the Registration Committee that the applicant engaged in the full scope of practice as a pharmacist in that jurisdiction for at least 600 hours;
- (b) successfully completed a structured practical training program which is, in the opinion of a panel of the Registration Committee at least equivalent to a program mentioned in paragraph 2 of subsection (1), or has other education, training or experience that, in the opinion of a panel of the Registration Committee is at least equivalent to the program mentioned in paragraph 2 of subsection (1); or
- (c) successfully completed the education and obtained the additional training or experience that a panel of the Registration Committee has specified. O. Reg. 451/10, s. 3.

(5) The requirement of paragraph 2 of subsection (1) shall not be considered to have been met unless the applicant is issued a certificate of registration as an intern within one year of meeting that requirement or within such greater time as is specified by a panel of the Registration Committee. O. Reg. 451/10, s. 3.

(6) An applicant who has a university degree in pharmacy mentioned in subparagraph 1 ii of subsection (1), and who successfully completes any further education or training or combination of education and training specified by a panel of the Registration Committee shall be deemed to have met the requirement in paragraph 1 of subsection (1) if the applicant,

- (a) was registered as a registered pharmacy student on December 3, 2010; or
- (b) becomes registered as a registered pharmacy student after December 3, 2010 but before December 3, 2011. O. Reg. 451/10, s. 3.

MOBILITY WITHIN CANADA

14. (1) Where section 22.18 of the Health Professions Procedural Code applies to an applicant the requirements of subsection 13 (1) are deemed to have been met by the applicant if he or she provides, for each jurisdiction where the applicant holds an out-of-province certificate, a certificate, letter or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as an intern in that jurisdiction. O. Reg. 451/10, s. 3.

(2) Without in any way limiting the generality of subsection (1), “good standing” shall include the fact that,

- (a) the applicant is not the subject of any discipline or fitness to practise order or of any proceeding or ongoing investigation or of any interim order or agreement as a result of a complaint, investigation or proceeding; and
- (b) the applicant has complied with the continuing competency and quality assurance requirements of the regulatory authority that issued the applicant that out-of-province certificate as an intern. O. Reg. 451/10, s. 3.

(3) An applicant referred to in subsection (1) is deemed to meet the requirements of paragraph 1 of subsection 4 (1) where the requirements for the issuance of the applicant’s out-of-province certificate included language proficiency requirements equivalent to those required by that paragraph. O. Reg. 451/10, s. 3.

(4) Despite subsection (1), an applicant is not deemed to have met a requirement if that requirement is described in subsection 22.18 (3) of the Health Professions Procedural Code. O. Reg. 451/10, s. 3.

TERMS, CONDITIONS AND LIMITATIONS

15. (1) Every certificate of registration as an intern is subject to the following terms, conditions and limitations:

- 1. The member shall only engage in the practice of pharmacy,
 - i. when practising in a pharmacy to which the *Drug and Pharmacies Regulation Act* applies, while under the direct supervision of a member holding a certificate of registration as a pharmacist or as a pharmacist (emergency assignment), or
 - ii. in all other cases, while under the supervision of a member holding a certificate of registration as a pharmacist or as a pharmacist (emergency assignment)
 - 2. The member shall not supervise that part of the pharmacy where drugs are kept.
 - 3. The member shall not delegate a controlled act. O. Reg. 451/10, s. 3.
- (2) A certificate of registration as an intern automatically expires,
- (a) when the member is issued a certificate of registration as a pharmacist; or

- (b) one year from the date on which it was issued unless a panel of the Registration Committee specifies otherwise.
O. Reg. 451/10, s. 3.

PART V.1
REGISTRATION – PHARMACISTS (EMERGENCY ASSIGNMENT)

15.1 (1) The following are additional requirements for the issuance of a certificate of registration as a pharmacist (emergency assignment):

1. The Government of Ontario must request that the College issue certificates of registration for the pharmacist (emergency assignment) class.
 2. The applicant must,
 - i. satisfy the educational requirements of paragraph 1 of subsection 6(1) (and the deeming provisions of subsection 6(10) shall not apply) no more than two years prior to submitting an application for the issuance of a certificate of registration as a pharmacist (emergency assignment); or
 - ii. currently be practising in a jurisdiction approved by Council, and provide for each jurisdiction where the applicant holds a certificate, a certificate, letter or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a pharmacist in that jurisdiction; or
 - iii. have practised as a pharmacist in a jurisdiction approved by Council within three years prior to the day on which the applicant met all other requirements for the issuance of a certificate of registration as a pharmacist (emergency assignment), and provide for each jurisdiction where the applicant held a certificate, a certificate, letter or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant was in good standing as a pharmacist in that jurisdiction.
- (2) Without in any way limiting the generality of paragraph 2.ii. of subsection (1), “good standing” shall include the fact that,
- (a) the applicant is not the subject of any discipline or fitness to practise order or of any proceeding or ongoing investigation or of any interim order or agreement as a result of a complaint, investigation or proceeding; and
 - (b) the applicant has complied with the continuing competency and quality assurance requirements of the regulatory authority that issued the applicant’s certificate as a pharmacist.

TERMS, CONDITIONS AND LIMITATIONS

15.2 (1) Every certificate of registration as a pharmacist (emergency assignment) is subject to the following terms, conditions and limitations:

1. The member shall, while working in a pharmacy or any other environment where patient care is being provided, clearly identify himself or herself as a pharmacist (emergency assignment).
 2. The member shall only engage in the practice of the profession while under the supervision of a member holding a certificate of registration as a pharmacist listed in Part A.
 3. The member shall not be the designated manager of a pharmacy.
- (2) A certificate of registration as a pharmacist (emergency assignment) expires sixty days from the date on which the certificate was issued, unless extended under subsection (3).
- (3) The Registrar may extend a certificate of registration as a pharmacist (emergency assignment) for one or more periods, each of which is not to exceed 60 days, if, in the opinion of the Registrar, it is advisable to do so.
- (4) The Registrar may revoke a certificate of registration as a pharmacist (emergency assignment) prior to the expiry of the certificate if, in the opinion of the Registrar, it is advisable to do so.
- (5) Where a member listed in Part B of the register also holds a certificate of registration as a pharmacist (emergency assignment), the terms, conditions and limitations listed in section 9 of this Regulation shall not apply to the member during the time that the member holds the emergency assignment certificate.
- (6) Where a member who holds a certificate of registration as an intern also holds a certificate of registration as a pharmacist (emergency assignment), the terms, conditions and limitations listed in subsection 15(1) of this Regulation shall not apply to the member during the time that the member holds the emergency assignment certificate.

