Ontario College of Pharmacists
Putting patients first since 1871

Board Meeting Agenda

TUESDAY MARCH 21, 2023

9:00 AM – 2:30 PM

MICROSOFT MEETING LINK

Time	Topic
9:00 am	**1. Land Acknowledgement** Siva Sivapalan will provide the land acknowledgement.
	2. Declaration of Conflict of Interest, if Any Directors will be asked to identify any items on the agenda with which they have or may appear to have a conflict of interest.
	3. Consent Agenda – for Approval The Board uses a Consent Agenda when consent to items is predicted, and they can be approved in a batch. This is to improve meeting efficiency. Any items that require further discussion will be removed and returned to the next Board meeting. **3.1.** Minutes of the Board Meeting December 12, 2022 **3.2.** Approval for Board Chair to attend an international conference
9:10 am	**4. Chair's Opening Remarks – for Information** **4.1.** Chair's Report for March 2023 Board **4.2.** December 2022 Board Meeting Evaluation
9:20 am	**5. Registrar's Report – for Information** The College can only be effective in delivering its mandate if it is operating effectively. The Registrar's Report is one contributor to the Board's ability to exercise oversight of College performance. This report provides a snapshot of the activities that have taken place since the December 2022 Board meeting.

9:35 am	**Motion to go *in Camera* pursuant to the *Health Professions Procedural Code,* subsections 7(2)(b) and (c)**
10:30 am	**BREAK**
10:45 am	**Performance Reporting** Maintaining and reporting on performance aligns with two of the College's strategic priorities: to strengthen trust and confidence in the College's role as a patients-first regulator, and to enhance capacity to address emerging opportunities and advance quality and safe pharmacy practice and regulatory excellence. The Board is responsible for providing oversight and ensuring accountability for the overall performance of the College. The Scorecard and Risk Management reports ensure that the Board is aware of the status of indicators it has identified as critical to evaluating performance. **6. College Performance Scorecard** Shenda Tanchak, Registrar and CEO will present the results of the 2022 College Performance Scorecard and the 2023 Scorecard targets and definitions. **6.1. 2022 College Performance Scorecard – for Information** **6.2. 2023 College Performance Scorecard Targets and Definitions – for Approval**
11:05 am	**7. Pharmacy Safety Initiative – Time-Delayed Safes – for Approval** Susan James, Director of Quality will be seeking approval of updated Designated Manager policies which will require the use of time-delayed safes in community pharmacies across Ontario, and the display of prominent signage. A requirement for time delayed safes aligns with the Colleges strategic goals to strengthen trust and confidence in the College's role as a patients-first regulator and enhance our capacity to address emerging opportunities & advance quality & safe pharmacy practice & regulatory excellence.
11:25 am	**8. Registration Regulation, Emergency Class Provisions – for Approval** Susan James will be seeking approval of changes required by the Ministry of Health. Materials are being prepared and will be provided as soon as possible.

11:35 am	**9. Expansion of Scope - Minor Ailments – for Approval** The Minister of Health has requested the College make regulations to enable pharmacists to prescribe six additional minor ailments, previously approved by the Board, to support health care that is closer to home and more convenient. Susan James will speak to the Minister's letter and seek Board approval for the regulatory amendments and implementation plan needed to enable this expansion of minor ailment prescribing.
12:00 pm	**LUNCH**
1:00 pm	**Finance and Audit Committee Business** Financial oversight is an important component of the Board's fiduciary duties. Prudent financial management is essential to mandate delivery. Dan Stapleton, Chair of the Finance and Audit Committee, will present the following materials. **10. Audited Financial Statements – for Approval** Dan Stapleton, Chair of the Finance and Audit Committee, will present together with guest, Dale Tinkham, Managing Partner, Tinkham LLP Chartered Professional Accountants the draft audited financial statements for 2022. **11. Selection of Investment Manager - for Information** Dan Stapleton, Chair of the Finance and Audit Committee, will provide an update on the selection of investment manager for the College.
1:30 pm	**12. Appointment of the 2023 Screening Committee – for Approval** James Morrison, Board Chair will present the Executive Committee's recommendations for the appointments of the Screening Committee to screen for competence of individuals seeking to run for election to the Board and appointment to Committees for the 2023 - 2024 Board year.
1:45 pm	**13. OCP's 2024 Strategic Plan – for Approval** Shenda Tanchak seeks approval on OCP's Strategic Plan, following Board discussions at the Retreat.
2:30 pm	**MEETING END**

Ontario College of Pharmacists

Putting patients first since 1871

MINUTES OF MEETING

OF BOARD OF DIRECTORS

DECEMBER 12, 2022

Agenda – December 12, 2022

1. **Land Acknowledgement**
2. **Declaration of Conflict**
3. **Consent Agenda**
   3.1 Minutes of the Board Meeting September 12-13, 2022
   3.2 Governance Policies recommended for approval by the Governance Committee
4. **Chair's Opening Remarks**
   4.1 Chair's Report for December 2022 Board
   4.2 September 2022 Board Meeting Evaluation
   4.3 2022 Board and Individual Director Evaluation Report
5. **Registrar's Report**
6. **College Performance Scorecard Q3**
7. **Proposed College Performance Scorecard 2023**
8. **2022/2023 Risk Management Report**
9. **Pharmacy Safety Initiative – Time Delayed Safes**
10. **Reflections on the future of Professional Regulation and the Pharmacy Profession in Ontario**
11. **Investment Policy**
12. **Ontario College of Pharmacists Remuneration Policy**
13. **2023 Operating and Capital Budget**
14. **Motion to go in camera pursuant to the Health Procedural Code, subsection 7(2)(c)**
    End of Meeting

MONDAY, DECEMBER 12, 2022 – 9:30 A.M.

Attendance

Elected Members
Jennifer Antunes, Toronto
Connie Beck, Petrolia
Douglas Brown, Port Perry
Billy Cheung, Markham
Andrea Fernandes, Pickering
Sara Ingram, North York
James Morrison, Burlington
Siva Sivapalan, Burlington
Wilfred Steer, Sudbury

Dr. Lisa Dolovich, Dean, Leslie Dan Faculty of Pharmacy, University of Toronto
Dr. Andrea Edginton, Hallman Director, School of Pharmacy, University of Waterloo - **REGRETS**

Members Appointed by the Lieutenant-Governor-in-Council
Randy Baker, Toronto
David Breukelman, Burlington
Christine Henderson, Toronto
Adrienne Katz, Toronto
Elnora Magboo, Brampton
Dan Stapleton, Toronto
Gene Szabo, Kanata
Cindy Wagg, Oakville
Devinder Walia, Etobicoke

Staff Present
Shenda Tanchak, Registrar and CEO
Angela Bates, Director, Conduct
Connie Campbell, Director, Corporate Services
Susan James, Director, Quality
Sarah MacDougall, Governance Coordinator
Stephenie Summerhill, Executive Assistant to Registrar and CEO

The meeting was called to order at 9:34 a.m. Mr. Morrison welcomed all Directors, staff, and observers.

1. Land Acknowledgement

The Chair invited Sara Ingram, Board Vice-Chair to provide a land acknowledgement as a demonstration of recognition and respect for Indigenous peoples.

2. Declaration of Conflict

None noted.

3. Consent Agenda

3.1 Minutes of the Board Meeting September 12-13, 2022
3.2 Governance Policies recommended for approval by the Governance Committee

A motion to approve the consent agenda as presented was moved and seconded. **The motion CARRIED.**

5. Chair's Opening Remarks

4.1 Briefing Note – Chair's Report for September 2022

The Chair summarized his activities since the September 2022 Board meeting and outlined key takeaways from the September Board meeting evaluation. A summary of the results from the 2022 Board and Individual Director Evaluation was included in the report along with information on the succession plan for the Registrar & CEO position.

The Chair also informed the Board that two indicators had been added to the 2023 scorecard to track the engagement level of the Board, one for 100% completion of surveys circulated to the Board and one for measuring participation from each Director during the meetings.

5. Registrar's Report – for information

5.1. Provider Experience Quality Indicators – 2022 Results
5.2. Implementation of Minor Ailments

The Registrar and CEO provided a brief overview of the quarterly Registrar's report.

Following questions, **the report was received for information.**

Performance Reporting

6. College Performance Scorecard Q3 – For Information

Connie Campbell, Director of Corporate Services, noted that the scorecard is presented at each meeting to provide the Board with a quarterly report on the status of the College's performance on key performance indicators.

Following questions**, the briefing note was received for information.**

7. Proposed College Performance Scorecard 2023 – For Approval

The leadership team presented the draft 2023 College Performance Scorecard. The Board's feedback was requested to ensure that the indicators as presented were clear and that information and data reported on the scorecard would provide the Board with meaningful information to support its oversight role.

The Board requested an additional metric be added to track the availability of Board Directors to sit on discipline committee panels.

A motion to approve the 2023 College Performance Scorecard as amended was moved and seconded. **The motion CARRIED.**

8. 2022/2023 Risk Management Report – For Information

Rick Chen, Manager of Business Processes presented the 2022/2023 Risk Management Report.

Following questions**, the briefing note was received for information.**

9. Pharmacy Safety Initiative – Time-Delayed Safes – for Approval

Susan James, Director of Quality and Jane McKaig, Manager of Community Practice presented the agenda item for the Pharmacy Safety Initiative – Time-Delayed Safes for approval.

The Board debated the merits of mandating safes for all pharmacies and noted reports from other jurisdictions that this had a positive effect on the deterrence of robberies as opposed to escalation of violence. The Board questioned the nature of the communication and signage that will support this initiative and the types of drugs to be kept in the safe. It was discussed that the College would begin working on the communication and details once the Board had determined if the safes were to be mandated and that more information would follow.

A motion that the Board directs staff to develop a supplemental standard of pharmacy operations, to be returned to the Board for approval at its March meeting. The standard will mandate immediate implementation of time-delayed safes and prominently displayed college-approved signage in all community pharmacies was moved and seconded. **The motion CARRIED.**

10. Reflections on the future of Professional Regulation and the Pharmacy Profession in Ontario
Finance and Audit Committee Business

In preparation for the upcoming strategic planning activities in 2023 several guests were invited to initiate a conversation on the current and future state of the profession and professional regulation.

The Board and staff then participated in a brainstorming session regarding the information presented.

11. Investment Policy – for approval

Dan Stapleton, Chair of the Finance and Audit Committee along with Ryan Pollice, Principal, Investment Consultant at Mercer presented the updated investment policy for the Board's approval.

Following discussion, a motion was moved and seconded that the Board approves Policy 4.12 Investments and the supporting investment policy statement and procedure for reserve funds. **The motion CARRIED.**

12. Ontario College of Pharmacists Remuneration Policy – for approval

Dan Stapleton, Chair of the Finance and Audit Committee presented the proposed changes to the College Board and Committee Remuneration Policy for approval.

Following discussion, a motion was moved and seconded that the Board approves the amendments to the OCP Board and Committee Remuneration Policy and Summary of Allowable Expenses, effective January 1, 2023. **The motion CARRIED.**

13. 2023 Operating and Capital Budget – for approval

Dan Stapleton, Chair of the Finance and Audit Committee and Connie Campbell, Director of Corporate Services presented the 2023 operating and capital budget for approval.

It was noted that fee increases higher than CPI would be considered for the next fiscal year following a multi year projection to be completed in Q3 of 2023.

Following discussion, a motion was moved and seconded that the Board approves 2023 operating and capital budget. **The motion CARRIED.**

14. Motion to go *in Camera* pursuant to the *Health Professions Procedural Code,* subsections 7(2)(c)

The Chair explained that the Board of Directors would be meeting briefly in camera. The Board will reconvene in March or at the call of the Chair.

The motion: To move in camera. The motion was moved and seconded. The motion CARRIED.

No actions were provided for inclusion in the minutes.

15. End of Meeting

There being no further business**, at 4:33 p.m. the meeting ended.**

Sarah MacDougall
Governance Advisor & Coordinator

James Morrison
Board Chair

BOARD BRIEFING NOTE

MEETING DATE: MARCH 2023

FOR DECISION

From: Sarah MacDougall, Governance Advisor & Coordinator

Topic: Approval for Board Chair to attend an international conference

Issue/Description: Board Policy 4.10 establishes that Board approval is required for the Board Chair to attend international conferences.

The Board Chair may claim Chair duties aside from those associated with college meetings. Those duties include conference registration and expenses associated with regulatory conferences, limited to North America (international events require the approval of the Board).

Public interest rationale: The CLEAR International Conference features leading regulatory practices from around the world, usually dominated by Australia, the UK and Canada. All of these jurisdictions share the mandate of regulation of professionals in the public interest. There is much to be learned from conversations with leaders in other jurisdictions. Attendance by the Board Chair contributes to ensuring that the successes and failures of other jurisdictions are appropriately brought to the attention of the Board in their decision-making, contributing to ensuring that OCP is best positioned to fulfill our duty to the public.

Background:

- The Council on Licensure, Enforcement and Regulation (CLEAR) is the premier international resource for professional and occupational regulation stakeholders.
- CLEAR's Seventh International Congress on Professional and Occupational Regulation is being held in Dublin, Ireland May 3-5, 2023.
- In the past, OCP has often asked the Council President to attend CLEAR conferences during their term as Chair.
- The cost for the Chair to attend was accounted for in the 2023 College budget.

Motion: The Board approves that James Morrison, OCP Board Chair attend the CLEAR conference in Dublin, Ireland.

BOARD BRIEFING NOTE

MEETING DATE: MARCH 2023

FOR INFORMATION

From: James Morrison, OCP Board Chair

Topic: Chair's Report for March 2023

Issue/Description: The Chair provides a regular report of their activities between meetings.

Public interest rationale: The Chair provides leadership to the Board and collaborates regularly with the CEO & Registrar to identify upcoming issues for the Board's consideration.

Background: I respectfully submit a report on my activities since the December 2022 Meeting. In addition to regular meetings and phone calls with the Registrar/CEO, listed below are the meetings, conferences and presentations I attended on behalf of the College during the reporting period.

College and Other Stakeholder Meetings:

- January 11, 2023 – Registrar Performance Evaluation Meeting
- January 25, 2023 – Front Line Experience Meeting
- January 25, 2023 – U of T Induction Ceremony
- February 8, 2023 – White Paper Presentation
- February 14, 2023 – Executive Compensation Survey Meeting
- March 6, 2023 – Finance & Audit Committee Meeting
- March 6, 2023 – Executive Committee Meeting

December Board Meeting Evaluations – (Attachment 4.2)
Attached to my report is a copy of the December 2022 Board Meeting Evaluation. The results of the survey assist us in understanding and recognizing what is working well and identifying areas for improvement as we strive to advance the College's mandate to serve and protect the public interest. We were pleased to hear that the feedback from the meeting was overall very positive.

Updates
The Board has engaged Andrea Friesen, Principal Consultant with Mungall Consulting to conduct an Executive Compensation survey, specifically, for the Registrar and CEO role. The Past-Chair, Chair and Vice-Chair met with Andrea Friesen to plan conformation of survey approach (comparator organizations), reports and review meetings along with the final reports and recommendations of the project along with the timelines. This work is now underway.

David Breukelman' s term as a public member appointed to our College is ending on April 3, 2023. Please join me in thanking him for his dedication and service over the last four years. His governance expertise has been invaluable during our implementation of competency based elections and governance transformation. We will miss his sense of humor most of all. Thank you David.

2023 Skills Inventory Survey

Following the March Board meeting along with the regular meeting evaluation survey, you'll be receiving the 2023 Skills Inventory. As in previous years there is a scale from 5-1 under each competency and Directors should reflect on their level of experience and education as they cascade through the levels. Individuals who score 5 on the scale would be considered rare and would include some of the leaders in industry across Canada.
Those who score 1 are considered novice in that area. The intent is not to imply that only those who may score highly are desired or competent but instead that the Board will be made up of a collection of individuals who bring different strengths to the table.

The results of the skills inventory will be used to draft the 2023 Director Profile or profiles to highlight the gaps in skills and experience which will be sought in the upcoming Board recruitment as well as in the development of educational opportunities for the Board.

Board Director Committee Activities

The following chart provides an overview of the committee activities that each Board Director participated since the last Board meeting in December.

Director	**Committee(s)**	**Meetings/Hearings**
Jennifer Antunes	Discipline	
Connie Beck	Governance Discipline	Mar 14 Feb 8, 21, Mar 1
Doug Brown	Finance and Audit Governance Discipline	Mar 6 Mar 14 Feb 13, 27, 28, Mar 13
Billy Cheung	Discipline	Mar 3
Andrea Fernandes	Discipline	Mar 3
Sara Ingram	Executive Finance and Audit Governance (observer) Discipline	Mar 6 Mar 6 Mar 14
James Morrison *ex-officio	Executive Finance and Audit* Governance* Discipline	Mar 6 Mar 6 Mar 14
Siva Sivapalan	Executive Finance and Audit Discipline	Mar 6 Mar 6 Jan 31, Feb 8, 21
Wilf Steer	Finance and Audit Discipline	Mar 6 Jan 18
Randy Baker	Discipline Fitness to Practice ICRC Registration	Jan 31 No committee activity Feb 2, Mar 9
Christine Henderson	Executive Discipline	Mar 6 Feb 8, 13, 21, 27, 28
Adrienne Katz	Finance and Audit ICRC Discipline	Mar 6 Jan 26 Jan 18, Feb 13, 27, 28, Mar 3
Elnora Magboo	Accred/DPP ICRC Quality Assurance	 Jan 24 Dec 20

Dan Stapleton	Finance and Audit Executive Discipline ICRC	Mar 6 Mar 6 Feb 8, Mar 1, Jan 5, Feb 8, Mar 14
Gene Szabo	Accred/DPP Discipline Fitness to Practice ICRC	Dec 14, Jan 31 No committee activity Feb 28
Cindy Wagg	Discipline ICRC Quality Assurance	Feb 8, Feb 21 Jan 10, Feb 16 Jan 17, Feb 21
Devinder Walia	Discipline Governance ICRC Registration	Jan 18, Mar 1,3 Mar 14 Jan 17, Feb 14, Feb 23 Dec 16, Jan 27, Feb 24
Lisa Dolovich	Registration	
Andrea Edginton	Registration	

BOARD BRIEFING NOTE

MEETING DATE: MARCH 2023

FOR INFORMATION

From: James Morrison, OCP Board Chair

Topic: December 2022 Board Meeting Evaluation Summary

Issue/Description: As per Board Policy 3.2 – Board Meeting Effectiveness, following each Board meeting, an evaluation is circulated regarding the effectiveness of the meeting for feedback and to consider suggestions for improvement.

Public interest rationale: Evaluating the effectiveness of the Board meetings is an important element of good governance. By assessing the effectiveness of the meetings, the Board can identify the strengths and weaknesses and use the results to make improvements.

Background: At the conclusion of the December 2022 Board meeting, the Board Directors were polled for feedback on the meeting and proceedings.

https://www.surveymonkey.com/results/SM-2hupnnVUk1dLewgmxrUFAg_3D_3D/

1. **Meeting Materials**

Answer Choices	Yes	No
Were you able to access all the materials in sufficient time for you to prepare for the meeting?	19	0
Were the materials appropriate to exercise your oversight role?	18	0

Comments:

- Although there was, in fact, no oversight role to be played respecting the future of regulation presentations, more detailed information could have been provided about the purpose of these presentations, given that there was also no time provided for questions.

2. **In your opinion, was the Board prepared and did they actively participate in the dialogue?**

YES = 17
NO = 2

Comments:

- some directors asked questions where the answers were evident in the materials, making it appears as though they were unprepared for the meeting.
- In general I would say that Board members had read and were familiar with the materials
- Not everyone participated
- I feel when anyone attending the Board meeting, this shows their participation.

3. **Was the Board respectful and considerate of each other and of staff in encouraging and considering diverse viewpoints?**

YES = 19
NO = 0

Comments:

- Board Directors, with James as Chair, were eminently respectful and considerate throughout a long Board meeting.
- Always and a very strong feature of the culture of this Board.

4. **Was the Chair effective in allowing all views to be heard while bringing the matter to a decision?**

YES = 19
NO = 0

Comments:

- I thought the Chair was very fair, even to the 1 or 2 who seemed to have a lot of questions.
- James was very effective in ensuring this while maintaining efficiency
- The Chair was fair, diplomatic and demonstrated a high level of skill in leading the meeting
- James is a very good chair.

5. **Were decisions that the Board made consistent with the College's mandate to put public interest first?**

YES = 19
NO = 0

6. **Were the Board's decisions and discussions today appropriately focused on the Board's role of strategic direction and oversight?**

YES = 19
NO = 0

Comments:

- Yes very much so. I feel the board is so competent right now through all the development we have had together I feel we remain focused quite well.

7. **In your opinion, did Board discussions stray unnecessarily into operational matters?**

YES = 4
NO = 15

Comments:

- Its easy to do this especially if one is passionate about a subject matter but I did not feel we were overly excessive and straying into operational matters.
- some of the time-delayed safe questions strayed into operations
- There are often operational issues to be considered before a decision can be made but to me these can be addressed and resolved as part of the oversight role of the Board.

- At some points we stopped flying at 30,000 ft and dropped into the weeds. Dropped from strategic to operational.

8. Meeting Process Evaluation

Answer Choices	Agree	Disagree
Today's meeting started on time.	18	1
I had a clear understanding of the objectives for today's meeting.	18	1
Adequate background information was provided for each agenda item.	19	0
The time spent on each item was appropriate.	18	1
I felt supported and valued as a member of this Board.	19	0
I felt comfortable and encouraged to discuss and share my opinions openly.	19	0
Disagreements were handled openly, honestly, directly and respectfully.	19	0
The Chair kept discussions on track.	19	0
The Chair was prepared for the meeting.	19	0
My peer participants appeared to be prepared for the meeting.	18	1
Follow up action item responsibilities were clear to all meeting participants before the meeting was adjourned.	19	0
Overall, we accomplished our objectives for this meeting.	19	0

Comments:

- We should have scheduled extra time for the guest speakers even if it meant doing another day (or half day) dedicated to them. Just because their subject matter was so important.
- it seems certain directors did not fully review the materials provided
- I note that only I participated in part of the meeting versus the entire meeting.
- My basis for answering No to starting the meeting on time is that we did not start at 9:00 but about 20 or so minutes later. Or were we not supposed to start at 9:00???
- I thought regarding 'The time spent on each item was appropriate' was the case except for the external presentations. There was no opportunity to ask questions.
- There was no time given to ask questions of the guest speakers - I think that more time with them would have been great.

9. If you attended virtually please answer the following questions:

How was the audio for the meeting?

Very High Quality	High Quality	Low Quality	Very Low Quality	I attended in person
0	4	1	0	6

How was the video for the meeting?

Very High Quality	High Quality	Low Quality	Very Low Quality	I attended in person
0	3	2	0	6

Comments:

- Occasionally the sound got choppy for me
- The video was fuzzy in the OWL format. The other participants who were virtual were visualized very clearly.
- Though I attended in-person, it dawned on me how those few attending virtually could be so exposed for all of us to see with their every gesture (drinking, eating, yawning, disappearing, etc.). Unsure of how much they are aware (and whether they care at all). I think individual actions may not be so exposed for all to see if many are attending virtually but with just a few of you, those attending in-person cannot help but see your every gesture (some of which can be either embarrassing or distracting).
- The owl was blurry at times but Steph was touching base frequently, asking for feedback and improving the situation. It was the first time using the owl. Overall, it was great.

10. For those attending virtually - Were there any barriers to you being able to participate fully in the meeting?

Yes = 1
No = 4

- I found that people who were on virtually were not always present - camera was sometimes turned off and there were delay issues.

11. How useful did you find the presentations on the Reflections on the future of Professional Regulation and the Pharmacy Profession in Ontario?

	Very useful	Somewhat useful	Not so useful
David Wright – Ontario Physicians and Surgeons Discipline Tribunal	7	8	3
Maureen Boon - College of Massage Therapists of Ontario	6	10	2
Justin Bates - CEO of the Ontario Pharmacists Association	10	8	0
Andrea Wist - President Elect of the Canadian Society of Hospital Pharmacists (CSHP), Ontario Branch	5	9	4
Delia Sinclair Frigault - Inaugural results of the	12	5	1

provider experience quality indicators survey			

Comments:

- The question above could have elicited a better response if there is a bit of identifier as to who covered what topic. It is a challenge jogging my memory as to the individual topic covered by the first four speakers. Also, listening to presentations right after lunch could really be a challenge for many of us. What mostly stayed with me was David's coverage (creating an independent discipline tribunal distinct from the CPSO and staffing this with people who have legal/adjudication background)
- It is always useful to get different perspectives on issues surrounding Discipline, especially after being involved in ICRC as well as contested and uncontested Discipline hearings
- It would have been useful to ask questions, understand how it would impact OCP initiatives or understand opportunities for collaboration.
- Delia was excellent.
- I was unsure of why there was a presentation from David Wright and Maureen Boon. I can only assume that OCP will be bringing the board a consideration of transitioning our discipline committee over to the OPS Discipline Tribunal. If this is the case I think that it should have been shared with the board upfront. I am also unsure of what the goal was for having OPA and CSHP speak at the meeting. If we are looking for a more collaborative relationship with them, then the board should have been permitted to interact with them instead of being told that we were not allowed to ask any questions

12. Please share any other comments that you believe would be useful feedback:

- Excellent meeting. Well prepared and we covered a lot of ground.
- Overall, a good meeting!
- All in all, an excellent meeting. However, suggest that in the future, if presentations are made at a Board meeting, with no time provided for Board Directors' oral questions or comments, a clear explanation and rationale as to why should be provided
- This survey only asks a Yes or No answer but many questions require a middleground response (i.e. somewhat) How about adding that category?
- It would have been great to have time for questions for the speakers.
- The meeting agenda was quite heavy for this meeting - I think that the meeting should have been extended to be 1.5 or 2 days to allow the board to ask questions and not feel rushed.

Respectfully submitted,

James Morrison, Board Chair

BOARD BRIEFING NOTE

MEETING DATE: MARCH 2023

FOR INFORMATION

From: Shenda Tanchak, Registrar and CEO

Topic: Registrar's Report March 2023

The Registrar's Report is one of the tools the College's Board of Directors uses to oversee College operations to ensure effectiveness and compliance with Board direction.

Public interest rationale: All College activities must support regulation in the public interest. The College can only be effective in delivering its mandate if it is operating effectively.

Background: This report provides a snapshot of the activities that have taken place since the December 2022 Board meeting to assist the Board in the exercise of its oversight responsibilities.

Client Records Management System | Data |Information Technology

Following a formal Request for Proposals process, we have identified three proposals for further consideration related to development of a new Client Records Management ("CRM" system). The proponents will provide demonstrations of their product for IT staff and end-users this month. We hope to have identified our preferred vendor at the end of March.

Together with identifying the best CRM provider, we are recruiting for a one- or two-year contract for a Digital Transformation expert who will help coordinate all Data and Information Technology activity at the College to ensure that our infrastructure is fit for purpose. We have significant updating to do in this dimension. In the meantime, we are confident that the departmental managers, Jasmine Juan, Ross MacDonald and Rick Chen bring the expertise required to identifying the best strategy for modernization.

Finally, with respect to data, we have also retained Senior Consultant, Evidence and Research: Katya Masnyk. Katya's role is to identify international best practices for data collection and reporting in support of demonstrating regulatory value to patient safety, and, working across all college departments, to identify what the college needs to ensure that we are able to most effectively leverage data to focus our regulatory efforts. Katya's work will feed into development of the CRM and the transformation lead's integration work.

Scorecard

As previously reported, and reflected on the Scorecard, we will not meet the target for development of an Equity, Diversity, and Inclusion ("EDI") Strategy due March 2023. In 2022, an internal strategy was developed by human resources in collaboration with an internal EDI working group to support the development of the College's EDI workplace strategy. The working group, consisting of thirteen (13) staff from departments across the College, met several times throughout the year to discuss and share feedback on what the College's internal EDI strategy should look like. This strategy is presently being implemented.

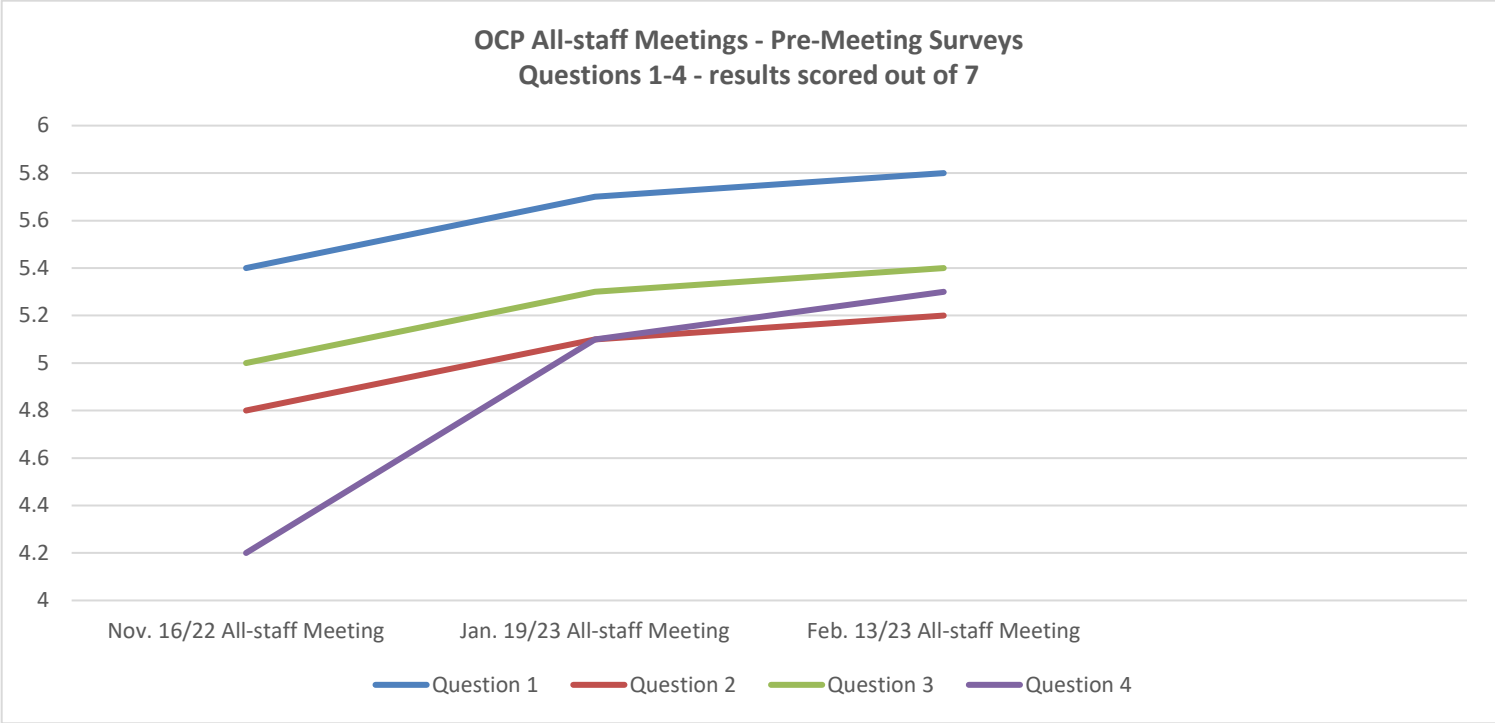
The broader, outward-facing strategy is not yet ready. This is largely due to staff changes, including hiring a new Registrar/CEO who brought a different vision to the work. Delia Sinclair Frigault has recently been hired to lead the project (Delia was previously acting as Interim Manager, Strategic Policy and Analytics). We look forward to providing a report about the full plan at the June meeting.