PART VI
REGISTRATION — PHARMACY TECHNICIANS

ADDITIONAL REQUIREMENTS

- 16.** (1) The following are additional requirements for the issuance of a certificate of registration as a pharmacy technician:
1. The applicant must,

- i. have successfully completed a pharmacy technician program designed to educate and train persons to be pharmacy technicians which was, at the time the applicant graduated, accredited by the Canadian Council for Accreditation of Pharmacy Programs or such other accrediting body approved by the Council for that purpose,
 - ii. have successfully completed a pharmacy technician program designed to educate and train persons to be pharmacy technicians other than one referred to in subparagraph i or have a university degree or university diploma in pharmacy and, in either case,
 - A. must have successfully completed a program that, at the time the applicant commenced was approved by the Council as one whose graduates should possess knowledge, skill and judgment at least equivalent to a current graduate of a program referred to in subparagraph i, or
 - B. must have successfully completed the examination referred to in paragraph 4 on the applicant's first attempt, and have successfully completed any further education or training or combination of education and training that was specified by a panel of the Registration Committee to evidence that the applicant possesses knowledge, skill and judgment at least equivalent to a current graduate of a program referred to in subparagraph i,
 - iii. have successfully completed a program before January 1, 2015 that, at the time the applicant commenced was approved by the Council as one whose graduates should possess knowledge, skill and judgment at least equivalent to a current graduate of a program referred to in subparagraph i, or
 - iv. have met the requirements of paragraph 1 of subsection 6 (1).
2. The applicant must have successfully completed an examination in pharmaceutical jurisprudence approved by the Council for applicants for a certificate of registration as a pharmacy technician.
 3. The applicant must have successfully completed a structured practical training program approved by the Council and must have done so under the direct supervision of a preceptor approved by the Registration Committee.
 4. The applicant must have successfully completed the qualifying examination of the Pharmacy Examining Board of Canada for pharmacy technicians or successfully completed another examination that has been approved by the Council for that purpose. O. Reg. 451/10, s. 4.
- (2) With the approval of the Council, all or any part of a structured practical training program referred to in paragraph 3 of subsection (1) may be completed as part of a program referred to in subparagraph 1i of subsection (1) or sub-subparagraph 1 ii A of subsection (1). O. Reg. 451/10, s. 4.
- (3) The requirement in paragraph 1 of subsection (1) must be met within two years before the date on which the applicant met all of the other requirements for the issuance of a certificate of registration as a pharmacy technician unless the applicant,
- (a) satisfies the Registrar or a panel of the Registration Committee that the applicant has practised pharmacy within the scope of practice of the profession as set out in section 3 of the Act under the supervision or direction of a pharmacist for at least 600 hours during the three years before the date on which the applicant met all the other requirements for the issuance of a certificate of registration as a pharmacy technician and did so while practising as a pharmacy technician in Canada or in another jurisdiction approved by the Council;
 - (b) meets any requirements regarding any further education or training or a combination of education or training, if any, set by a panel of the Registration Committee within the time set by the panel; or
 - (c) successfully completes the examination referred to in paragraph 4 of subsection (1) within three years of the date on which he or she meets all of the other requirements for the issuance of a certificate of registration as a pharmacy technician. O. Reg. 451/10, s. 4.
- (4) The requirement of paragraph 2 of subsection (1) shall not be considered to have been met unless the applicant is issued a certificate of registration as a pharmacy technician within three years of meeting that requirement. O. Reg. 451/10, s. 4.
- (5) An applicant is only eligible to take the examination referred to in paragraph 2 of subsection (1) three times in any 24-month period. O. Reg. 451/10, s. 4.
- (6) The requirement in paragraph 3 of subsection (1) shall not be considered to have been met unless the applicant,
- (a) is issued a certificate of registration as a pharmacy technician within two years of meeting that requirement;
 - (b) satisfies the Registrar or a panel of the Registration Committee that the applicant has practised pharmacy within the scope of practice of the profession as set out in section 3 of the Act under the supervision or direction of a pharmacist for at least 600 hours during the three years before the date on which the applicant met all the other requirements for the issuance of a certificate of registration as a pharmacy technician and did so while practising as a pharmacy technician in Canada or in another jurisdiction approved by the Council; or
 - (c) meets any requirements regarding any further education or training or a combination of education or training, if any, set by a panel of the Registration Committee within the time set by the panel. O. Reg. 451/10, s. 4.

- (7) Subject to subsection (8), paragraph 4 of subsection (1) is not considered to have been met unless the applicant,
- (a) successfully completed the examination within three attempts; or
 - (b) successfully completed the examination on the applicant's fourth attempt having first successfully completed the further education or training or combination of education and training required by the examining body responsible for the administration of the examination or, if no further education or training was required by that body, the further education or training or combination of education and training, if any, that was specified by a panel of the Registration Committee. O. Reg. 451/10, s. 4.
- (8) Where, by virtue of subsection (7), an applicant is not considered to have met the requirement in paragraph 4 of subsection (1), the applicant may not attempt the examination again until the applicant successfully completes a new program mentioned in subparagraph 1 i of subsection (1). O. Reg. 451/10, s. 4.
- (9) An applicant shall be deemed not to have met the requirement of subparagraph 1 iii of subsection (1) unless, before January 1, 2012 and before commencing the program referred to in that subparagraph, the applicant successfully completed,
- (a) the College's Pharmacy Technician Certification Examination;
 - (b) the Pharmacy Technician Evaluating Examination of the Pharmacy Examining Board of Canada; or
 - (c) another examination approved by the Council. O. Reg. 451/10, s. 4.
- (10) Subject to subsection (2) and section 17, the requirements in subsection (1) are non-exemptible. O. Reg. 451/10, s. 4.
- (11) A reference in this section to "all of the other requirements for the issuance of a certificate of registration" includes, without being limited to, a requirement set out in subsection 4 (1) or subsection (1) of this section. O. Reg. 451/10, s. 4.

MOBILITY WITHIN CANADA

17. (1) Where section 22.18 of the Health Professions Procedural Code applies to an applicant the requirements of paragraphs 1, 3 and 4 of subsection 16 (1) are deemed to have been met by the applicant if he or she provides, for each jurisdiction where the applicant holds an out-of-province certificate, a certificate, letter or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a pharmacy technician in that jurisdiction. O. Reg. 451/10, s. 4.
- (2) Without in any way limiting the generality of subsection (1), "good standing" shall include the fact that,
- (a) the applicant is not the subject of any discipline or fitness to practise order or of any proceeding or ongoing investigation or of any interim order or agreement as a result of a complaint, investigation or proceeding; and
 - (b) the applicant has complied with the continuing competency and quality assurance requirements of the regulatory authority in that issued the applicant that out-of-province certificate as a pharmacy technician. O. Reg. 451/10, s. 4.
- (3) An applicant referred to in subsection (1) is deemed to meet the requirements of paragraph 1 of subsection 4 (1) where the requirements for the issuance of the applicant's out-of-province certificate included language proficiency requirements equivalent to those required by that paragraph. O. Reg. 451/10, s. 4.
- (4) Despite subsection (1), an applicant is not deemed to have met a requirement if that requirement is described in subsection 22.18 (3) of the Health Professions Procedural Code. O. Reg. 451/10, s. 4.