People/Culture

Our focus on ensuring that the College supports staff to ensure their well-being and productivity, our culture project continues.

Senior leadership meets with Misha Glouberman weekly to review our initiatives and our own performance. We hold monthly All-Staff meetings to identify issues or work together on building the cultural infrastructure of the College.

Early indicators are positive, with good attendance at the meetings and good feedback in pre and post meeting surveys.



Questions answered on scale of 1 (strongly disagree) to 7 (strongly agree).

Question 1: I believe that OCP, as an organization, is committed to becoming a place where people can work more happily and effectively.
Question 2: Over the past months, I have seen concrete signs that OCP is becoming a better place to work.
Question 3: I feel optimistic that, over the coming months, OCP will make progress on becoming a better place to work.
Question 4: I have a reasonably good understanding of the broad goals of the culture change initiative and what it is. (Note that data for Nov 16/22 meeting on this question is not available.)

By the time you read this, our governance lead, Sarah MacDougall, will have left the College. Sarah served the Board and College staff admirably and we will miss her. In the gap left by her absence, Sharlene Rankin and Stephenie Summerhill have offered to fill in.

We also celebrated the retirement of another long serving member of staff recently, Lilly Ing, who has served as Senior Practice Consultant for the past 11 years. Melanie Zabawa is our new Lead, and with Lilly's coaching has transitioned seamlessly into her new role.

Government and Legislative Change

The fast pace of change directed by the Ministry of Health continues.

On February 2nd, the Ministry introduced Your Health: A Plan for Connected and Convenient Care in which they announced, among other things, that the plan included "increasing the number of assessments and treatments that can be provided by your local pharmacists without a doctor's appointment." We expect this means the Ministry will look to further expansion of community pharmacy services as a part of this plan and will provide further information when we have more details.

The Ministry announcement pertaining to "As of Right" rules indicated that certain health professionals would be more easily able to work in Ontario with reduced registration expectations.

In follow-up to this, on February 21st the Minister introduced *Bill 60, Your Health Act, 2023* which outlines the next steps to reduce wait times for surgeries, procedures and diagnostic imaging, and to enable the "*As of Right* " rules to automatically recognize the credentials of some health care workers registered in other provinces and territories. The proposed changes do not include pharmacy professionals within the group of professionals to whom this new rule applies. It is fair to say that the regulatory community is concerned about patient protection if barriers to entry and regulatory oversight of practice are to be reduced, and confident that if there are untenable registration delays in the present system, there may be remedies that do not run the risk of jeopardizing patient well-being.

The Ministry also used *Bill 60*, to introduce a small housekeeping change to the pharmacy scope of practice definition in the *Pharmacy Act* by including reference to pharmacists' ability to "*assess patient conditions for the purpose of providing medication therapies"*. Following the regulatory changes that were made to authorize prescribing for minor ailments, the Ministry recognized that it was not clear in the scope of practice statement that assessment is part of pharmacy practice. This change was introduced as a necessary update to reflect current practice.

Other Regulators

Health Professional Regulators of Ontario (HPRO)

HPRO continues to be a gathering place for Registrars to share information and best practices as well as the central communications hub for Ministry announcements. We met on February 9 for a strategic planning session. The focus of the discussion was optimizing the value of HPRO for its members. The plan is not finalized. I hope to share the relevant elements with you at the next Board meeting.

NAPRA

The Registrars of the pharmacy regulators across Canada meet monthly to discuss issue and solutions to problems. These range from new legislation being introduced in BC to CRM experiences across the Country. I am not always able to attend these meetings but find them valuable and try to ensure that someone from the College is always present.

One presentation of note to NAPRA was made by the Pharmacy Examining Board of Canada ("PEBC") on January 19, 2023. The College relies on PEBC to execute on its obligation to ensure that all candidates for registration have successfully completed an approved examination. For this reason, it is critical for us to ensure that the exam is appropriate and reliable. I am confident that PEBC exhibits the quality and attention to continuing quality improvement that OCP demands. Some interesting activities that it is presently engaged in include:

- Automatic Item Generation (using computer technology to automatically generate multiple choice exam questions, permitting an expansion of the number of questions available for use on any given exam, which, in turn, reduces the likelihood of cheating);

- Virtual Performance Examination pilot (a test of administering the in-person component of the exam virtually rather than in person – this trial will not substitute for the in-person component until it has been demonstrated to be effective)
- An action plan to update the eligibility criteria for international pharmacy graduates and a project intended to ensure that the evaluating examination (which does not count for registration purposes but permits candidates to evaluate their competencies before challenging the PEBC examinations)

Fee Comparisons

As you will know, our registration fees went up commensurate with the cost of living this year. We are aware that this has created a hardship for some registrants. We feel compassion for those who are continuing to provide patient services in an increasingly busy environment without an increase in their own compensation, sometimes for many years. We are conscientious about budgeting and attempt to ensure that our fees reflect the actual costs associated with delivery of our mandate. Our communications team is working on breaking down these costs so that we can increase our transparency to registrants and the Board should be reassured that as we plan to operationalize its Strategic Plan for the 2024 year, we will be maintaining awareness of the pressures on registrants.

In this context, I thought that the Board might be interested to see how our fees compare to some others.

REGULATOR	2022 Fees	2023 Fees	Percentage Increase
Ontario College of Pharmacists	Pharmacist: $789.25 Pharm Tech: $526.20 Pharmacy: $1263.50	Pharmacist: $842.15 Pharm Tech: $561.45 Pharmacy: $1319.35	6.7% increase from 2022 to 2023 6.7% increase from 2022 to 2023 6.7% increase from 2022 to 2023
Alberta College of Pharmacy	Pharmacist: $920 Pharm Tech: $544 Pharmacy: $1,648	Pharmacist: $944 Pharm Tech: $558 Pharmacy: $1,717	2.5% increase from 2022 to 2023 2.5% increase from 2022 to 2023 4% increase from 2022 to 2023
College Of Pharmacists Of BC	Pharmacist: $809 Pharm Tech: $539 Pharmacy: $2,474	Pharmacist: $846 Pharm Tech: $564 Pharmacy: $2,592	4.5% increase from 2022 to 2023 4.5% increase from 2022 to 2023 4.75% increase from 2022 to 2023
Royal College of Dental Surgeons of Ontario	$2,510	$2,995	19.3% increase from 2022 to 2023.
College of Physicians and Surgeons of Ontario	$1,725	$1,725	0% increase from 2022 to 2023.
College of Nurses of Ontario	$305.10	$305.10	0% increase from 2022 to 2023.
The College of Dietitians of Ontario	$641	$641	0% increase from 2022 to 2023.
College Of Physiotherapists of Ontario	$575	$635	10.4% increase from 2022 to 2023

Miscellaneous Items

The Ontario Drug Policy Research Network (ODPRN) collaborated with the Ontario College of Pharmacists (OCP) to examine trends in the reporting of medication errors by community pharmacies to the Assurance and Improvement in Medication Safety (AIMS) Program between April 1st, 2018 and June 30th, 2021. The AIMS team at OCP was involved in the conceptualization, writing, review and editing of the manuscript: *Medication errors in community*

pharmacies: Evaluation of a standardized safety program. The manuscript was accepted for publication in the Exploratory Research in Clinical and Social Pharmacy Journal, and the research was presented by ODPRN and OCP staff (Saira Lallani, Medication Safety Lead) at the Ontario Pharmacy Evidence Network (OPEN) Summit on February 14th, 2023.

Summary of key learnings from the research:

1. An overall uptake in reporting was observed, however reporting by pharmacies was highly skewed.
2. Over 50% of events were attributed to staffing issues or a lack of adequate quality control systems.
3. Medications involved in higher severity events aligned closely with commonly prescribed medications such as opioids, antihypertensives and antidepressants.

Conclusion:
Increases in the frequency and quality of reports by pharmacy professionals in Ontario will aid in the continued identification of circumstances surrounding medication errors and the development of resources to help prevent events.

BOARD BRIEFING NOTE

MEETING DATE: **March 2023**

FOR INFORMATION

From: Rick Chen, Manager, Business Processes

Topic: 2022 College Performance Scorecard

Issue/Description: The scorecard provides a snapshot of College performance in a few key measurements approved by the Board to permit the Board to monitor operations and progress against its strategic goals.

Public interest rationale: The College regulates pharmacy professionals and pharmacies in Ontario in accordance with our public protection mandate. The College can only be effective in delivering its mandate if it is operating effectively.

Background:

- The scorecard provides the Board with quantifiable information about operational performance over time for specific objectives. Use of the scorecard increases staff accountability and transparency to the Board. Ensuring the scorecard is available to the public increases the Board's transparency and accountability to all its system partners.
- By comparing current performance against previous quarters, the Board can quickly see whether operations are performing to expectations.
- Where performance does not meet targets, the Board may review the provided explanation to determine whether further action is required and seek additional information, if desired.
- Key areas of focus in 2022 included improvements to our core regulatory programs, a review of employee culture and strategy for DEI, and elevating the Board and committee's governance standards, risk management and engagement efforts.
- Staff set targets at the beginning of the year based on historical trends, forecasted work plans and resource availability.

Analysis:

- Focus measures on risk and Board and committee improvements saw good traction.
- Of the 16 performance or project measures:
    - Two measures are collecting baseline data (the management team will review both indicators to determine if further data collection or improvement is needed).
    - Seven measures achieved their target (green).
    - Four measures were approaching the target (yellow).
    - Three performance or project measures faced shifting priorities and obstacles varying from emergent policy work, change in leadership directives or added pressure in the registrant environment.
- The 2022 performance summary/improvement strategy report provides specific details for each measure.

Status Year to Date:

Measures or Milestones	Meets or exceeds target (or completed)	Approaching target < 25% or at potential risk	Beyond target > 25% or at risk/roadblock	Measured at Year End or Collecting Baseline
6 projects or initiatives	3	1	1	-
10 KPIs	4	3	2	2

Attachments:

- 6.1a - Q4 2022 College Performance Scorecard
- 6.1b - Q4 2022 Performance Summary/Improvement Strategies
- 6.1c - 2022 Indicator and Milestone Definitions

Ontario College of Pharmacists
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2022 College Performance Scorecard

No.	Strategic Alignment SP1	SP2	SP3	2021 Actual	BOARD MONITORED Key Performance Indicators and Milestones (M)	2022 YTD (year-to-date) YTD Q1	YTD Q2	YTD Q3	YTD Q4	2022 Target
					Domain 1: Governance					
1		✓	✓	n/a	***Impart the governance philosophy into a standardized committee orientation (M)***				Oct-22	09/30/22
2		✓	✓	n/a	***Review and amend the Board's skills inventory to improve objectivity (M)***	Mar-22				03/31/22
					Domain 2: Resources					
3			✓	-5.7%	**Variance of operating annual budget to year-end actuals**	Annual Report January 2023			-6.0%	+/- 5%
4			✓	58%	**Employee engagement (Culture subset)**	Scheduled for June 2022		62%	n/a	≥ 64%
					Domain 3: System Partner					
5	✓	✓		n/a	***Publicly report on pharmacy provider experience data (M)***				Jan-23	12/01/22
					Domain 4: Information Management					
6		✓	✓	n/a	***Launch of the data strategy for the organization (M)***					12/31/22
					Domain 5: Regulatory Policies					
7	✓		✓	82%	**Rate of success of community pharmacists following Quality Assurance (QA) reassessment**	77% (10/13)	83% (30/36)	83% (52/63)	85% (67/79)	≥ 82%
8	✓		✓	n/a	**Prioritized practice documents (policies/guidelines/guidance) updated within target timeline**	0% (0/8)	13% (1/8)	25% (2/8)	25% (2/8)	≥ 75%
9	✓	✓	✓	n/a	***Development of Equity, Diversity & Inclusion and Indigenous Cultural Competency Strategic Plan (M)***					12/31/22
					Domain 6: Suitability To Practice					
10		✓	✓	27%	**High and Moderate risk Complaints disposed of within 150 days**	19% (6/31)	16% (16/98)	32% (51/157)	27% (61/225)	≥ 30%
11		✓	✓	43%	**High and Moderate risk Registrar's Inquiries disposed of within 365 days**	50% (12/24)	57% (28/49)	64% (41/64)	58% (57/98)	≥ 46%
12		✓		87%	**HPARB complaint Decisions confirmed (Decisions confirmed/Decisions submitted)**	93% (14/15)	96% (23/24)	95% (36/38)	96% (54/56)	≥ 88%
13		✓		n/a	**Judicial review applications dismissed by the courts**	n/a	n/a	0%	0%	Collecting Baseline
14	✓	✓	✓	51%	**Community pharmacies entering events on AIMS platform**	23%	33%	40%	43%	≥ 80%
					Domain 7: Measurement, Reporting & Improvement					
15		✓	✓	n/a	***Risk appetite determination for two core regulatory activities (M)***			Sep-22		06/30/22
16		✓	✓	n/a	**Proportion of Board meeting time dedicated to oversight of College performance**	39%	44%	55%	49%	Collecting Baseline

LEGEND			
Strategic Alignment	**Indicator Range**	**Milestone Range**	**Symbols**
SP1: Enhance system and patient outcomes through collaboration & optimization of current scope of practice	Meets or Exceeds target	On Track (proceeding per plan)	n/a Not Avail.
SP2: Strengthen trust and confidence in the College's role as a patients-first regulator	Approaching Target ≤ 25%	Potential Risk	*(M) Milestone*
SP3: Enhance capacity to address emerging opportunities & advance quality & safe pharmacy practice & regulatory excellence	Beyond Target > 25%	Risk/Roadblock	Completed

Approved by: Board of Directors

Approved on: Mar 21, 2022

Last updated: 08/03/2023

Scorecard Measure	Q4 2022 Performance Summary / Improvement Strategies
#1 Impart the governance philosophy into a standardized committee orientation (M)	This milestone was completed October 2022.
#2 Review and amend the Board's skills inventory to improve objectivity (M)	This milestone was completed March 2022.
#3 % Variance of operating annual budget to year end actuals	Audited financial results are very close to target: variance was -6.0% (1% beyond target).
#4 % Employee engagement (culture subset)	This is an annual measurement. The June 2022 report established a baseline. The next survey will be conducted in June 2023 and reported at the September Board meeting. Board members may be interested to consider the interim measure referred to in the Registrar's report for additional information.
#5 Publicly report on pharmacy provider experience data (M)	This milestone was completed January 2023.
#6 Launch of the data strategy for the organization (M)	The original strategy requires revisiting per the Registrar and after staffing changes. We anticipate development of an updated strategy early this spring.
#7 Rate of success of community pharmacists following Quality Assurance (QA) reassessment	Meeting target.
#8 Prioritized practice documents (policies/guidelines/guidance) updated within target timeline	The year-to-date result fell below our objective of completing 6 of 8 prioritized practice documents. The unanticipated comprehensiveness and complexity of the practice topics under review in 2022 contributed to this year's challenges. Other factors included recruitment obstacles and emergent policy work prescribed by the Ministry (i.e. covid vaccination for children) and prompted a shift in work priorities. In 2023, staff will revise work prioritization with an objective that balances available resources with minimal risk.
#9 Development of Equity, Diversity & Inclusion, and Indigenous Cultural Competency Strategic Plan (M)	See the Registrar's report for additional detail. An internal plan was developed, and implementation is under way. The external-facing plan is under reconsideration to ensure that it is sufficiently broad and well-designed to ensure the maximum impact on registrant and patient well-being.

Scorecard Measure	Q4 2022 Performance Summary / Improvement Strategies
#10 High and Moderate risk Complaints disposed of within 150 days	Volumes in this department are governed by factors outside of College control and can lead to slow downs. The team had a slower start in Q1 and Q2 due to high volumes and staffing/resource constraints (through 2021/22) but increased its throughput of moderate- and high-risk complaints in Q3 and Q4 with a total of 127 files disposed. The overall YTD KPI performance of 27% was just under the target of 30%. As the team clears the remaining backlog, we anticipate that timelines will continue to improve assuming staffing remains stable.
#11 High and Moderate risk Registrar's Inquiries disposed of within 365 days	Meeting target.
#12 HPARB complaint Decisions confirmed (Decisions confirmed/Decisions submitted)	Meeting target.
#13 Judicial review applications dismissed by the courts	In 2022, there were no judicial review applications that courts dismissed. Staff will determine the value of continued monitoring of this measure for 2023.
#14 Community pharmacies entering events on AIMS platform	Recording rates remain low. Staff understand this to be partially outside our control, given the continuing and growing pressure on the profession with additional scope and volume and no significant additions to staffing volumes in pharmacies. The College will endeavor to improve the reporting rate by improving the functionality of the AIMS platform. This is anticipated to be delivered in late 2023. This low uptake rate may persist.
#15 Risk appetite determination for two core regulatory activities (M)	The milestone was completed in September 2022.
#16 Proportion of Board meeting time dedicated to oversight of college performance	New measure, collecting baseline. This measure is trending in the positive direction. Staff will determine the value to continue monitoring this measure in 2023.

LEGEND	
(M) represents measurement against a milestone	
Indicator Range	**Milestone Range**
Meets or Exceeds target	On Track (proceeding per plan)
Approaching Target ≤ 25%	Potential Risk
Beyond Target > 25%	Risk/Roadblock
Collecting baseline, n/a not available	
Completed	

2022 Indicator and Milestone Definitions

Scorecard Measure	Indicator or Milestone Definition	Target Justification	Performance
#1 *Impart the governance philosophy into a standardized committee orientation (M)*	This milestone measures the delivery of a standardized framework that imparts the governance philosophy into the committee orientation programs.	Milestone set based on timing for next board/committee year as set out in the by-laws.	Milestone is: On Track Potential Risk Risk/Roadblock
#2 *Review and amend the Board's skill inventory to improve objectivity (M)*	This milestone measures the completion of the updating of the skills survey questions to improve objectivity.	Milestone set based on approved core initiative schedule.	Milestone is: On Track Potential Risk Risk/Roadblock
#3 Variance of operating annual budget to year-end actuals	Indicator measures the variance of actual operating expenses against the annual budget. Achieving operating outcomes with additional efficiencies would exceed performance.	Target set based on acceptable variance of spend compared to budget.	% Variation is: +/- 5% +/- 5.1% – 25% +/- 25.1% or more
#4 Employee engagement (Culture subset)	Indicator measures the % of staff engagement relating to the Culture section of the employee survey. Two pulse surveys planned for 2022; one just prior to start date for new Registrar/CEO to establish benchmark, one approx. six months after start date. Reporting of results will be dependent on hire date.	Target based on a 10% improvement over 2021 Culture subset survey result	% Engagement is: ≥ 64% 48% - 63% ≤ 47%
#5 *Publicly report on pharmacy provider experience data (M)*	This milestone measures the completion of the posting of pharmacy provider experience indicator data to OCP public website.	Milestone set based on approved core initiative schedule.	Milestone is: On Track Potential Risk Risk/Roadblock
#6 *Launch of the data strategy for the organization (M)*	Implementation of data strategy for OCP to assist teams on why, what, who and where to access data.	Milestone set based on approved project schedule.	Milestone is: On track Potential Risk Risk/Roadblock
#7 Rate of success of community pharmacists following Quality Assurance (QA) reassessment	Indicator measures the % of community pharmacists that pass the practice re-assessment, following peer coaching.	Maintain 2021 performance. New cut scores introduced in Q4 of 2020.	% Success is: ≥ 82% 61% - 81% ≤ 60%

Last revised: February 6, 2023

2022 Indicator and Milestone Definitions

#8 Prioritized practice documents (policies/guidelines/guidance) updated within target timeline	Indicator measures the completion rate of the review of (eight) selected practice documents by year end.	Target based on the current practice environment as it relates to the policy review process and supporting resources	% Completion is: ≥ 75% 56% - 74% ≤ 55%

Scorecard Measure	Indicator or Milestone Definition	Target Justification	Performance
#9 *Development of Equity, Diversity & Inclusion, and Indigenous Cultural Competency Strategic Plan (M)*	The milestone measures the completion of EDI focused data collection from registrants followed by the development of a strategic plan to be implemented in 2023 that may include training, policies, and practices to facilitate EDI competencies among registrants.	Milestone set based on approved project schedule.	Milestone is: On Track Potential Risk Risk/Roadblock
#10 High and moderate risk complaints disposed of within 150 days.	Indicator measures the % of high and moderate risk complaints meeting the statutory requirement to dispose of all complaints within 150 days from date of filing to date the ICRC decision is sent.	Target based on a 11% improvement over 2021 performance	% Complaints are: ≥ 30% 22% - 29% 21≤ %
#11 High and moderate risk Registrar's Inquiries disposed within 365 days.	Indicator measures the % of high and moderate risk Registrar's Inquiries (RI's) (s. 75(1) (a) investigations) disposed within 365 days from date of filing to date the ICRC decision is sent.	Target based on a 7% improvement over 2021 performance	% Registrar's Inquiries are: ≥ 46% 34% - 45% ≤ 34%
#12 % HPARB complaint decisions confirmed	Indicator measures the % of HPARB (Health Professions Appeal and Review Board) reviews of ICRC complaints investigations and decisions, requested by either party, that are confirmed by HPARB.	Target carried over from 2021 as performance was not achieved	% Complaints are: ≥ 88% 66% - 87% ≤ 65%
#13 Judicial review applications dismissed by the courts	This indicator measures the % of Judicial Reviews of Conduct related applications that were dismissed by the Divisional Court.	New indicator. Collecting baseline.	

2022 Indicator and Milestone Definitions

#14 Community pharmacies entering events on AIMS platform	Indicator measures the % of community pharmacies actively recording events (incidents & near misses) on the AIMS (Assurance & Improvement in Medication Safety) platform out of the total accredited pharmacies. Performance flag applies to % active at year end.	Target set to the terms in the contractual agreement with vendor.	% Pharmacies are: ≥ 80% 60% - 79% ≤ 59%
#15 *Risk appetite determination for two core regulatory activities (m)*	The milestone measures the Board's determination of risk appetite statement on two core regulatory activities linked to the 2022 risk register.	Milestone set based on approved project schedule.	Milestone is: On track Potential Risk Risk/Roadblock
#16 Proportion of Board meeting time dedicated to oversight of college performance	Indicator measures the % of Board meeting time dedicated to oversight of college performance.	New indicator. Collecting baseline.	

LEGEND	
(M) represents measurement against a milestone	
Indicator Range	**Milestone Range**
Meets or Exceeds target	On Track (proceeding per plan)
Approaching Target ≤ 25%	Potential Risk
Beyond Target > 25%	Risk/Roadblock

Last revised: February 6, 2023

BOARD BRIEFING NOTE

MEETING DATE: MARCH 2023

FOR DECISION

From: Rick Chen, Manager, Business Processes

Topic: 2023 College Performance Scorecard Targets and Definitions

Issue/Description: The targets and definitions of each measure on the scorecard clearly indicate the desired achievements our College aims to focus on this year.

Public interest rationale: The College regulates pharmacy professionals and pharmacies in Ontario in accordance with our public protection mandate. The College can only be effective in delivering its mandate if it is operating effectively.

Background:

- The Board's approval of the 2023 performance scorecard gave staff affirmation to begin setting targets and to construct the 18 performance and project measures definitions.
- The definition of each measure gives context to how the College plans to measure its performance.
- Targets for the performance measures are set by carefully analyzing historical data trends, data variation, and percentage achievement attainable in a 12-month period.
- The target date for project measures is the last significant achievement (milestone) on the project work plan for this year. (Project measures are noted with an "M" for milestone on the scorecard.)
- New performance measures with no historical data have no target. The College will monitor the performance this year to understand how it performs, so the College can determine if improvement is needed. (Noted as "collecting baseline" on the scorecard.)
- All measures mirror the work plan and performance objectives in the 2023 operational priorities to:
    - Enhance work culture.
    - Continue improvement in our regulatory programs and the Board's oversight duties.
    - Begin implementing key projects like the customer database solution (CRM), the EDI strategy and the migration to cloud-based file sharing solution.

Analysis:

- Staff set many of the Board and regulatory program performance targets to sustain improvements gained in the last year. The College will monitor and maintain those achievements by ensuring the right people, processes, and technology are in place.
- In a few of the measures, staff have set stretch targets which require high effort and resources. These measures include:
    - Strengthening the College's work culture.
    - Initial implementation of two College-wide technology upgrades.
    - Making high priority practice policies up to date.
    - Frequent assessments of pharmacies in the highest-risk category.
    - Work with community pharmacies to simplify how medication safety incidents or near misses are recorded.

Motion: **That the Board approve the 2023 scorecard targets and performance measure definitions**.

ATTACHMENTS:

- 6.2a - 2023 College Performance Scorecard
- 6.2b - 2023 College Performance Scorecard Measure Definitions
- 6.2c - 2022 Briefing Note on 2023 College Performance Scorecard Measures

2023 College Performance Scorecard

No.	Strategic Alignment SP1	SP2	SP3	2022 Actual	BOARD MONITORED Key Performance Indicators and Milestones (M)	2023 YTD (year-to-date) YTD Q1	YTD Q2	YTD Q3	YTD Q4	2023 Target
					Domain 1: Governance					
1			✓	95%	**Percentage of Board Directors voluntarily contributing at each Board Meeting**					≥95%
2			✓	87%	**Percentage of Board Directors completing evaluation surveys**					100%
					Domain 2: Resources					
3			✓	-6.0%	**Variance of year-end actuals to annual operating budget**	Annual Report January 2024				+/- 5%
4			✓	78%	**Percentage of employee engagement (Inclusion survey subset)**	Scheduled for June 2023				≥78%
5			✓	62%	**Percentage of employee engagement (Culture survey subset)**	Scheduled for June 2023				≥70.5%
6			✓	n/a	***Acquisition and initial implementation of new Customer Relationship Management (CRM) system on time in keeping with benchmarks(M)***					12/31/23
					Domain 3: System Partner					
7	✓	✓		n/a	***Develop and implement a stakeholder engagement strategy on the expansion of scope of practice (M)***					12/31/23
					Domain 4: Information Management					
8			✓	n/a	***SharePoint Online implementation for Corporate Service & Quality Division on time in keeping with benchmarks (M)***					12/31/23
					Domain 5: Regulatory Policies					
9	✓		✓	82%	**Percentage of community pharmacists passing quality assurance (QA) re-assessment**					≥82%
10	✓		✓	25%	**Prioritized practice documents (policies/guidelines/guidance) updated within target timeline**					≥50%
11	✓	✓	✓	n/a	***Introduction of Equity, Diversity & Inclusion strategy (EDI) and initial implementation of action plan in keeping with benchmarks (M)***					12/31/23
					Domain 6: Suitability To Practice					
12		✓	✓	27%	**Percentage of high and moderate risk complaints disposed of within 150 days**					≥30%
13		✓	✓	58%	**Percentage of high and moderate risk registrar's inquiries disposed of within 365 days**					≥50%
14		✓		96%	**Percentage of HPARB complaint decisions confirmed**					≥88%
15	✓			582	**Cycle time in average days from previous assessment to most recent assessment for community pharmacies in highest risk category**					≤365 days
16	✓	✓	✓	51%	**Percentage of community pharmacies entering events on AIMS platform**					≥80%
					Domain 7: Measurement, Reporting & Improvement					
17			✓	98%	**Percentage of Board Directors receiving appropriate info. to exercise oversight role**					≥95%
18			✓	n/a	**Percentage of Board Directors indicating availability to sit on a Discipline Committee (DC) contested or uncontested hearing panel**					Collecting Baseline

LEGEND			
Strategic Alignment	**Indicator Range**	**Milestone Range**	**Symbols**
SP1: Enhance system and patient outcomes through collaboration & optimization of current scope of practice	Meets or Exceeds target	On Track (proceeding per plan)	n/a Not Avail.
SP2: Strengthen trust and confidence in the College's role as a patients-first regulator	Approaching Target ≤ 25%	Potential Risk	*(M) Milestone*
SP3: Enhance capacity to address emerging opportunities & advance quality & safe pharmacy practice & regulatory excellence	Beyond Target > 25%	Risk/Roadblock	Completed

Approve by: Board of Directors

Approve on: Mar 21, 2023

Last updated: 16/03/2023

2023 Scorecard Measure Definitions

Scorecard Measure	Indicator or Milestone Definition	Target Justification	Performance
#1 Percentage of Board Directors voluntarily contributing at each Board Meeting.	This indicator measures the % of Board Directors providing input without being called upon individually during all Board meetings (quarterly & emergency).	Demonstrate governance principles relating to preparedness, expertise, and inclusion.	% Performance is: ≥ 95.0% 71.3 – 94.9% ≤ 71.2%
#2 Percentage of Board Directors completing evaluation surveys.	This indicator measures the % of Board Directors that complete the evaluation following quarterly board meetings.	High performing boards are conscientious about self-assessment, which is used as a basis for continuing quality improvement.	% Performance is: 100% 75.0 – 99.9% ≤ 74.9%
#3 Variance of year-end actuals to annual operating budget.	This indicator measures the variance of actual operating expenses against the annual budget.	Accurate forecasting is essential to balancing cost containment against mandate achievement.	% Variation is: +/- 5.0% +/- 6.0 – 25.0% +/- 25.1% or more
#4 Percentage of employee engagement (Inclusion survey subset).	This indicator measures staff perception of inclusion, as measured by certain questions in the annual survey.	Achievement of the target will demonstrate the impact of our internal HR Equity, Diversity, and Inclusion initiative. The target is based on McLean's industry benchmark.	% Engagement is: ≥ 78.0% 58.5 - 77.9% ≤ 58.4%
#5 Percentage of employee engagement (Culture survey subset).	This indicator measures staff's evaluation of the college's culture.	Achievement of the target will demonstrate the impact of efforts to improve college culture. The target is based on McLean's industry benchmark.	% Engagement is: ≥ 70.5% 52.9 – 70.4% ≤ 52.8%
#6 *Acquisition and initial implementation of new Customer Relationship Management (CRM) system on time in keeping with benchmarks (M).*	This milestone-based measure tracks progress on modernization of the college's information technology infrastructure.	Milestones will be established based on a project schedule and will include completion of the signed contract, project initiation and planning phases by December 2023.	Milestone is: On Track Potential Risk Risk/Roadblock