TERMS, CONDITIONS AND LIMITATIONS

18. Every certificate of registration as a pharmacy technician is subject to the following terms, conditions and limitations:
- 1. The member shall only engage in the practice of pharmacy,
 - i. when practising in a pharmacy to which the *Drug and Pharmacies Regulation Act* applies, other than a remote dispensing location, while under the direct supervision of a member holding a certificate of registration as a pharmacist or as a pharmacist (emergency assignment), or
 - ii. in all other cases, while under the supervision or direction of a member holding a certificate of registration as a pharmacist or as a pharmacist (emergency assignment).
 - 2. When practising in a pharmacy to which the *Drug and Pharmacies Regulation Act* applies the member shall not supervise that part of a pharmacy where drugs are kept.
 - 3. The member shall not delegate a controlled act.
 - 4. The member shall not provide information or education relating to drug use, either to or for a patient, where the provision of the information requires therapeutic knowledge, clinical analysis or clinical assessment. O. Reg. 451/10, ss. 4, 6 (2).

PART VI.1
REGISTRATION – PHARMACY TECHNICIANS (EMERGENCY ASSIGNMENT)

18.1 (1) The following are additional requirements for the issuance of a certificate of registration as a pharmacy technician (emergency assignment):

1. The Government of Ontario must request that the College issue certificates of registration for the pharmacy technician (emergency assignment) class.
2. The applicant must,
 - i. satisfy the educational requirements of paragraph 1 of subsection 16(1) (and the deeming provisions of subsection 16(10) shall not apply) no more than two years prior to submitting an application for the issuance of a certificate of registration as a pharmacy technician (emergency assignment); or
 - ii. currently be practising in a jurisdiction approved by Council, and provide for each jurisdiction where the applicant holds a certificate, a certificate, letter or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a pharmacy technician in that jurisdiction; or
 - iii. have practiced as a pharmacy technician in a jurisdiction approved by Council within three years prior to the day on which the applicant met all other requirements for the issuance of a certificate of registration as a pharmacy technician (emergency assignment), and provide for each jurisdiction where the applicant held a certificate, a certificate, letter or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant was in good standing as a pharmacy technician in that jurisdiction.

(2) Without in any way limiting the generality of paragraph 2.ii. of subsection (1), “good standing” shall include the fact that,

- (a) the applicant is not the subject of any discipline or fitness to practise order or of any proceeding or ongoing investigation or of any interim order or agreement as a result of a complaint, investigation or proceeding; and
- (b) the applicant has complied with the continuing competency and quality assurance requirements of the regulatory authority that issued the applicant the certificate as a pharmacy technician.

TERMS, CONDITIONS AND LIMITATIONS

18.2 (1) Every certificate of registration as a pharmacy technician (emergency assignment) is subject to the following terms, conditions and limitations:

1. The member shall, while working in a pharmacy or any other environment where patient care is being provided, clearly identify himself or herself as a pharmacy technician (emergency assignment).
2. The member shall only engage in the practice of pharmacy,
 - i. when practising in a pharmacy to which the *Drug and Pharmacies Regulation Act* applies, other than a remote dispensing location, while under the direct supervision of a member holding a certificate of registration as a pharmacist or as a pharmacist (emergency assignment), or
 - ii. in all other cases, while under the supervision or direction of a member holding a certificate of registration as a pharmacist or as a pharmacist (emergency assignment).
2. When practising in a pharmacy to which the *Drug and Pharmacies Regulation Act* applies the member shall not supervise that part of a pharmacy where drugs are kept.
3. The member shall not delegate a controlled act.
4. The member shall not provide information or education relating to drug use, either to or for a patient, where the provision of the information requires therapeutic knowledge, clinical analysis or clinical assessment.

(2) A certificate of registration as a pharmacy technician (emergency assignment) expires sixty days from the date on which the certificate was issued, unless extended under subsection (3).

(3) The Registrar may extend a certificate of registration as a pharmacy technician (emergency assignment) for one or more periods, each of which is not to exceed 60 days, if, in the opinion of the Registrar, it is advisable to do so.

(4) The Registrar may revoke a certificate of registration as a pharmacy technician (emergency assignment) prior to the expiry of the certificate if, in the opinion of the Registrar, it is advisable to do so.

PART VII.3
CONTROLLED ACTS

INTERPRETATION

31. In this Part,

“adapt” means to change a patient’s prescription respecting,

- (a) the dose of the prescribed drug,
- (b) the dosage form of the prescribed drug,
- (c) the directions for use of the prescribed drug, or
- (d) the route of administration for taking the prescribed drug,

but does not include therapeutic substitution;

“Part A pharmacist” means a member who holds a certificate of registration as a pharmacist and who is listed in Part A of the register, and a member who holds a certificate of registration as a pharmacist (emergency assignment);

“pharmacy technician” means a member who holds a certificate of registration as a pharmacy technician, and a member who holds a certificate of registration as a pharmacy technician (emergency assignment);

“prescriber” means a person who is authorized under the laws of a province or territory of Canada to give a prescription within the scope of his or her practice of a health profession;

“prescription” means a direction from a prescriber directing the dispensing of a drug or mixture of drugs for a specific patient;

“renew” means to provide a patient with a prescription that repeats a prescription previously provided to that patient;

“therapeutic substitution” means the substitution of a drug that contains chemically different active ingredients that are considered to be therapeutically equivalent. O. Reg. 302/12, s. 1.

32. (1) Where the provisions of this Part are inconsistent with a law of Canada respecting prescriptions, including those related to a targeted substance, the law of Canada shall prevail and the provisions of this Part to the extent they are inconsistent with that law shall not apply. O. Reg. 302/12, s. 1.

(2) Where the provisions of this Part are inconsistent with the provisions of the *Narcotics Safety and Awareness Act, 2010*, the provisions of that Act shall prevail and the provisions of this Part, to the extent they are inconsistent with that Act, shall not apply. O. Reg. 302/12, s. 1.

CONTROLLED ACTS

33. A member shall not perform a controlled act under paragraph 2, 3, 4 or 5 of subsection 4 (1) of the Act except in accordance with this Part. O. Reg. 302/12, s. 1.

34. (1) For the purposes of paragraph 2 of subsection 4 (1) of the Act, a member referred to in subsection (2) who meets all the requirements in subsection (3) is authorized to perform the following acts:

- 1. Administering a substance specified in Schedule 1 by injection to a patient.
- 2. Administering a substance specified in Schedule 2 by inhalation to a patient. O. Reg. 452/16, s. 1 (1).

(2) A Part A pharmacist, an intern or a registered pharmacy student is authorized to perform an act provided for in subsections (1), (4) and (5), subject to the terms, conditions and limitations imposed on his or her certificate of registration. O. Reg. 302/12, s. 1; O. Reg. 452/16, s. 1 (2).

(3) A member may only perform an act provided for in subsection (1) if he or she complies with the following:

- 1. The member may only perform the act for the purpose of patient education and demonstration, and before performing the act,
 - i. must explain that purpose to the patient or his or her authorized agent, and
 - ii. must receive an informed consent from the patient or his or her authorized agent.
- 2. The member shall ensure that he or she only performs the act in an environment that is clean, safe, private and comfortable for the patient.
- 3. The member shall ensure that appropriate infection control procedures are in place.
- 4. The member must possess sufficient knowledge, skill and judgment respecting the substance to be administered, and sufficient understanding of the condition of the patient, to be able to administer the substance safely.
- 5. The member must consider whether administering a substance by injection or inhalation to the patient is appropriate, given the known risks and benefits to the patient and the safeguards and resources available to safely manage the outcome after administration and any other relevant circumstances.
- 6. The member must maintain a patient record that includes,
 - i. the name and address of the patient,
 - ii. the name and address of the member,

- iii. the date the act was performed,
- iv. the name, strength (where applicable) and quantity of the substance that the member administered to the patient,
- v. the circumstances relating to the administration of the substance to the patient and any adverse reaction experienced by the patient, and
- vi. confirmation that an informed consent was given by the patient or his or her authorized agent. O. Reg. 302/12, s. 1.

(4) For the purposes of paragraph 2 of subsection 4 (1) of the Act, a member referred to in subsection (2) is authorized to administer influenza vaccine by injection to a patient who is five years of age or older, if the member,

- (a) administers the vaccine in accordance with Ontario's Universal Influenza Immunization Program as described on the Ministry's website;
- (b) receives an informed consent from the patient or his or her authorized agent; and
- (c) meets all the requirements in paragraphs 2 to 6 of subsection (3). O. Reg. 302/12, s. 1; O. Reg. 452/16, s. 1 (3).

(5) For the purposes of paragraph 2 of subsection 4 (1) of the Act, a member referred to in subsection (2) is authorized to administer a vaccine from one of the vaccines specified in Schedule 3 by injection to a patient who is five years of age or older, if the member,

- (a) receives an informed consent from the patient or his or her authorized agent;
- (b) meets all the requirements in paragraphs 2 to 6 of subsection (3); and
- (c) notifies the patient's primary care provider (if any) within a reasonable time that the member administered a vaccine to the patient and provides details respecting the administration. O. Reg. 452/16, s. 1 (4).

35. (1) For the purposes of paragraph 3 of subsection 4 (1) of the Act, a member referred to in subsection (3) who complies with the other requirements of this section is authorized to prescribe the following specified drugs:

- 1. Varenicline Tartrate.
- 2. Bupropion Hydrochloride. O. Reg. 302/12, s. 1.

(2) A drug mentioned in subsection (1) may only be prescribed by a member for the sole purpose of smoking cessation. O. Reg. 302/12, s. 1.

(3) A Part A pharmacist, an intern or a registered pharmacy student is authorized to perform the act provided for in subsection (1), subject to the terms, conditions and limitations imposed on his or her certificate of registration. O. Reg. 302/12, s. 1.

- (4) A member may only prescribe a drug under this section if he or she,
 - (a) possesses sufficient knowledge, skill and judgment respecting the drug and the patient's condition to prescribe the drug for the patient;
 - (b) has considered whether prescribing the drug for the patient is appropriate, given the known risks and benefits of prescribing the drug for the patient and other relevant factors respecting the patient;
 - (c) gives the prescription to the patient or his or her authorized agent;
 - (d) advises the patient or his or her authorized agent, at the time of giving the prescription, that he or she may elect to take it to a pharmacy of his or her choosing for dispensing;
 - (e) notifies the patient's primary care provider (if any) within a reasonable time, that the member prescribed a drug for the patient and provides details respecting the prescription; and
 - (f) complies with the additional requirements under sections 37 and 38. O. Reg. 302/12, s. 1.

36. (1) For the purposes of paragraph 4 of subsection 4 (1) of the Act, a member referred to in subsection (3) who complies with the other provisions of this section is authorized to perform the following acts:

- 1. Adapting a patient's prescription.
- 2. Renewing a patient's prescription for the purpose of continuity of care. O. Reg. 302/12, s. 1.

(2) Subsection (1) does not authorize a member referred to in subsection (3) to adapt or renew a prescription for a controlled substance as defined in the *Controlled Drugs and Substances Act* (Canada) or a drug designated as a monitored drug by the regulations under the *Narcotics Safety and Awareness Act, 2010*. O. Reg. 302/12, s. 1.

(3) A Part A pharmacist, an intern or a registered pharmacy student is authorized to perform an act provided for in subsection (1), subject to the terms, conditions and limitations imposed on his or her certificate of registration. O. Reg. 302/12, s. 1.

- (4) A member may only perform an act provided for in subsection (1) if he or she complies with the following:

1. The member must either possess the patient's prescription to be adapted or renewed or,
 - i. receive a copy of the prescription directly from the pharmacy where the prescription was dispensed to the patient,
 - ii. be satisfied based on verbal confirmation from a pharmacist at the pharmacy where the prescription was dispensed to the patient as to the existence and details of the prescription, or
 - iii. have access to the medical record that contains information about the prescription.
 2. If the member is renewing a prescription, he or she must not prescribe a quantity of the drug that exceeds the lesser of,
 - i. the quantity that was originally prescribed, including any refills that were authorized by the prescriber, and
 - ii. a six months' supply.
 3. The member must, within a reasonable time, notify the prescriber identified on the prescription adapted or renewed by the member, as well as the patient's primary care provider if the member knows that the patient has such a care provider other than the prescriber, providing details about the patient's prescription, when the member,
 - i. renews a patient's prescription, or
 - ii. adapts a patient's prescription, if, in the member's opinion,
 - A. adapting the prescription is clinically significant in relation to the patient, or
 - B. the notification is necessary to support the patient's care.
 4. At the time that the member adapts or renews the patient's prescription, the member must advise the patient or his or her authorized agent,
 - i. that he or she is entitled to the prescription, and
 - ii. that he or she may take the prescription to a pharmacy of his or her choosing for dispensing.
 5. The member must comply with the additional requirements under sections 37 and 38. O. Reg. 302/12, s. 1.
- 37.** A member who performs an act provided for in section 35 or 36 must ensure that the following information is recorded on the prescription:
1. The name and address of the patient for whom the drug is prescribed.
 2. The name, strength (where applicable) and quantity of the prescribed drug.
 3. Directions for the use of the drug, including its dose, frequency, route of administration and any special instructions.
 4. The name, address, telephone number and College registration number of the member issuing the prescription.
 5. The date the prescription was issued by the member.
 6. If applicable, reference to the prescription that the member adapted or renewed, including the name and contact details of the original prescriber.
 7. The number of refills that the member authorized, if applicable.
 8. Any other information required by law. O. Reg. 302/12, s. 1.
- 38.** A member who performs an act under section 35 or 36 must maintain a patient record that includes details of the member's rationale for his or her decision to act under section 35 or 36 and the following information, if applicable:
1. Reference to, or a copy of, the patient's prescription that the member renewed or adapted, including the name and contact information of the prescriber.
 2. A copy of the prescription that the member gave to the patient or his or her authorized agent under clause 35 (4) (c) or that the member gave to the patient or his or her authorized agent to take to a pharmacy of their choosing under paragraph 4 of subsection 36 (4).
 3. A record of the results of laboratory or other tests that the member considered in making the decision to act under section 35 or 36.
 4. The date on which the member notified the following persons, as applicable, and the method by which the notification occurred:
 - i. The patient's primary care provider notified under clause 35 (4) (e) or paragraph 3 of subsection 36 (4).
 - ii. The patient's prescriber notified under paragraph 3 of subsection 36 (4). O. Reg. 302/12, s. 1.
- 39.** (1) For the purposes of paragraph 5 of subsection 4 (1) of the Act, a member referred to in subsection (2) who meets all the requirements in subsection (4) is authorized to perform the act of piercing a patient's dermis with a lancet-type device to obtain blood. O. Reg. 302/12, s. 1.