2023 Scorecard Measure Definitions

Scorecard Measure	Indicator or Milestone Definition	Target Justification	Performance
#7 *Develop and implement a stakeholder engagement strategy on the expansion of scope of practice (M).*	Through the development and implementation of a stakeholder engagement strategy, this milestone tracks planned stakeholder activities related to recent and potentially new expanded scope of practice with health system stakeholders that are impacted by expanded scope.	Achievement of this milestone will be based on the creation and implementation of the stakeholder engagement strategy by December 2023.	Milestone is: On track Potential Risk Risk/Roadblock
#8 *SharePoint Online implementation for Corporate Service & Quality Division on time in keeping with benchmarks (M).*	This milestone measures the completion of SharePoint software in Corporate Service & Quality Division, key to modernizing the college's information technology infrastructure, which includes a transition of all college documents from the current platform to the cloud-based SharePoint.	Milestones set based on approved project schedule. Milestones will include migration of documents, staff training and skill levels, and adequate staff access to create, access and update documents in accordance with privacy protocols by December 2023.	Milestone is: On track Potential Risk Risk/Roadblock
#9 Percentage of community pharmacists passing Quality Assurance (QA) re-assessment.	This indicator measures the % of community pharmacists that pass the practice re-assessment following peer coaching.	Maintain 2022 target and performance.	% Success is: ≥ 82.0% 61.5 – 81.9% ≤ 61.4%
#10 Prioritized practice documents (policies/guidelines/guidance) updated within target timeline.	This indicator measures the completion rate of the review of selected practice documents by year end.	Target based on completing 3 out of 6 practice documents in 2023. Success will depend on the current practice environment as it relates to the policy review process and supporting resources.	% Completion is: ≥ 50% 37.5% - 49.9% ≤ 37.4%
#11 *Introduction of Equity, Diversity & Inclusion strategy (EDI) and initial implementation of action plan in keeping benchmarks (M).*	This milestone-based measure tracks progress on developing an EDI strategy that encompasses the Colleges' programs, policy and governance functions, and the implementation of the first prioritized action plan.	Milestones will be based on approved project schedule and will include engagement with relevant external & internal stakeholders.	Milestone is: On Track Potential Risk Risk/Roadblock

2023 Scorecard Measure Definitions

Scorecard Measure	Indicator or Milestone Definition	Target Justification	Performance
#12 Percentage of high and moderate risk complaints disposed of within 150 days.	This indicator measures the % of high and moderate risk complaints meeting the statutory requirement to dispose of all complaints within 150 days from date of filing to date the ICRC decision is sent.	2022 target performance not met. Continue with same target for 2023.	% Complaints are: ≥ 30.0% 22.5 – 29.9% ≤ 22.4%
#13 Percentage of high and moderate risk Registrar's Inquiries disposed within 365 days.	This indicator measures the % of high and moderate risk Registrar's Inquiries (RI's) (s. 75(1) (a) investigations, disposed within 365 days from date of filing to date the ICRC decision is sent.	2022 performance exceeded target. Target set to maintain performance at 50%.	% Registrar's Inquiries are: ≥ 50.0% 37.5 – 49.9% ≤ 37.4%
#14 Percentage of HPARB complaint decisions confirmed.	This indicator measures the % of HPARB (Health Professions Appeal and Review Board) reviews of ICRC complaints investigations and decisions, requested by either party, that are confirmed by HPARB.	Maintain 2022 performance. Keep same target for 2023.	% Complaints are: ≥ 88.0% 66.0 – 87.9% ≤ 65.9%
#15 Cycle time in average days from previous assessment to most recent assessment for community pharmacies in highest risk category.	This indicator measures the average days between assessments (cycle time) from the previous assessment date to the most recent assessment date. The subset category is the highest-risk sites in community pharmacies.	Target based on best practice and available resources.	Average days are: ≤ 365 366 – 456 ≥ 457
#16 Percentage of community pharmacies entering events on AIMS platform.	This indicator measures the % of community pharmacies actively recording events (incidents & near misses) on the AIMS (Assurance & Improvement in Medication Safety) platform out of the total accredited pharmacies. Performance flag applies to % active at year-end.	Target set to the terms in the contractual agreement with vendor.	% Pharmacies are: ≥ 80.0% 60.0 – 79.9% ≤ 59.9%
#17 Percentage of Board Directors receiving appropriate info. to exercise oversight role.	This indicator measures the % of Board Directors indicating their level of satisfaction in response to an information package (meeting materials)	Maintain an acceptable level of performance.	% Performance is: ≥ 95.0% 71.0 – 94.9% ≤ 70.9%

2023 Scorecard Measure Definitions

Scorecard Measure	Indicator or Milestone Definition	Target Justification	Performance
#18 Percentage of Board Directors indicating availability to sit on a Discipline Committee (DC) contested or uncontested hearing panel.	This indicator measures the % of Board Directors indicating their availability to sit on a DC hearing panel on all dates scheduled for the hearing.	New indicator. Collecting baseline.	

LEGEND	
(M) represents measurement against a milestone	
Indicator Range	**Milestone Range**
Meets or Exceeds target	On Track (proceeding per plan)
Approaching Target ≤ 25%	Potential Risk
Beyond Target > 25%	Risk/Roadblock

Ontario College of Pharmacists
Putting patients first since 1871

BOARD BRIEFING NOTE
MEETING DATE: DECEMBER 2022

FOR DECISION	X	FOR INFORMATION

INITIATED BY: Connie Campbell, Director of Corporate Services

TOPIC: 2023 College Performance Scorecard Measures

ISSUE: To determine the indicators the Board will monitor throughout 2023 as part of their oversight responsibilities for College performance monitoring

PUBLIC INTEREST RATIONALE: The College's mandate is to serve and protect the public by holding Ontario's pharmacies and pharmacy professionals accountable to established standards. In accordance with expectations set out in the Ministry's College Performance Management Framework (CPMF), the College demonstrates its accountability to that mandate by:

- Outlining Key Performance Indicators (KPIs).
- Engaging the Board in regular assessment of progress against objectives and outcomes.
- Reporting the performance results to the public.

STRATEGIC ALIGNMENT, REGULATORY PROCESSES AND ACTIONS: Maintaining and reporting on regulatory performance supports the Board in its oversight role, strengthens trust and confidence in the College's capacity to address emerging issues and to strive for regulatory excellence.

BACKGROUND:

- Every three to five years, the Board and Management develop a Strategic Plan for the College. Building on the College Objects defined in legislation, this plan sets out the mission, vision, values, and priorities used to guide the College's operations and policy direction for a prescribed period of time.

- Annually, operational areas of focus are determined by the College and presented to the Board to advance the goals within its Strategic Plan. The budget for this next fiscal year is constructed with these areas of focus in mind.

- Performance measures and project milestones are examined and updated against the upcoming year's focus areas and their progress monitored on a performance scorecard.

- A subset of the performance measures is selected as key performance indicators (KPIs) and key milestones for reporting on the College-wide performance scorecard. The Board uses this scorecard to assess the College's delivery on key focus of areas throughout the year.

- The format of College Performance Scorecard is aligned with, though not limited to, the Ministry's seven CPMF domains: governance, resources, system partner, information management, regulatory policies, suitability to practice, and measurement, reporting and improvement.

- The College-wide performance scorecard is regularly monitored across the organization throughout the year at various levels of our operations.

  Definitions

  - **Key performance indicators (KPIs)** are numeric values measuring key OCP regulatory functions in the various CPMF domains. Each KPI will have a numerical target set, with performance trending towards the target assessed throughout the year, either quarterly or at year-end.

  - **Key milestones (M)** relate to College-wide projects, and new programs or initiatives which require a sizable resource commitment or a legislated requirement by the Ministry. A target milestone is marked in the project schedule and adherence to the timelines is measured quarterly.

ANALYSIS:

- The KPIs and milestones proposed for the 2023 College Performance Scorecard aim to support the Board's oversight responsibilities set out in legislation and policies.

- This scorecard transparently showcases a balanced set of measures for key regulatory functions and delivery of focused strategic projects and initiatives for the coming year.

- All measures proposed for 2023 are aligned to key strategic focus areas of the College with the greatest anticipated work effort, budgetary spendings, potential challenges and the greatest overall improvement impact.

- Proposed target and measurement definition for each measure will be brought forward to the Board at the March 2023 meeting.

- This performance scorecard is one way the College demonstrates its commitment to regularly evaluate its performance.

- Ongoing budgetary monitoring, an annual financial audit, frequent risk register oversight, reports to the Fairness Commissioner, and CPMF reporting are other means by which the College evaluates performance.

ATTACHMENTS:

1. 2023 College Performance Scorecard Measures
2. Registrar's Briefing Note on 2023 Operational Priorities

RECOMMENDATION:

The recommendation is that the Board consider the 2023 Scorecard indicators as presented to assess if the information provided supports the Board's oversight responsibilities or identify required changes.

If the Board can support the indicators as presented the motion is: **That the Board approves the 2023 Scorecard.**

If changes are identified the 2023 scorecard will be amended and brought back to the March 2023 meeting for approval.

BOARD BRIEFING NOTE

MEETING DATE: MARCH 2023

FOR DECISION

From: Susan James Director, Quality

Topic: Pharmacy Safety Initiative – Time-Delayed Safes

Issue: Approval of updated Designated Manager policies which will require the use of time-delayed safes in community pharmacies across Ontario, and the display of prominent signage.

Public interest rationale:
In recent years there has been an alarming and dramatic rise in the number of pharmacy robberies across the province. The Pharmacy Safety Initiative is aimed at safeguarding patients and pharmacy professionals who access and work in community pharmacies.

Strategic alignment, regulatory processes, and actions:
The information outlined within this document supports activity related to the College's second strategic priority, "strengthen trust and confidence in the College's role as a patients-first regulator".

Background:

- The universal use of time-delayed safes is a tactic that has demonstrated effectiveness in reducing pharmacy robberies and associated harms in other provinces that have implemented similar mandates.

- The Board has been regularly briefed on the College's activities as part of the Pharmacy Safety Initiative, with incidence and effectiveness data from other Canadian jurisdictions reviewed at the December Board meeting. In January, the Alberta College of Pharmacy released a report showing that since the implementation of time-delayed safes in July 2022, Calgary has seen an 80% decrease in pharmacy robberies while Edmonton has seen no pharmacy robberies.

- In addition to the background information provided to the Board in December on the incidence rates for 2022, recent numbers available since the start of this year indicate that in Ontario's largest metropolitan area the incidence of pharmacy robberies continues to escalate, with 45 robberies reported to the Toronto Police Service compared to 11 for this same period in 2022.

- With the goal of preventing future pharmacy robberies, the Board approved a recommendation to have College staff develop a supplemental standard of operation that would mandate the implementation of time-delayed safes in all community pharmacies in Ontario, including the prominent display of College-approved signage visible to the public and in the dispensary.

For reference:

- September Board Meeting Materials: Pharmacy Safety Initiative Briefing Note p. 118
- December Board Meeting Materials: Pharmacy Safety Initiative Briefing Note p. 143

ANALYSIS:
The College's Standards of Operations include standards related to the pharmacy's premises. Specifically, one of the Standards indicates that *"Controlled drugs and substances are stored and managed according to national guidelines and provincial requirements" (p. 7)*.

Based on the Board's direction, the College is establishing a new provincial requirement that all community pharmacies store narcotics in a time-delayed safe and that there be clear signage so that the public knows that all narcotics on-site are stored in a time-delayed safe. To set this new requirement, College staff have updated two policies associated with this Standard, which are provided for the Board's review.

1. Designated Manager - Medication Procurement and Inventory Management Policy
   Updates made to this policy include:
   - Definitions: Adding a definition for "Time-Delayed Safe" and "Controlled Substances"
   - Procurement: Clarifying that the medications being procured must be approved for sale in Canada
   - Controlled Substances: Adding a new operational expectation that all narcotics be securely locked in a safe with a minimum 5-minute time delay feature
   - General formatting updates to enhance readability

2. Designated Manager – Required Signage in a Community Pharmacy
   Updates made to this policy include:
   - Definitions: Adding a definition for "Narcotics"
   - Signage at Pharmacy Entrance(s): Adding a new operational expectation that at each public entrance to the pharmacy there will be a "Narcotics Stored in a Time-Delayed Safe" sign
   - Signage at the dispensary: Adding a new operational expectation that at the dispensary there will be a "Narcotics Stored in a Time-Delayed Safe" sign
   - Remote Dispensing Location: Adding a new operational expectation that a "No Narcotics On-site" sign be prominently visible

The final draft versions of the updated policies are included as Attachment 7.1 and 7.2. The Board is asked to review these updated policies.

Motion: That the Board approve the updated Designated Manager-Medication Procurement and Inventory Management Policy and Designated Manager-Required Signage in a Community Pharmacy policy.

Next steps:
To support implementation, College staff will launch a communications plan (Attachment 7.3) following the Board's direction. Additionally, College staff will finalize the logistical steps necessary to ensure community pharmacies have access to the information and signage needed to comply with these new requirements.

Attachments:
7.1 Designated Manager – Medication Procurement and Inventory Management Policy (Updated Draft)
7.2 Designated Manager – Required Signage in a Community Pharmacy Policy (Updated Draft)
7.3 Post-Board Decision Communication Strategy: Time-Delayed Safes Mandate

Designated Manager – Medication Procurement and Inventory Management Policy

PURPOSE

This policy articulates the College's expectations of the designated manager (DM) with respect to the development of policies and standard operating procedures related to the procurement and management of drugs in community pharmacies.

INTRODUCTION

As defined in the *Drug and Pharmacies Regulation Act*, 1990 (DPRA) the DM is the pharmacist designated by the owner of the pharmacy, in information provided to the College, as the pharmacist responsible for managing the community pharmacy. The DM is a pharmacist in Part A of the register who is responsible for the human resources management in a pharmacy, including the supervision of both professional and lay staff.

The DM's responsibilities are equal to that of the person, or the directors of a corporation, who have been issued a certificate of accreditation to ensure that the pharmacy conforms to the requirements set out in legislation and regulations. Where a panel of the Accreditation Committee believes a DM has contravened the provisions of the DPRA, the Committee may refer allegations of proprietary misconduct against the DM for breaches of the DPRA to the Discipline Committee which can make a finding of proprietary misconduct against the DM.

The DM has the same professional practice obligations as all registered pharmacists, and in addition to these, the DM has authority and accountability over decisions affecting the operation of a community pharmacy. It is the responsibility of the DM to actively and effectively participate in the day-to-day management of the pharmacy.

DEFINITIONS

Cold Chain: A cold chain is a temperature-controlled supply chain for drugs that require a specific temperature range during distribution and storage from the time of manufacture to administering to an individual. The cold chain includes all of the materials, equipment and procedures used to maintain the requirement temperature range.

Controlled substance: A drug named in the federal Controlled Drug and Substances Act (CDSA), Schedules I, II, III, IV, V. These drugs are also listed in the schedules to the regulations as narcotics, controlled drugs, benzodiazepines and other targeted substances.

Remote Dispensing Location

A remote dispensing location is a place where drugs are dispensed or sold by retail to the public under the supervision of a pharmacist who is not physically present. See the College's guidance on the Operation of a remote Dispensing Location.

Time-delayed safe

A time-delayed safe is a safe that:

- is constructed of solid metal;
- contains an integrated electronic locking mechanism with a time-delay release; and,
- is secured in place or is of a size and weight that it cannot be easily removed.

POLICY

The DM is accountable for the overall operation of the pharmacy including supervision of staff, facilities, equipment, and supplies. The DM is also responsible for the supervision of all aspects of the operation of remote dispensing locations, if any.

The DM is responsible for meeting the Standards of Operation ensuring that only registrants with the Ontario College of Pharmacists perform the controlled acts permitted according to the terms, limits, and conditions of their certificates of registration.

- A pharmacist must be present at all times that the pharmacy is open.
- It is the responsibility of the DM to ensure that staff members whose duties include procurement and inventory management are appropriately trained, and that record-keeping and documentation systems are in place, as required in legislation and regulation.

The DM must ensure that inventory is appropriately managed, and while they may not be directly in charge of medication distribution and supply, the DM is accountable for ensuring that all related standards are met.