(2) A member who is a Part A pharmacist, an intern, a registered pharmacy student or a pharmacy technician is authorized to perform the act provided for in subsection (1), subject to the terms, conditions and limitations imposed on his or her certificate of registration. O. Reg. 302/12, s. 1.

(3) A pharmacy technician shall not perform the act provided for in subsection (1) unless,

(a) a Part A pharmacist is physically present on the premises at the time when the pharmacy technician performs the act; and

(b) the pharmacy technician is under the direction of a Part A pharmacist at the time when the pharmacy technician performs the act. O. Reg. 302/12, s. 1.

(4) A member may only perform the act provided for in subsection (1) if he or she complies with the following:

1. The member may only perform the act for the purpose of demonstrating the appropriate use of lancet-type devices for the patient's self care and education or for the patient's self monitoring of his or her chronic disease, and before performing the act,

i. shall explain that purpose to the patient or his or her authorized agent, and

ii. shall receive an informed consent from the patient or his or her authorized agent.

2. The member shall ensure that he or she only performs the act in an environment that is clean, safe, private and comfortable for the patient.

3. The member shall ensure that appropriate infection control procedures are in place.

4. The member must possess the knowledge, skill and judgment respecting the performance of the act and understand the condition of the patient, to perform it safely and effectively.

5. The member must consider whether performing the act on the patient is appropriate, given the known risks and benefits to the patient and the safeguards and resources available to safely manage the outcome and any other relevant circumstances.

6. The member must maintain a patient record that includes,

i. the name and address of the patient and the member,

ii. the date the act was performed, and

iii. confirmation that an informed consent was given by the patient or his or her authorized agent. O. Reg. 302/12, s. 1.

40. REVOKED: O. Reg. 451/10, s. 5.

DRAFT General Regulation 202/94

Clause by Clause Comparison

Existing Clause	Proposed New Clause	Rationale
PART II GENERAL PROVISIONS RE CERTIFICATES OF REGISTRATION		
<p>2. (1) The following are prescribed as classes of certificates of registration:</p> <ol style="list-style-type: none"> 1. Pharmacist. 2. Registered pharmacy student. 3. Intern. 4. Pharmacy technician. 	<p>2. (1) The following are prescribed as classes of certificates of registration:</p> <ol style="list-style-type: none"> 1. Pharmacist. 2. Registered pharmacy student. 3. Intern. 3.1. Pharmacist (emergency assignment). 4. Pharmacy technician O-Reg-451/10-s-1 4.1 Pharmacy Technician (emergency assignment). 	<p>This changes reflects the new classes of certificates, adding the emergency registration certificates for pharmacists and pharmacy technicians.</p> <p>The certificate title indicates that the class is equivalent to a pharmacist or pharmacy technician while the inclusion of “emergency assignment” in brackets clarifies that these certificates are for temporary emergency purposes.</p> <p>The “emergency assignment” classes were added in response to COVID-19’s disruption in the process of registering for existing classes. As the College responds to this pandemic it is also taking the opportunity to enable emergency class registration for future events that threaten access to pharmacy services and require a mechanism for surge capacity of the workforce. As such, with the inclusion of these two new certificates, the College has streamlined the process for ensuring the continuity of care for patients within the province by reducing the barriers to registration to enable adequate staffing levels are met.</p>
<p>4. (1) The following are requirements for the issuance of a certificate of registration of any class:</p> <ol style="list-style-type: none"> 1. The applicant must possess sufficient language proficiency, in either English or French, to be able to communicate and comprehend effectively, both orally and in writing. 2. The applicant must not have been found guilty of any offence in any jurisdiction. 3. The applicant must not be the subject of a current proceeding in respect of any offence in any jurisdiction. 	<p>4. (1) The following are requirements for the issuance of a certificate of registration of any class:</p> <ol style="list-style-type: none"> 1. The applicant must possess sufficient language proficiency, in either English or French, to be able to communicate and comprehend effectively, both orally and in writing. 2. The applicant must not have been found guilty of any offence in any jurisdiction. 3. The applicant must not be the subject of a current proceeding in respect of any offence in any jurisdiction. 	<p>Minor drafting changes, but not to the requirements. All of the provisions of this section also apply to the emergency assignment certificates.</p>

Existing Clause	Proposed New Clause	Rationale
<p>4. The applicant must not have been the subject of a finding of professional misconduct, incompetence or incapacity or any like finding in Ontario or any other jurisdiction in relation to pharmacy or any other profession or occupation and must not be the subject of any current professional misconduct, incompetence, or incapacity proceeding or any like proceeding in Ontario or any other jurisdiction in relation to pharmacy or any other profession or occupation.</p> <p>5. The applicant must be a Canadian citizen or permanent resident of Canada or must hold the appropriate authorization under the <i>Immigration and Refugee Protection Act</i> (Canada) to permit the applicant to engage in the practice of the profession in Ontario in the manner permitted by the certificate of registration for which he or she has applied.</p> <p>6. The applicant's past and present conduct must afford reasonable grounds for the belief that the applicant,</p> <ul style="list-style-type: none"> i. will practise pharmacy with decency, honesty and integrity, and in accordance with the law, ii. does not suffer from any physical or mental condition or disorder that could affect his or her ability to practise pharmacy in a safe manner, iii. has sufficient knowledge, skill and judgment to competently engage in the practice of pharmacy authorized by the certificate of registration, and iv. will display an appropriately professional attitude. <p>7. The applicant must provide evidence satisfactory to the Registrar that the applicant will have professional liability insurance in the amount and in the form as required by the by-laws as of the anticipated date for the issuance of his or her certificate of registration.</p> <p>8. The applicant must have paid any fees required under the by-laws for the issuance of the certificate of registration for which the applicant applied. O. Reg. 451/10, s. 1.</p> <p>(2) The requirement under paragraph 8 of subsection (1) is non-exemptible. O. Reg. 451/10, s. 1.</p> <p>(3) An applicant must meet all of the requirements for registration within one year following the filing his or her application, but this</p>	<p>4. The applicant must not have been the subject of a finding of professional misconduct, incompetence or incapacity or any like finding in Ontario or any other jurisdiction in relation to pharmacy or any other profession or occupation and must not be the subject of any current professional misconduct, incompetence, or incapacity proceeding or any like proceeding in Ontario or any other jurisdiction in relation to pharmacy or any other profession or occupation.</p> <p>5. The applicant must be a Canadian citizen or permanent resident of Canada or must hold the appropriate authorization under the <i>Immigration and Refugee Protection Act</i> (Canada) to permit the applicant to engage in the practice of pharmacy the profession in Ontario as a pharmacist, registered pharmacy student, intern or pharmacy technician in the manner permitted by the certificate of registration for which he or she has applied.</p> <p>6. The applicant's past and present conduct must afford reasonable grounds for the belief that the applicant,</p> <ul style="list-style-type: none"> i. will practise pharmacy with decency, honesty and integrity, and in accordance with the law, ii. does not suffer from any physical or mental condition or disorder that could affect his or her ability to practise pharmacy in a safe manner, iii. has sufficient knowledge, skill and judgment to competently engage in the practice of pharmacy authorized by the certificate of registration, and iv. will display an appropriately professional attitude. <p>7. The applicant must provide evidence satisfactory to the Registrar that the applicant will have professional liability insurance in the amount and in the form as required by the by-laws as of the anticipated date for the issuance of his or her certificate of registration.</p> <p>8. The applicant must have paid any fees required under the by-laws for the issuance of the certificate of registration for which the applicant applied. O. Reg. 451/10, s. 1.</p> <p>(2) The requirement under paragraph 8 of subsection (1) is non-exemptible. O. Reg. 451/10, s. 1.</p> <p>(3) An applicant must meet all of the requirements for registration within one year following the filing of his or her application, but this</p>	<p>The language is restated to eliminate a long list of certificates.</p> <p>Pharmacist (emergency assignment) and pharmacy technician (emergency assignment) will not be required to pay additional registration fees. Furthermore, the College does not intend to amend the by-laws to include a fee for these certificates of registration.</p>

Existing Clause	Proposed New Clause	Rationale
<p>does not prevent the applicant from filing a new application. O. Reg. 451/10, s. 1.</p> <p>(4) An applicant shall be deemed not to have satisfied the requirements for the issuance of a certificate of registration if the applicant makes a false or misleading</p>	<p>does not prevent the applicant from filing a new application; except that an applicant for a certificate of registration as a pharmacist (emergency assignment) or as a pharmacy technician (emergency assignment) must meet all such requirements at the time of submission of the application. O. Reg. 451/10, s. 1</p> <p>(4) An applicant shall be deemed not to have satisfied the requirements for the issuance of a certificate of registration if the applicant makes a false or misleading</p>	<p>Given the urgent nature of emergency assignment registration this provision requires the applicant to meet the registration requirements for the emergency assignment certificate at the time of application, rather than allowing up to one year to do so.</p>
<p>PART III REGISTRATION - PHARMACISTS</p> <p>TERMS, CONDITIONS AND LIMITATIONS, PART B PHARMACIST</p> <p>9. (1) Every certificate of registration of a pharmacist listed in Part B of the register is subject to the following terms, conditions and limitations:</p> <ol style="list-style-type: none"> 1. The member shall not provide any care to a patient, whether direct or indirect. 2. The member shall not dispense, sell or compound drugs. 3. The member shall not supervise that part of the pharmacy where drugs are kept. 4. The member shall not be the designated manager of a pharmacy within the meaning of the <i>Drug and Pharmacies Regulation Act</i>. 5. The member shall not supervise the practice of pharmacy of an intern, registered pharmacy student or pharmacy technician. 6. The member shall, when working in a pharmacy or any other environment where patient care is being provided, clearly identify him or herself as a non-practising pharmacist. O. Reg. 451/10, s. 1. (2) With the prior written approval of the Registrar, and despite paragraphs 1 and 2 of subsection (1), a pharmacist listed in Part B of the register may dispense, sell or compound a drug and provide care to a patient under the direct supervision of a pharmacist who is registered in Part A of the register where the sole purpose is to assist the member in preparing to meet the requirements specified in subsection 46 (3) to transfer a member holding a certificate of registration as a pharmacist to Part A of the register. O. Reg. 451/10, s. 1. 	<p>TERMS, CONDITIONS AND LIMITATIONS, PART B PHARMACIST</p> <p>9. (1) Every certificate of registration of a pharmacist listed in Part B of the register is subject to the following terms, conditions and limitations:</p> <ol style="list-style-type: none"> 1. The member shall not provide any care to a patient, whether direct or indirect. 2. The member shall not dispense, sell or compound drugs. 3. The member shall not supervise that part of the pharmacy where drugs are kept. 4. The member shall not be the designated manager of a pharmacy within the meaning of the <i>Drug and Pharmacies Regulation Act</i>. 5. The member shall not supervise the practice of pharmacy of an intern, registered pharmacy student or pharmacy technician. 6. The member shall, when working in a pharmacy or any other environment where patient care is being provided, clearly identify him or herself as a non-practising pharmacist. O. Reg. 451/10, s. 1. (2) With the prior written approval of the Registrar, and despite paragraphs 1 and 2 of subsection (1), a pharmacist listed in Part B of the register may dispense, sell or compound a drug and provide care to a patient under the direct supervision of a pharmacist who is registered in Part A of the register, or of a pharmacist (emergency assignment), where the sole purpose is to assist the member in preparing to meet the requirements specified in subsection 46 (3) to transfer a member holding a certificate of registration as a pharmacist who is registered in Part B of the register to Part A of the register. O. Reg. 451/10, s. 1. 	<p>This provision allows for continuity of practice of a Part B pharmacist who has been authorized by the Registrar to engage in patient care for the purpose of transferring to Part A.</p>
<p>PART IV REGISTRATION – REGISTERED PHARMACY STUDENTS</p> <p>TERMS, CONDITIONS AND LIMITATIONS</p> <p>12. (1) Every certificate of registration as a registered pharmacy student is subject to the following terms, conditions and limitations:</p>	<p>TERMS, CONDITIONS AND LIMITATIONS</p> <p>12. (1) Every certificate of registration as a registered pharmacy student is subject to the following terms, conditions and limitations:</p>	