- The DM ensures that there are policies and standard operating procedures in place to maintain safe and effective medication procurement and inventory management.

It is the responsibility of the DM to ensure that the layout of the pharmacy conforms to legal requirements and that the placement of non-prescription products conforms to the provisions outlined in the legislation and regulations.

Procurement

An effective procurement process ensures the availability of drugs that are appropriate to the patient's circumstances, at recognizable standards of quality. The DM ensures that all drugs purchased for use or sale are of an acceptable standard and quality and are approved for sale in Canada.

The DM ensures that the policies and procedures for procurement comply with federal and provincial legislation.

The DM ensures there are appropriate policies and procedures in place to manage the cold chain in product delivery, once the pharmacy takes custody of the product, to ensure product quality and efficacy and thus patient safety.

- Where a cold chain is required, the DM ensures that products are received and stored within their appropriate temperature ranges and that the cold chain is not broken, in accordance with the College's Guideline – Protecting the Cold Chain

Inventory Management

Inventory management is to be executed in a manner which protects patient safety through the identification and disposal of outdated, deteriorated, recalled, obsolete, or hazardous drugs using the most appropriate methods.

The DM ensures that policies and procedures are in place to guarantee the proper storage of all inventories that are not offered for sale immediately.

- The DM ensures that such products are stored in an area that is clean and organized with appropriate temperature, light, humidity, ventilation, regulation, security, and safety.

The DM ensures there is a method for identifying drugs that are outdated, deteriorated, recalled, obsolete, or hazardous, and that such products are disposed of in a safe, legal, and environmentally sound manner.

The DM ensures that drugs are located in the area of the pharmacy appropriate to their drug classification and that storage areas are only accessed by designated personnel who are appropriately trained, including in a remote dispensing location with a dispensary.

Controlled Substances (Narcotics, Controlled Drugs, and Targeted Substances)

The DM ensures that policies and procedures are in place and takes reasonable steps to ensure the security of controlled substances in the pharmacy's inventory.

- The DM ensures and oversees a physical count and reconciliation of all narcotics, controlled drugs and targeted substances is conducted regularly, at least once every six months, and that the results of the inventory count are retained in the pharmacy's records for a two-year period in a readily retrievable format.
    - The DM investigates where shortages or losses occur. Whenever losses of controlled substances are reported, the DM ensures that such losses are reported to Health Canada
- The DM ensures that all narcotics are securely locked in a time-delayed safe, which is located inside the dispensary. The time-delay must be set to a minimum of five minutes.

- Although not mandatory, the DM is responsible for determining whether controlled drugs and targeted substances are stored within the time-delayed safe based on the unique circumstances of their pharmacy.
- Controlled drugs and targeted substances must be stored in the dispensary area where only authorized pharmacy personnel have access. Storage in a safe (with or without a time-delay mechanism) is strongly encouraged.

Record-keeping

The DM ensures that procedures are in place to maintain the records required by federal and provincial legislation governing the procurement, movement, and sale of drugs in a manner that is secure, auditable, traceable, and allows for their easy retrieval.

Remote Dispensing – Additional Requirements

Where the certificate of accreditation of the pharmacy permits the operation of (a) remote dispensing location(s), the DM shall supervise inventory management by establishing, implementing, and monitoring the use of, policies and procedures for the safe and appropriate storage of drugs as required by the Standards of Operation and regulations. This includes:

- Regularly inspecting the location to ensure proper storage conditions and the integrity of drugs are being maintained
- Ensuring that any automated pharmacy systems in use are loaded by the DM or their delegate, in a manner that is accurate and traceable.

The DM ensures that systems are in place to track the movement of drugs between and among the pharmacy and its remote dispensing locations.

- Where a cold chain is required, the DM ensures that products are received and stored within their appropriate temperature ranges and that the cold chain is not broken, in accordance with the College's Guideline – Protecting the Cold Chain.

LEGISLATIVE REFERENCES

- Ontario *Drug and Pharmacies Regulation Act*, 1990 and Regulations
- Ontario *Drug Interchangeability and Dispensing Fee Act*, 1990 and Regulations
- Federal *Controlled Drugs and Substances Act*, 1996 (CDSA)
  - *Narcotic Control Regulations* (NCR, s42, 43, 63)
  - *Benzodiazepine and Other Targeted Substances Regulations* (BOTSR, s72)
- Federal *Food and Drug Regulations*, (C.R.C., c.870) *Part G* (FDR, G03.012, G03.013, G05.004)

ADDITIONAL REFERNCES

- Model Standards of Practice for Canadian Pharmacists

- GUIDELINE – Protecting the Cold Chain
- GUIDANCE - Operation of a Remote Dispensing Location
- FACT SHEET - Controlled Substances: Purchase & Sales Record Requirements (Federal)

IMPLEMENTATION

Published: TBC
Version #: 2.01
College Contact: Pharmacy Practice

Revision History

Version #	Date	Action
1.00	2011	Newly developed policy
2.00	2014	Policy Reviewed
2.01	2023	Policy updated to include storage requirements for narcotics.

Helpful links

- **MORE FOR DESIGNATED MANAGERS**

Designated Manager – Required Signage in a Community Pharmacy Policy

PURPOSE

This policy articulates the College's expectations of the Designated Manager (DM) in ensuring the required signage is in place in a community pharmacy.

INTRODUCTION

It is in the public interest to ensure that members of the public are informed when the services they are receiving are being provided by accredited pharmacies and registered pharmacy professionals.

As defined in the *Drug and Pharmacies Regulation Act*, 1990 (*DPRA*) the DM is a pharmacist in Part A of the register designated by the owner of the pharmacy, in information provided to the College, as the pharmacist responsible for managing the community pharmacy.

The DM's responsibilities are equal to that of the person, or the directors of a corporation, who have been issued a certificate of accreditation to ensure that the pharmacy conforms to the requirements set out in legislation and regulations.

The DM has the same professional practice obligations as all registered pharmacists, and in addition to these, the DM has authority and accountability over decisions affecting the operation of a community pharmacy. It is the responsibility of the DM to actively and effectively participate in and monitor the day-to-day management of the pharmacy.

DEFINITIONS

Narcotics: Any product or preparation which contains a drug named in the Schedule to the Narcotic Control Regulations.

POLICY

The DM is responsible for ensuring that all signage in a community pharmacy required by legislation and policy is appropriately and prominently displayed.

Signage at Pharmacy Entrance(s)

The following signs are required to be clearly displayed and be easily visible to the public:

- In at least one main public entrance, the College's Point of Care symbol in its unaltered form (O. Reg. 264/16)
- At each public entrance, the 'Narcotics Stored Secured in a Time-Delayed Safe' sign

- In the interest of public safety, community pharmacies that do not currently dispense narcotics must still display a 'Narcotics Secured in a Time-Delayed Safe' sign that is visible to the public.

Signage at the dispensary

The following signs are required to be displayed clearly and prominently in or adjacent to the dispensary area so that it is readable by a person presenting a prescription:

- The notice concerning the patient's right to request an interchangeable product (R.R.O.1990, Reg. 936)
- The notice of the pharmacy's usual and customary dispensing fee (R.R.O.1990, Reg. 936)
- The 'Narcotics Stored in a Time-Delayed Safe' sign
  - In the interest of public safety, community pharmacies that do not currently dispense narcotics are encouraged to display the 'Narcotics Stored in a Time-Delayed Safe' sign in the dispensary area

The DM's name and/or certificate of registration must be clearly and publicly displayed in the pharmacy (DPRA).

The DM shall ensure that all pharmacy personnel are identified by name and that registrants are clearly distinguishable by the public from other pharmacy staff.

Remote Dispensing Location

Where the certificate of accreditation of the pharmacy permits remote dispensing, the DM shall ensure that the following are prominently visible to the public at the remote dispensing location (O. Reg. 264/16):

- The College's Point of Care symbol in its unaltered form (O. Reg. 264/16)
- A 'No Narcotics On-site' Sign
- The name, address, telephone number and accreditation number of the pharmacy operating the remote dispensing location (O. Reg. 264/16)
- The DM's name (O. Reg. 264/16)
- The location of the patient records for those purchasing medication through the remote dispensing location (O. Reg. 264/16)

LEGISLATIVE REFERENCES

- Ontario *Drug and Pharmacies Regulation Act*, 1990 and Regulations
- Ontario *Drug Interchangeability and Dispensing Fee Act*, 1990 and Regulations
- Federal *Controlled Drugs and Substances Act*, 1996 (CDSA)
  - *Narcotic Control Regulations* (NCR, s42, 43, 63)
  - *Benzodiazepine and Other Targeted Substances Regulations* (BOTSR, s72)
- Federal *Food and Drug Regulations*, (C.R.C., c.870) *Part G* (FDR, G03.012, G03.013, G05.004)

ADDITIONAL REFERNCES

- The Point of Care Symbol

IMPLEMENTATION

Published: TBC
Version #: 2.01
College Contact: Pharmacy Practice

Revision History

Version #	Date	Action
1.00	2011	Newly developed policy
2.00	2014	Policy Reviewed
2.01	2023	Policy updated to include signage requirements for the storage of narcotics.

Helpful links

MORE ON STANDARDS FOR ACCREDITATION & OPERATION

MORE FOR DESIGNATED MANAGERS

Post-Board Decision Communication Strategy: Time-Delayed Safes Mandate

The implementation of the time-delayed safes mandate will be supported by a timely Ontario-wide communications strategy that builds on the awareness already generated through stakeholder and media (public) related activities since the December 2022 Board meeting.

Pharmacy stakeholder communication

An important part of the strategy will continue to prioritize pharmacy stakeholder communication following the Board's decision, and subsequent approval of the proposed policies, aimed at supporting successful implementation province wide. A robust pharmacy stakeholder communication plan will be put into action that will utilize all existing and potentially other communication methodologies and call on our partners to help distribute timely, practical information and resources for pharmacies to support their compliance with this important mandate, including signage.

All other formal and informal external communication channels utilized by the College and its various teams will be fully maximized.

Public communication

As the experience of other jurisdictions has demonstrated the importance of broader public awareness efforts to help draw attention to the use of time-delayed safes as a deterrence for would-be perpetrators, the College will maximize its communications efforts by:

- Implementing a comprehensive and proactive earned media-focused communication strategy in collaboration with key partners including the Ontario Association of Chiefs of Police (OACP) and Ontario Pharmacists Association, targeting major daily, regional, local print, digital and broadcast media throughout the province
- Engaging in an active organic and sponsored social media effort across College platforms with an emphasis on stakeholder community engagement to extend/amplify the reach of the public related messages
- Collaborating with College system partners and stakeholders to support broad dissemination of public-facing messages, including exploring with OACP how to work with local law enforcement agencies to help spread the message amongst high-risk youth through community outreach given the proportion of those charged with pharmacy robberies that are under the age of 18

The specific messages, strategies, timelines and sequencing of our communications activities will be informed by the outcome of the Board's decision and are subject to change.

BOARD BRIEFING NOTE

MEETING DATE: MARCH 2023

FOR DECISION

From: Susan James, Director Quality

Topic: Registration Regulation, Emergency Class Provisions

Issue/Description: The Board is being asked to approve, for consultation, amendments to General Regulation 202/94 (Registration Parts V.1 and VI.1) under the *Pharmacy Act*, 1991 which are needed to align the College's emergency assignment provisions with the requirements of registration regulation 508/22 under the *Regulated Health Professions Act, 1991*. Board approval is also being sought to request an abridged consultation period.

Public interest rationale:
As referenced in the *Health Profession 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".

When fulfilling its legislated obligation, the College needs to balance workforce needs with appropriate registration requirements to ensure safe practice.

Strategic alignment, regulatory processes, and actions:
The information outlined within this document supports a decision/activity related to the College's third strategic priority: "Enhancing the College's capacity to address emerging priorities and advance quality and safe pharmacy practice and regulatory excellence."

Background:

- Last fall the Ontario Government passed Bill 106, the *Pandemic and Emergency Preparedness Act*, which among other things, aimed to ensure certain workforce sectors have the human resources needed to respond to emergency situations. Included in the Bill were amendments to the *Regulated Health Professions Act, 1991 (RHPA) that* enabled a new registration regulation, 508/22 (attachment 1) that includes specific requirements associated with an emergency class of registration.
- The College introduced an emergency assignment registration certificate in 2021 which is closely aligned with the new requirements, however confirmation of full compliance from the Ministry has been pending. Very recently the Ministry notified the College that revisions to our registration regulation are required to comply with the new regulation.
- There are three requirements in regulation 508/22 that the College regulation needs to meet: specifying the triggers to initiate emergency registration, indicating the ability for emergency registration certificate holders to transition to another class of registration including an exemption of some of the usual registration requirements, and the ability to renew the emergency registration certificate including sufficient time to transition to another class of registration once the emergency circumstance has concluded. The Ministry has indicated that amendments are required in our regulation to address the first two requirements above.
- The College's regulation does not specify the circumstances that could trigger issuance of emergency assignment registrations. Rather, the government must request the College do so. In practice, the College has worked in collaboration with government to identify if there is an emergency that threatens sufficient availability of pharmacy professionals to maintain access to pharmacy services for the public.
- The government has requested that the regulation also specify the ability to issue emergency assignment registrations where it may be in the public interest, but not otherwise defined as an emergency. An example

of this could include a situation where there is an interruption of a registration pathway, leading to a lengthy delay in registration for many applicants.

- Regulation 508/22 also requires that the College confirm the ability of an emergency assignment certificate holder to transition to another class of registration and to establish an exemption of some of the usual registration requirements for emergency assignment certificate holders when they make this transition.
- Of note, and related to this request, the College submitted registration regulation amendments to the Ministry in 2018 which include the creation a pharmacy technician intern class. Without this amendment, pharmacy technicians only have one other class of registration available for transition, and that is full registration.

Analysis:

- Core to the College mandate is the duty to regulate the profession in accordance with the *Regulated Health Professions Act, 1991* and its regulations.
- Based on feedback from the Ministry, the necessary amendments to our emergency assignment registration provisions have been drafted to ensure compliance. A summary of the proposed changes is available in Form B (attachment 2)
- Overall, the proposed regulation changes align with the College's previous work to establish an emergency registration class in 2021 in response to the pandemic. They do not represent a change to the intent behind our current regulation, but support consistency across the health professions and codification of the circumstances that would initiate activation of the EA class of registration and the transition provisions to another class of registration.
- To fully support the intent of the transition provisions, the previously submitted amendments to our registration regulation to create a pharmacy technician intern class of registration require government approval in conjunction with these new amendments.

Abridging the 60-day circulation period for open consultation

- There is limited time to complete a full 60-day public consultation prior to enactment of the requirements in Regulation 508/22. The Ministry has indicated that submission of the regulation is required by the beginning of May to allow time for the government to consider regulatory changes by August 31st, when the new requirements under Regulation 508/22 come into effect.
- The amendments required are not substantial, but rather serve to formalize in regulation the College's existing management of emergency assignment registration certificates.

Motion: **That the Board** approve posting of the proposed amendments to *Regulation 202/94* of the *Pharmacy Act, 1991* Part V.1 and VI.1 for public consultation, and

That the Board seek approval from the Minister of Health to abridge the requirement of a 60-day public consultation.

Next Steps:

If approved by the Board, the College will request the Minister abridge the 60-day public consultation period to align with the Ministry's timeline for regulatory approval by August 31st, 2023. Consultation will be initiated while the College awaits confirmation of permission to abridge the timeline.

A special Board meeting will be called once the consultation timeline is confirmed to allow the Board opportunity to consider feedback and make any further changes to the regulation. Board approval to submit the proposed amendments to O. Reg 202/94 to the Ministry will also be requested at that time.