Existing Clause	Proposed New Clause	Rationale
<p>1. The member, i. in the case of a member to whom subsection 11 (1) does not apply, shall only engage in the practice of pharmacy while enrolled in and actively participating in a program provided for in subsection 10 (1) or while actively engaged in any education or training specified in that subsection, and ii. in the case of a member to whom subsection 11 (1) applies, shall only engage in the practice of pharmacy while enrolled in and actively participating in an educational program that is a requirement for the issuance of an applicable out-of-province certificate authorizing practice as an intern or pharmacist.</p> <p>2. The member may only engage in the practice of pharmacy, i. while under the direct supervision of a member who holds a certificate of registration as a pharmacist, or ii. where a program or any education or training provided for in subsection 10 (1) includes a clinical component in a premises that is not a pharmacy but at which drugs may be prescribed or dispensed, while under the direct supervision of a member of a College within the meaning of the <i>Regulated Health Professions Act, 1991</i> who has been approved for this purpose by the faculty that provides the program, education or training.</p>	<p>1. The member, i. in the case of a member to whom subsection 11 (1) does not apply, shall only engage in the practice of pharmacy while enrolled in and actively participating in a program provided for in subsection 10 (1) or while actively engaged in any education or training specified in that subsection, and ii. in the case of a member to whom subsection 11 (1) applies, shall only engage in the practice of pharmacy while enrolled in and actively participating in an educational program that is a requirement for the issuance of an applicable out-of-province certificate authorizing practice as an intern or pharmacist.</p> <p>2. The member may only engage in the practice of pharmacy, i. while under the direct supervision of a member who holds a certificate of registration as a pharmacist; or as a pharmacist (emergency assignment), ii. where a program or any education or training provided for in subsection 10 (1) includes a clinical component in a premises that is not a pharmacy but at which drugs may be prescribed or dispensed, while under the direct supervision of a member of a College within the meaning of the <i>Regulated Health Professions Act, 1991</i> who has been approved for this purpose by the faculty that provides the program, education or training.</p>	<p>This provision allows for continuity of practice of a registered pharmacy student in a community pharmacy, in the event the only pharmacist available to supervise on-site is a pharmacist holding an emergency assignment certificate.</p>
<p>PART V REGISTRATION - INTERNS</p> <p>TERMS, CONDITIONS AND LIMITATIONS</p> <p>15. (1) Every certificate of registration as an intern is subject to the following terms, conditions and limitations:</p> <p>1. The member shall only engage in the practice of pharmacy, i. when practising in a pharmacy to which the <i>Drug and Pharmacies Regulation Act</i> applies, while under the direct supervision of a member holding a certificate of registration as a pharmacist, or ii. in all other cases, while under the supervision of a member holding a certificate of registration as a pharmacist.</p>	<p>TERMS, CONDITIONS AND LIMITATIONS</p> <p>15. (1) Every certificate of registration as an intern is subject to the following terms, conditions and limitations:</p> <p>1. The member shall only engage in the practice of pharmacy, i. when practising in a pharmacy to which the <i>Drug and Pharmacies Regulation Act</i> applies, while under the direct supervision of a member holding a certificate of registration as a pharmacist or as a pharmacist (emergency assignment), or ii. in all other cases, while under the supervision of a member holding a certificate of registration as a pharmacist; or as a pharmacist (emergency assignment)</p>	<p>This provision allows for continuity of practice of an intern, in the event the only pharmacist available to supervise is a pharmacist holding an emergency assignment certificate.</p>
<p>PART V.1 REGISTRATION – PHARMACISTS (EMERGENCY ASSIGNMENT)</p>	<p>15.1 (1) The following are additional requirements for the issuance of a certificate of registration as a pharmacist (emergency assignment):</p>	<p>This is a new section specifying the additional requirements for pharmacist (emergency assignment) applicants. The section outlines the minimum registration requirements for the new “emergency assignment” class of pharmacists.</p>

Existing Clause	Proposed New Clause	Rationale
	<p>1. The Government of Ontario must request that the College issue certificates of registration for the pharmacist (emergency assignment) class.</p> <p>2. The applicant must,</p> <ul style="list-style-type: none"> i. satisfy the educational requirements of paragraph 1 of subsection 6(1) no more than two years prior to submitting an application for the issuance of a certificate of registration as a pharmacist (emergency assignment); or ii. currently be practicing in a jurisdiction approved by Council, and provide for each jurisdiction where the applicant holds a certificate, a certificate, letter or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a pharmacist in that jurisdiction; or iii. have practised as a pharmacist in a jurisdiction approved by Council within three years prior to the day on which the applicant met all other requirements for the issuance of a certificate of registration as a pharmacist (emergency assignment), and provide for each jurisdiction where the applicant held a certificate, a certificate, letter or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant was in good standing as a pharmacist in that jurisdiction. <p>(2) Without in any way limiting the generality of paragraph 2.ii. of subsection (1), “good standing” shall include the fact that,</p> <ul style="list-style-type: none"> (a) the applicant is not the subject of any discipline or fitness to practise order or of any proceeding or ongoing investigation or of any interim order or agreement as a result of a complaint, investigation or proceeding; and (b) the applicant has complied with the continuing competency and quality assurance requirements of the regulatory authority that issued the applicant’s certificate as a pharmacist. 	<p>Access to an emergency assignment certificate of registration must be triggered by an emergency situation that the government believes will require increased availability of pharmacy professionals able to practice to full scope, in order to maintain sufficient access to pharmacy services for the public. It is expected that the College will advise the government of such need.</p> <p>Eligibility criteria is set out for three different situations; graduates who have met the existing education requirement within two years of applying; currently registered pharmacists, in good standing in their current jurisdiction(s); or previously registered pharmacists who have practiced within the last three years, and were in good standing when they resigned. The College Council has determined that pharmacists currently or previously registered within Canada or the United States of America would be eligible to apply for this certificate.</p> <p>This provision clarifies the meaning of “good standing” and is consistent with other references within the regulation. It is not intended for them to be engaged in the College’s formal Quality Assurance Program assessments due to the temporary nature of the certificate. However, emergency class members will be bound to the usual expectations of practice according to the existing standards, policies, guidelines etc.</p>

Existing Clause	Proposed New Clause	Rationale
	<p>TERMS, CONDITIONS AND LIMITATIONS</p> <p>15.2 (1) Every certificate of registration as a pharmacist (emergency assignment) is subject to the following terms, conditions and limitations:</p> <ol style="list-style-type: none"> 1. The member shall, while working in a pharmacy or any other environment where patient care is being provided, clearly identify himself or herself as a pharmacist (emergency assignment). 2. The member shall only engage in the practice of the profession while under the supervision of a member holding a certificate of registration as a pharmacist listed in Part A. 3. The member shall not be the designated manager of a pharmacy. <p>(2) A certificate of registration as a pharmacist (emergency assignment) expires sixty days from the date on which the certificate was issued, unless extended under subsection (3).</p> <p>(3) The Registrar may extend a certificate of registration as a pharmacist (emergency assignment) for one or more periods, each of which is not to exceed 60 days, if, in the opinion of the Registrar, it is advisable to do so.</p> <p>(4) The Registrar may revoke a certificate of registration as a pharmacist (emergency assignment) prior to the expiry of the certificate if, in the opinion of the Registrar, it is advisable to do so.</p> <p>(5) Where a member listed in Part B of the register also holds a certificate of registration as a pharmacist (emergency assignment), the terms, conditions and limitations listed in section 9 of this Regulation shall not apply to the member during the time that the member holds the emergency assignment certificate.</p> <p>(6) Where a member who holds a certificate of registration as an intern also holds a certificate of registration as a pharmacist (emergency assignment), the terms, conditions and limitations listed in subsection 15(1) of this Regulation shall not apply to the member during the time that the member holds the emergency assignment certificate.</p>	<p>Specific terms and conditions, appropriate for the temporary nature of these certificates are set out in this provision. While direct supervision (i.e. having a pharmacist physically present) is not required, supervision by a Part A pharmacist is otherwise necessary given these certificate holders may not have completed the jurisprudence exam, entry to practice exam or assessment of competence.</p> <p>Although emergency assignment certificates automatically expire in 60 days, they are renewable by the Registrar, for additional 60 day periods, without any specific time limitation, in order to allow for longer assignments if necessary (as is expected for the current pandemic). There may be multiple factors, depending on the nature of the emergency, which would be considered in determining the need to extend for another 60 days. The College would examine if the workforce is sufficiently stable in order to ensure that access to care is no longer threatened or impacted.</p> <p>For example, in the current COVID-19 emergency, if all of the registration assessments are available through alternative measures and the backlog of new graduates is being addressed, such that graduates can register for the “full” certificate, then the influx of new graduates may be sufficient to stabilize the workforce and there would be no need for further extensions, even if we are still in a pandemic situation.</p> <p>The authority for the Registrar to renew these certificates is consistent with existing instances in the registration regulation where the authority to satisfy requirements lies with the Registrar. Having this power sit with the Registrar, provides a nimble approach as needed for emergency situations.</p> <p>Individuals already registered as an intern or pharmacist in part B of the Register may also apply for registration as a Pharmacist (emergency assignment). These provisions clarify that terms, conditions and limitations of the Pharmacist (emergency assignment) will apply rather than the terms, conditions and limitations of their previous certificate. When the emergency</p>