Attachments:

- 8.1 O. Reg 508/22 under the *Regulated Health Professions Act, 1991*
- 8.2 Form B, Summary of Proposed Regulatory Changes
- 8.3 Proposed Amendments, O. Reg 202/94, Registration
- 8.4 Blackline, Proposed Amendments Reg 202/94

Français

Regulated Health Professions Act, 1991

ONTARIO REGULATION 508/22
REGISTRATION REQUIREMENTS

Consolidation Period: From January 1, 2023 to the e-Laws currency date.

Last amendment: 508/22.

Legislative History: 508/22.

This is the English version of a bilingual regulation.

Definition

1. In the Act,

"Canadian experience" means any work experience or experiential training obtained in Canada.

Timely decisions and responses

2. (1) The Registrar shall, within 15 days after receiving an application for registration, provide the applicant with a written acknowledgment of receipt of the application along with either,

(a) confirmation that the applicant has submitted all of the required materials and information; or

(b) details regarding what other materials or information are required from the applicant in order to complete the application.

(2) If an applicant provides materials or information in response to a notice under clause (1) (b), the Registrar shall, within 15 days after receiving the materials or information, provide the applicant with a written acknowledgement of receipt along with either,

(a) confirmation that the applicant has submitted all of the required materials and information; or

(b) details regarding what other materials or information are required from the applicant in order to complete the application.

(3) The Registrar shall make their decision under subsection 15 (1) of the Code to register an applicant or refer the application to the Registration Committee within 30 days after receiving a complete application that includes all of the required materials and information.

(4) Subsection (3) does not apply if the Registrar needs to verify the authenticity or accuracy of the materials and information or assess an applicant's educational program or prior learning experience for equivalency with programs or experiences that have already been approved, but,

(a) the Registrar must complete their verification or assessment within a reasonable period of time; and

(b) the Registrar must make the decision described in subsection (2) within 15 days after completing the verification or assessment.

Language proficiency testing requirements

3. (1) An applicant for registration satisfies a College's English or French language proficiency testing requirement if the applicant demonstrates, within two years before the date of making the application, English or French language proficiency at a level satisfactory to the College on a test that is approved under the *Immigration and Refugee Protection Act* (Canada) for use in assessing language proficiency.

(2) Subsection (1) does not limit a College's ability to accept other examinations, tests or assessments as evidence of English or French language proficiency.

Exemption from Canadian experience requirements

4. (1) Section 16.2 of the Code does not apply to a requirement for Canadian experience if the College permits applicants that have equivalent experience in another country to meet the requirement.

(2) Section 16.2 of the Code does not apply to a requirement for Canadian experience if that requirement must be met while the applicant is registered in a different class of registration established by the College.

(3) Section 16.2 of the Code does not apply to the requirement to complete a structured practical training program as a condition of registration as a pharmacy technician.

Note: On December 31, 2024, subsection 4 (3) of the Regulation is revoked. (See: O. Reg. 508/22, s. 6)

Note: Section 5 comes into force on August 31, 2023, the day subsection 3 (3) of Schedule 6 to the *Pandemic and Emergency Preparedness Act, 2022* comes into force.

Emergency classes of registration

5. (1) The regulations establishing an emergency class of registration required by section 16.3 of the Code must include at least the following requirements:

1. They must specify emergency circumstances that will cause the class to be open for issuance and renewal.
2. They must specify that the emergency class of certificates of registration expire no more than one year after they are issued but are renewable for the same period of time, with no limit on the number of times they may be renewed as long as the emergency circumstances persist.
3. They must specify circumstances in which a member of the emergency class may apply for another class of registration and must exempt the applicant from at least some registration requirements that would ordinarily apply to the application.

(2) Paragraph 3 of subsection (1) does not prevent the Council from establishing alternative requirements that must be met by the applicant.

6. OMITTED (PROVIDES FOR AMENDMENTS TO THIS REGULATION).

7. OMITTED (PROVIDES FOR COMING INTO FORCE OF PROVISIONS OF THIS REGULATION).

Français

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DRAFT General Regulation 202/94 of the *Pharmacy Act*
Clause by Clause Comparison for Registration Part V.1 and VI.1 Emergency Assignment Certificates

Existing Clause	Proposed New Clause	Rationale
Requirements for Issuance of Certificate of Registration, any Class **4** (2)The requirement under paragraph 8 of subsection (1) is non-exemptible. O. Reg. 451/10, s. 1.	**Requirements for Issuance of Certificate of Registration, any Class** **4** (2)~~The~~Subject to section 15.3(1) and 18.3(1), the requirement under paragraph 8 of subsection (1) is non-exemptible. O. Reg. 451/10, s. 1.	Regulation 508/02 requires exemption from some of the usual registration requirements. This change enables the exemption of fees for applicants transitioning from an emergency assignment certificate to another class of registration.
PART V.1 **REGISTRATION — PHARMACISTS (EMERGENCY ASSIGNMENT)**	**PART V.1** **REGISTRATION — PHARMACISTS (EMERGENCY ASSIGNMENT)**	The College has been directed to codify a provision that allows issuance of emergency assignment certificates to be triggered when it is determined to be in the public interest.
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.	**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~~requests, or the Council determines that it is in the public interest, that the College issue certificates of registration for the pharmacist (emergency assignment) class to address emergency circumstances.	
15.2 (2) A certificate of registration as a pharmacist (emergency assignment) expires 60 days from the date on which the certificate was issued, unless extended under subsection (3). O. Reg. 187/21, s. 6.	**15.2**(2) A certificate of registration as a pharmacist (emergency assignment) expires on the later of, (a) 60 days from the date on which the certificate was issued~~, unless~~ or extended under subsection (3); and (b) three months after either the Government of Ontario or the Council declares that the emergency circumstances that gave rise to the issuance of certificates of registration in the pharmacist (emergency assignment) class have ended. O. Reg. 187/21, s. 6	Regulation 508/22 requires that emergency assignment certificates are renewed for a period no less than the time of the initial issuance, and for a sufficient period of time that allows an emergency certificate holder to transition to another class of registration at the conclusion of issuance of emergency assignment registration certificates, to avoid unnecessary interruptions in service delivery.
(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. O. Reg. 187/21, s. 6.	(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~~ of 60 days as long as emergency circumstances persist. O. Reg. 187/21, s. 6.	
	TRANSFER TO OTHER CLASS OF REGISTRATION 15.3 (1) A member who holds a certificate of registration as a pharmacist (emergency assignment) may apply for a certificate of registration in another class, and if he or she does so, he or she is exempt from the requirement to pay the fee set out in paragraph 8 of subsection 4 (1).	Regulation 508/22 requires the College codify the ability for an emergency assignment certificate holder to apply for another class of registration, and to exempt some of the usual registration requirements that would normally apply.

Existing Clause	Proposed New Clause	Rationale
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. **18.2** (2) A certificate of registration as a pharmacy technician (emergency assignment) expires 60 days from the date on which the certificate was issued, unless extended under subsection (3). O. Reg. 187/21, s. 8. (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. O. Reg. 187/21, s. 8.	**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~~requests, or the Council determines that it is in the public interest, that the College issue certificates of registration for the pharmacy technician (emergency assignment) class to address emergency circumstances **18.2**(2) A certificate of registration as a pharmacy technician (emergency assignment) expires the later of, 60 days from the date on which the certificate was issued~~, unless~~ or extended under subsection (3); and three months after either the Government of Ontario or the Council declares that the emergency circumstances that gave rise to the issuance of certificates of registration in the pharmacy technician (emergency assignment) class have ended. O. Reg. 187/21, s. 8. (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~~ of 60 days as long as emergency circumstances persist. O. Reg. 187/21, s. 6. TRANSFER TO OTHER CLASS OF REGISTRATION **17.1** (1) A member who holds a certificate of registration as a pharmacy technician (emergency assignment) may apply for a certificate of registration in another class, and if he or she does so, he or she is exempt from the requirement to pay the fee set out in paragraph 8 of subsection 4(1).	The proposed amendments and the rationale for them in Part VI.1 mirrors those described above in Part V.1.

Pharmacy Act, 1991
Loi de 1991 sur les pharmaciens

ONTARIO REGULATION 202/94
GENERAL

Consolidation Period: From January 1, 2023 to the e-Laws currency date.

Last amendment: 460/22.

Legislative History: 750/94, 539/95, 280/96, 121/97, 98/98, 642/98, 548/99, 270/04, 451/10, 59/11, 302/12, 154/13, 225/13, 452/16, 126/20 (as am. by 766/21), 742/20, 187/21, 766/21, 46/22, 460/22.

This Regulation is made in English only.

CONTENTS

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.
4. Pharmacy technician.
5. Pharmacist (emergency assignment).
6. Pharmacy technician (emergency assignment). O. Reg. 451/10, s. 1; O. Reg. 187/21, s. 1.

(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; O. Reg. 187/21, s. 2 (1).

(2) Subject to section 15.3(1) and 18.3(1), 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 his or her application, but this does not prevent the applicant from filing a new application. O. Reg. 451/10, s. 1.

(3.1) Despite subsection (3), an applicant for a certificate in the pharmacist (emergency assignment) or pharmacy technician (emergency assignment) class must meet all the requirements for registration at the time the application is filed. O. Reg. 187/21, s. 2 (2).

(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. 187/21, s. 3.

(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), 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 *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; O. Reg. 187/21, s. 4.

(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; O. Reg. 187/21, s. 5.

(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 requests, or the Council determines that it is in the public interest, that the College issue certificates of registration for the pharmacist (emergency assignment) class to address emergency circumstances.

2. The applicant must,

   i. have satisfied 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),

   ii. currently be practising as a pharmacist in a jurisdiction approved by the Council, and provide, for each jurisdiction where the applicant holds a certificate, a letter, certificate 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 the 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 letter, certificate 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. O. Reg. 187/21, s. 6.

(2) Without in any way limiting the generality of subparagraphs 2 ii and 2 iii 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. O. Reg. 187/21, s. 6.

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. O. Reg. 187/21, s. 6.

(2) A certificate of registration as a pharmacist (emergency assignment) expires on the later of,

(a) 60 days from the date on which the certificate was issued or extended under subsection (3); and

(b) three months after either the Government of Ontario or the Council declares that the emergency circumstances that gave rise to the issuance of certificates of registration in the pharmacist (emergency assignment) class have ended. O. Reg. 187/21, s. 6.

(3) The Registrar may extend a certificate of registration as a pharmacist (emergency assignment) for one or more periods of 60 days as long as emergency circumstances persist. O. Reg. 187/21, s. 6.

(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. O. Reg. 187/21, s. 6.

(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 shall not apply to the member during the time that the member holds the emergency assignment certificate. O. Reg. 187/21, s. 6.

(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) shall not apply to the member during the time that the member holds the emergency assignment certificate. O. Reg. 187/21, s. 6.

TRANSFER TO OTHER CLASS OF REGISTRATION

15.3 (1) A member who holds a certificate of registration as a pharmacist (emergency assignment) may apply for a certificate of registration in another class, and if he or she does so, he or she is exempt from the requirement to pay the fee set out in paragraph 8 of subsection 4 (1).

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); O. Reg. 187/21, s. 7.

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 requests, or the Council determines that it is in the public interest, that the College issue certificates of registration for the pharmacy technician (emergency assignment) class to address emergency circumstances.
2. The applicant must,
   i. have satisfied the educational requirements of paragraph 1 of subsection 16 (1) no more than two years prior to submitting an application for the issuance of a certificate of registration as a pharmacy technician (emergency assignment),
   ii. currently be practising as a pharmacy technician in a jurisdiction approved by the Council, and provide, for each jurisdiction where the applicant holds a certificate, a letter, certificate 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 practised as a pharmacy technician in a jurisdiction approved by the 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 letter, certificate 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. O. Reg. 187/21, s. 8.

(2) Without in any way limiting the generality of subparagraphs 2 ii or 2 iii 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. O. Reg. 187/21, s. 8.

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).
3. 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.
4. The member shall not delegate a controlled act.
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. O. Reg. 187/21, s. 8.

(2) A certificate of registration as a pharmacy technician (emergency assignment) expires the later of,

(a) 60 days from the date on which the certificate was issued or extended under subsection (3); and

(b) three months after either the Government of Ontario or the Council declares that the emergency circumstances that gave rise to the issuance of certificates of registration in the pharmacy technician (emergency assignment) class have ended. O. Reg. 187/21, s. 8.

(3) The Registrar may extend a certificate of registration as a pharmacy technician (emergency assignment) for one or more periods of 60 days as long as emergency circumstances persist. O. Reg. 187/21, s. 8.

(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. O. Reg. 187/21, s. 8.

TRANSFER TO OTHER CLASS OF REGISTRATION

18.3 (1) A member who holds a certificate of registration as a pharmacy technician (emergency assignment) may apply for a certificate of registration in another class, and if he or she does so, he or she is exempt from the requirement to pay the fee set out in paragraph 8 of subsection 4(1).

Pharmacy Act, 1991
Loi de 1991 sur les pharmaciens

ONTARIO REGULATION 202/94

GENERAL

Consolidation Period: From January 1, 2023 to the e-Laws currency date.

Last amendment: 460/22.

Legislative History: 750/94, 539/95, 280/96, 121/97, 98/98, 642/98, 548/99, 270/04, 451/10, 59/11, 302/12, 154/13, 225/13, 452/16, 126/20 (as am. by 766/21), 742/20, 187/21, 766/21, 46/22, 460/22.

This Regulation is made in English only.

CONTENTS

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.
4. Pharmacy technician.
5. Pharmacist (emergency assignment).
6. Pharmacy technician (emergency assignment). O. Reg. 451/10, s. 1; O. Reg. 187/21, s. 1.

(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; O. Reg. 187/21, s. 2 (1).

(2) ~~The~~Subject to section 15.3(1) and 18.3(1), 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 his or her application, but this does not prevent the applicant from filing a new application. O. Reg. 451/10, s. 1.

(3.1) Despite subsection (3), an applicant for a certificate in the pharmacist (emergency assignment) or pharmacy technician (emergency assignment) class must meet all the requirements for registration at the time the application is filed. O. Reg. 187/21, s. 2 (2).

(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. 187/21, s. 3.

(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), 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 *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; O. Reg. 187/21, s. 4.

(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; O. Reg. 187/21, s. 5.

(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~~requests, or the Council determines that it is in the public interest, that the College issue certificates of registration for the pharmacist (emergency assignment) class to address emergency circumstances.
2. The applicant must,
   i. have satisfied 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),
   ii. currently be practising as a pharmacist in a jurisdiction approved by the Council, and provide, for each jurisdiction where the applicant holds a certificate, a letter, certificate 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 the 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 letter, certificate 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. O. Reg. 187/21, s. 6.

(2) Without in any way limiting the generality of subparagraphs 2 ii and 2 iii 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. O. Reg. 187/21, s. 6.

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. O. Reg. 187/21, s. 6.

(2) A certificate of registration as a pharmacist (emergency assignment) expires on the later of,

(a) 60 days from the date on which the certificate was issued~~, unless~~ or extended under subsection (3); and

(b) three months after either the Government of Ontario or the Council declares that the emergency circumstances that gave rise to the issuance of certificates of registration in the pharmacist (emergency assignment) class have ended. O. Reg. 187/21, s. 6.

(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~~ of 60 days as long as emergency circumstances persist. O. Reg. 187/21, s. 6.

(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. O. Reg. 187/21, s. 6.

(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 shall not apply to the member during the time that the member holds the emergency assignment certificate. O. Reg. 187/21, s. 6.

(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) shall not apply to the member during the time that the member holds the emergency assignment certificate. O. Reg. 187/21, s. 6.