Existing Clause	Proposed New Clause	Rationale
PART VI REGISTRATION – PHARMACY TECHNICIANS TERMS, CONDITIONS AND LIMITATIONS 18. Every certificate of registration as a pharmacy technician is subject to the following terms, conditions and limitations: 1. The member shall only engage in the practice of pharmacy, i. when practising in a pharmacy to which the <i>Drug and Pharmacies Regulation Act</i> applies, other than a remote dispensing location, while under the direct supervision of a member holding a certificate of registration as a pharmacist, or ii. in all other cases, while under the supervision or direction of a member holding a certificate of registration as a pharmacist.	TERMS, CONDITIONS AND LIMITATIONS 18. Every certificate of registration as a pharmacy technician is subject to the following terms, conditions and limitations: 1. The member shall only engage in the practice of pharmacy, i. when practising in a pharmacy to which the <i>Drug and Pharmacies Regulation Act</i> applies, other than a remote dispensing location, while under the direct supervision of a member holding a certificate of registration as a pharmacist or as a pharmacist (emergency assignment), or ii. in all other cases, while under the supervision or direction of a member holding a certificate of registration as a pharmacist or as a pharmacist (emergency assignment).	

Existing Clause	Proposed New Clause	Rationale
	<p>requirements for the issuance of a certificate of registration as a pharmacy technician (emergency assignment), and provide for each jurisdiction where the applicant held a certificate, a certificate, letter or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant was in good standing as a pharmacy technician in that jurisdiction.</p> <p>(2) Without in any way limiting the generality of paragraph 2.ii. of subsection (1), “good standing” shall include the fact that,</p> <p>(a) the applicant is not the subject of any discipline or fitness to practise order or of any proceeding or ongoing investigation or of any interim order or agreement as a result of a complaint, investigation or proceeding; and</p> <p>(b) the applicant has complied with the continuing competency and quality assurance requirements of the regulatory authority that issued the certificate as a pharmacy technician.</p> <p>TERMS, CONDITIONS AND LIMITATIONS</p> <p>18.2 (1) Every certificate of registration as a pharmacy technician (emergency assignment) is subject to the following terms, conditions and limitations:</p> <ol style="list-style-type: none"> 1. The member shall, while working in a pharmacy or any other environment where patient care is being provided, clearly identify himself or herself as a pharmacy technician (emergency assignment). 2. The member shall only engage in the practice of pharmacy, when practising in a pharmacy to which the <i>Drug and Pharmacies Regulation Act</i> applies, other than a remote dispensing location, while under the direct supervision of a member holding a certificate of registration as a pharmacist, or ii. in all other cases, while under the supervision or direction of a member holding a certificate of registration as a pharmacist. 3. When practising in a pharmacy to which the <i>Drug and Pharmacies Regulation Act</i> applies the member shall not supervise that part of a pharmacy where drugs are kept. 	<p>This provision clarifies the meaning of “good standing” and is consistent with other references within the regulation.</p> <p>Specific terms and conditions, appropriate for the temporary nature of these certificates are set out in this provision.</p> <p>These terms, conditions and limitations are the same as a pharmacy technician certificate, with the exception of 18.2(1) 1 which is only relevant to the pharmacy technician (emergency assignment).</p>

Existing Clause	Proposed New Clause	Rationale
	<p>4. The member shall not delegate a controlled act.</p> <p>5. The member shall not provide information or education relating to drug use, either to or for a patient, where the provision of the information requires therapeutic knowledge, clinical analysis or clinical assessment.</p> <p>(2) A certificate of registration as a pharmacy technician (emergency assignment) expires sixty days from the date on which the certificate was issued, unless extended under subsection (3).</p> <p>(3) The Registrar may extend a certificate of registration as a pharmacy technician (emergency assignment) for one or more periods, each of which is not to exceed 60 days, if, in the opinion of the Registrar, it is advisable to do so.</p> <p>(4) The Registrar may revoke a certificate of registration as a pharmacy technician (emergency assignment) prior to the expiry of the certificate if, in the opinion of the Registrar, it is advisable to do so.</p>	<p>Although emergency assignment certificates expire in 60 days, they are renewable by the Registrar, for additional 60 day periods, without any specific time limitation, in order to allow for longer assignments if necessary (as is expected for the current pandemic). There may be multiple factors, depending on the nature of the emergency, which would be considered in determining the need to extend for another 60 days. The College would examine if the workforce is sufficiently stable in order to ensure that access to care is no longer threatened or impacted.</p> <p>For example, in the current COVID-19 emergency, if all of the registration assessments are available through alternative measures and the backlog of new graduates is being addressed, such that graduates can register for the “full” certificate, then the influx of new graduates may be sufficient to stabilize the workforce and there would be no need for further extensions, even if we are still in a pandemic situation.</p> <p>The authority for the Registrar to renew these certificates is consistent with existing instances in the registration regulation where the authority to satisfy requirements lies with the Registrar. Having this power sit with the Registrar, provides a nimble approach as needed for emergency situations.</p>
<p>PART VII.3 CONTROLLED ACTS</p> <p>31. In this Part, “adapt” means to change a patient’s prescription respecting,</p> <p>(a) the dose of the prescribed drug,</p> <p>(b) the dosage form of the prescribed drug,</p> <p>(c) the directions for use of the prescribed drug, or</p> <p>(d) the route of administration for taking the prescribed drug, but does not include therapeutic substitution;</p>	<p>31. In this Part, “adapt” means to change a patient’s prescription respecting,</p> <p>(a) the dose of the prescribed drug,</p> <p>(b) the dosage form of the prescribed drug,</p> <p>(c) the directions for use of the prescribed drug, or</p> <p>(d) the route of administration for taking the prescribed drug, but does not include therapeutic substitution;</p>	

Existing Clause	Proposed New Clause	Rationale
<p>“Part A pharmacist” means a member who holds a certificate of registration as a pharmacist and who is listed in Part A of the register;</p> <p>“prescriber” means a person who is authorized under the laws of a province or territory of Canada to give a prescription within the scope of his or her practice of a health profession;</p>	<p>“Part A pharmacist” means a member who holds a certificate of registration as a pharmacist and who is listed in Part A of the register, and a member who holds a certificate of registration as a pharmacist (emergency assignment);</p> <p>“pharmacy technician” means a member who holds a certificate of registration as a pharmacy technician, and a member who holds a certificate of registration as a pharmacy technician (emergency assignment);</p> <p>“prescriber” means a person who is authorized under the laws of a province or territory of Canada to give a prescription within the scope of his or her practice of a health profession;</p>	<p>Clarifying that whenever there is a reference to “Part A pharmacist,” pharmacist (emergency assignment is to also be read in and whenever there is a reference to pharmacy technician, pharmacy technician emergency assignment is also to be read in.</p>