TRANSFER TO OTHER CLASS OF REGISTRATION

15.3 (1) A member who holds a certificate of registration as a pharmacist (emergency assignment) may apply for a certificate of registration in another class, and if he or she does so, he or she is exempt from the requirement to pay the fee set out in paragraph 8 of subsection 4 (1).

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); O. Reg. 187/21, s. 7.

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~~requests, or the Council determines that it is in the public interest, that the College issue certificates of registration for the pharmacy technician (emergency assignment) class to address emergency circumstances.
2. The applicant must,
   i. have satisfied the educational requirements of paragraph 1 of subsection 16 (1) no more than two years prior to submitting an application for the issuance of a certificate of registration as a pharmacy technician (emergency assignment),
   ii. currently be practising as a pharmacy technician in a jurisdiction approved by the Council, and provide, for each jurisdiction where the applicant holds a certificate, a letter, certificate 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 practised as a pharmacy technician in a jurisdiction approved by the 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 letter, certificate 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. O. Reg. 187/21, s. 8.

(2) Without in any way limiting the generality of subparagraphs 2 ii or 2 iii 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. O. Reg. 187/21, s. 8.

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).
3. 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.
4. The member shall not delegate a controlled act.
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. O. Reg. 187/21, s. 8.

(2) A certificate of registration as a pharmacy technician (emergency assignment) expires the later of,

(a) 60 days from the date on which the certificate was issued~~, unless~~ or extended under subsection (3); and

(b) three months after either the Government of Ontario or the Council declares that the emergency circumstances that gave rise to the issuance of certificates of registration in the pharmacy technician (emergency assignment) class have ended. O. Reg. 187/21, s. 8.

(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~~ of 60 days as long as emergency circumstances persist. O. Reg. 187/21, s. 8.

(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. O. Reg. 187/21, s. 8.

TRANSFER TO OTHER CLASS OF REGISTRATION

18.3 (1) A member who holds a certificate of registration as a pharmacy technician (emergency assignment) may apply for a certificate of registration in another class, and if he or she does so, he or she is exempt from the requirement to pay the fee set out in paragraph 8 of subsection 4(1).

PART VII
SUSPENSIONS, RESIGNATIONS, REINSTATEMENTS, ETC.

ADMINISTRATIVE SUSPENSIONS

19. (1) If a member fails to provide information about the member in the manner and in the form as required under the by-laws, the Registrar may give the member notice of intention to suspend the member and may suspend the member's certificate of registration for failure to provide the information 60 days after notice is given. O. Reg. 451/10, s. 5.

(2) Where the Registrar suspends a member's certificate of registration under subsection (1), the Registrar shall lift the suspension upon being satisfied that the required information has been filed with the College and that any fees required for the lifting of that suspension has been paid. O. Reg. 451/10, s. 5.

20. (1) If, pursuant to the by-laws, the College requests evidence that the member holds professional liability insurance in the amount and in the form as required by the by-laws and the member fails to provide that evidence within 14 days of having been requested to do so, the Registrar shall immediately give the member notice of intention to suspend the member and may suspend the member's certificate of registration for failure to provide the evidence 30 days after notice is given. O. Reg. 451/10, s. 5.

(2) Where the Registrar suspends the member's certificate of registration under subsection (1), the Registrar shall lift that suspension upon being satisfied that the member holds professional liability insurance in the amount and in the form required by the by-laws and that any fee required for the lifting of that suspension has been paid. O. Reg. 451/10, s. 5.

21. Where the Registrar suspends a member's certificate of registration under section 24 of the Health Professions Procedural Code for failure to pay a fee, the Registrar shall lift the suspension upon being satisfied that the member,

(a) has paid all amounts owed to the College;

(b) holds professional liability insurance in the amount and in the form required by the by-laws; and

(c) pays any fees required for the lifting of that suspension. O. Reg. 451/10, s. 5.

DEEMED RESIGNATIONS

22. (1) A member shall be deemed to have resigned where,

(a) the member's certificate of registration was suspended for failure to pay a fee that the member was required to pay in accordance with the regulations or by-laws and that suspension continued for 120 days; or

(b) the member's certificate of registration was suspended pursuant to subsection 19 (1) or subsection 20 (1) and the suspension continued for 60 days. O. Reg. 451/10, s. 5.

(2) The resignation is effective,

(a) in the case of a resignation under clause (1) (a), on the 121st day following the commencement of that suspension;

(b) in the case of a suspension under clause (1) (b), on the 61st day following the commencement of the suspension. O. Reg. 451/10, s. 5.

RETURN OF CERTIFICATE, ETC.

23. A member who resigns, or whose certificate of registration is suspended or revoked shall, if so requested, immediately return to the College,

(a) his or her certificate of registration; and

(b) any card or other form of identification issued to him or her by the College for the purpose of identifying him or her as a member of the College. O. Reg. 451/10, s. 5.

REINSTATEMENT

24. (1) A former member who held a certificate of registration as a pharmacist or pharmacy technician and who resigned as a member of the College may apply for the reinstatement of his or her certificate of registration by submitting a completed application to the Registrar in the form provided by the Registrar. O. Reg. 451/10, s. 5.

(2) Subject to subsections (3), (4) and (6), the Registrar may reinstate the former member's certificate of registration if,

(a) the former member has paid,

(i) the required reinstatement fee,

(ii) the annual fee for the year in which the certificate of registration is to be reinstated, if not previously paid,

(iii) the annual fee for the year in which the former member resigned or was deemed to have resigned, if not previously paid unless the Registrar is satisfied that the former member did not engage in the practice of pharmacy in Ontario during that year, and

(iv) any other money owed by the former member to the College at the date the application for reinstatement is submitted, including, without being limited to, any penalty fees that were due at the time that he or she ceased to be a member and any costs or expenses ordered to be paid under section 53.1 of the Health Professions Procedural Code, any costs awarded to the College by a Court and any amount owing to the College under a by-law or former regulation made under the Act;

(b) the application for reinstatement was submitted to the Registrar within three years of the date on which the former member resigned or in the case of a former member who was deemed to have resigned under subsection 22 (1), three years from the date on which the former member was suspended where that suspension resulted in a deemed resignation; and

(c) the application meets the requirement set out in paragraph 7 of subsection 4 (1) with necessary modifications. O. Reg. 451/10, s. 5.

(3) A former member is ineligible for reinstatement under subsection (2) if he or she,

(a) is the subject of a proceeding for professional misconduct, incompetence or incapacity in Ontario or any like proceeding in any other jurisdiction in relation to the practice of pharmacy or another profession, or was the subject of such a proceeding, other than a proceeding that was completed on its merits;

(b) was, at the time he or she ceased to be a member or at any time since, the subject of a proceeding in respect of,

(i) any criminal offence in any jurisdiction,

(ii) any offence relating to the use, possession or sale of drugs in any jurisdiction,

(iii) any offence arising in any jurisdiction relating to the practice of pharmacy or any other profession or occupation, or

(iv) any offence under the *Controlled Drugs and Substances Act* (Canada);

(c) was, after he or she ceased to be a member, found guilty of,

(i) any criminal offence in any jurisdiction,

(ii) any offence relating to the use, possession or sale of drugs in any jurisdiction,

(iii) any offence arising in any jurisdiction relating to the practice of pharmacy or any other profession or occupation, or

(iv) any offence under the *Controlled Drugs and Substances Act* (Canada);

(d) is the subject of an inquiry or investigation by the Registrar, a committee, a panel of a committee or a board of inquiry of the College, or was the subject of such an inquiry or investigation, that was not completed on its merits or which resulted in the member's resignation;

(e) was, at the time he or she ceased to be a member, the subject of an outstanding order or requirement of a committee, a panel of a committee, or a board of inquiry of the College;

(f) was, at the time he or she ceased to be a member, in breach of an order or requirement of a committee, a panel of a committee, or a board of inquiry of the College;

(g) was, at the time he or she ceased to be a member, in violation of a decision of a panel of the Inquiries, Complaints and Reports Committee or of any predecessor committee, including a decision requiring the member to attend to be cautioned;

(h) was, at the time he or she ceased to be a member, in breach of any written agreement with or undertaking provided to the College; or

(i) had, at the time he or she ceased to be a member, terms, conditions or limitations on his or her certificate of registration, other than those applicable to all members of the class of certificate of registration he or she previously held. O. Reg. 451/10, s. 5.

(4) A former member must meet all of the requirements set out in subsection (2) within one year of submitting his or her application for reinstatement. O. Reg. 451/10, s. 5.

(5) Nothing in this section prevents a former member from making any number of applications for reinstatement or from making an application for a new certificate of registration. O. Reg. 451/10, s. 5.

(6) A former member who is seeking reinstatement of a certificate of registration as a pharmacist and who is otherwise eligible for the reinstatement shall be reinstated into Part B of the register unless the former member satisfies the Registrar that,

(a) the former member did not resign at a time when the member had been selected for but had not successfully completed a practice review under the College's Quality Assurance Program; and

(b) the member had performed at least 600 hours of patient care in Canada, the United States of America or another jurisdiction approved by the Council during the period of three years commencing immediately before the date of the member's resignation. O. Reg. 451/10, s. 5.

REINSTATEMENT, PURSUANT TO ORDER

25. If a former member's certificate of registration is ordered to be reinstated by a panel of the Discipline Committee or of the Fitness to Practise Committee, the Registrar shall reinstate the certificate of registration upon payment of,

(a) the required reinstatement fee; and

(b) the annual fee for the year in which the certificate of registration is to be reinstated, if not previously paid. O. Reg. 451/10, s. 5.

PART VII.1
NOTICES OF MEETINGS AND HEARINGS

NOTICE OF MEETINGS

26. (1) The Registrar shall ensure that notice of every Council meeting that is required to be open to the public under the Act is given in accordance with this section. O. Reg. 451/10, s. 5.

(2) The notice must be published at least 14 days before the date of the meeting in a daily newspaper of general circulation throughout Ontario. O. Reg. 451/10, s. 5.

(3) The notice must be in English and French. O. Reg. 451/10, s. 5.

(4) The notice must contain the following information:

1. The date, time and place of the meeting.

2. A statement of the purpose of the meeting. O. Reg. 451/10, s. 5.

(5) The Registrar shall provide the information contained in the notice to every person who requests it by telephone. O. Reg. 451/10, s. 5.

NOTICE OF HEARINGS

27. (1) The Registrar shall ensure that the information concerning an impending hearing by a panel of the Discipline Committee to deal with allegations of professional misconduct or incompetence made against a member is given, in accordance with this section, to a person who requests the information. O. Reg. 451/10, s. 5.

(2) The information shall be given,

(a) at least 14 days before the date of the hearing, if the request is received 14 days before the date of the hearing; or

(b) as soon as possible after the request is made, if the request is received after that time but before the date of the hearing. O. Reg. 451/10, s. 5.

(3) The information given shall be as follows:

1. The name of the member against whom the allegations have been made.
2. The member's principal place of practice.
3. The date, time and place of the hearing.
4. A statement of the purpose of the hearing. O. Reg. 451/10, s. 5.

(4) The Registrar shall provide the information in French to a person who requests that the information be provided in French, wherever reasonably possible. O. Reg. 451/10, s. 5.

PART VII.2
ADVERTISING

ADVERTISING

28. (1) In this section,

"advertisement" includes an announcement, directory listing or other form of communication similar to an advertisement;

"drug services" means one or more of the compounding, dispensing or sale by retail of drugs or the provision of information or advice with respect to drugs. O. Reg. 451/10, s. 5; O. Reg. 59/11, s. 1 (1, 2).

(2) A member shall not, through any medium, publish, display, distribute or use, or permit, directly or indirectly, the publication, display, distribution or use through any medium of, an advertisement relating to drug services that,

(a) is false, misleading or deceptive, whether as a result of the inclusion of information or the omission of information;

(b) is not readily comprehensible to the persons to whom it is directed;

(c) is not dignified and in good taste;

(d) contains anything that cannot be verified;

(e) contains testimonials, comparative statements or endorsements;

(f) contains a reference to a member's area of practice or to a procedure or treatment available from a member practising in the pharmacy, unless the advertisement discloses whether or not the member has an area of expertise and, if the member does have such an area of expertise, the particular expertise;

(g) contains references to a particular brand of equipment used to assist in providing drug services;

(h) contains information that is not relevant to the choice of a pharmacist; or

(i) contains any representations as to the safety or effectiveness or an indication for use of any drug referred to in Schedule I established by the regulations under the *Drug and Pharmacies Regulation Act*.

(j) REVOKED: O. Reg. 59/11, s. 1 (4).

O. Reg. 451/10, s. 5; O. Reg. 59/11, s. 1 (3, 4).

(3) An advertisement by a member that includes price information relating to drugs referred to in Schedule I established by the regulations under the Drug and Pharmacies Regulation Act shall include the price information for at least 15 different drugs, 10 of which each belong to a different one of the following drug classifications:

1. Anti-infective agents.
2. Antineoplastic agents.
3. Autonomic agents.
4. Blood formation and coagulation drugs.

5. Cardiovascular drugs.
6. Central nervous system drugs.
7. Diagnostic agents.
8. Electrolytic, caloric and water balance drugs.
9. Cough preparations.
10. Eye, ear, nose and throat preparations.
11. Gastrointestinal drugs.
12. Gold compounds.
13. Heavy metal antagonists.
14. Hormones and substitutes.
15. Oxytocics.
16. Skin and mucous membrane preparations.
17. Spasmolytics.
18. Unclassified therapeutic agents.
19. Vitamins. O. Reg. 451/10, s. 5; O. Reg. 59/11, s. 1 (5).

(4) Where an advertisement by a member includes price information relating to drugs referred to in Schedule I established by the regulations under the *Drug and Pharmacies Regulation Act*, the advertisement shall include at a minimum the following information with respect to each drug:

1. The quantity of the drug being advertised at the advertised price.
2. The total cost for the drug to the purchaser including any dispensing fee.
3. The time period during which the advertised price will be available. O. Reg. 59/11, s. 1 (6).

(5) An advertisement by a member that includes price information relating to drugs referred to in Schedule I established by the regulations under the *Drug and Pharmacies Regulation Act* shall include, in addition to the price information referred to in subsection (4), the following information with respect to each advertised drug:

1. The strength of the drug.
2. The brand name of the drug.
3. The dosage form of the drug. O. Reg. 59/11, s. 1 (6).

(6) Where an advertisement by a member includes price information relating to drugs referred to in Schedule I established by the regulations under the *Drug and Pharmacies Regulation Act,* equal prominence shall be given to each drug and, for each of those drugs, equal prominence shall be given to all the information required under subsections (4) and (5). O. Reg. 59/11, s. 1 (6).

(7), (8) REVOKED: O. Reg. 59/11, s. 1 (6).

PROFESSIONAL MISCONDUCT RE ADVERTISING

29. It is professional misconduct for the purposes of clause 51 (1) (c) of the Health Professions Procedural Code for a member who advertises price information with respect to a drug referred to in Schedule I established by the regulations under the *Drug and Pharmacies Regulation Act* to charge any purchaser, including the executive officer under the *Ontario Drug Benefit Act* more for the drug than the member has advertised, pursuant to paragraph 2 of subsection 28 (4), as the total cost for the drug to the purchaser including any dispensing fee. O. Reg. 59/11, s. 2.

CLARIFICATION RE APPLICATION OF PART

30. Nothing in this Part prohibits a member from publishing, displaying, distributing or using, or permitting directly or indirectly the publication, display, distribution or use of, an advertisement that relates solely to the co-payment or dispensing fee charged by the member for supplying a drug that is a listed drug product under the *Ontario Drug Benefit Act* to an eligible person under that Act. O. Reg. 451/10, s. 5.

PART VII.3
CONTROLLED ACTS

INTERPRETATION

31. (1) In this Part,

"adapt" means, subject to subsection (2), 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;

Note: On September 30, 2026, the definition of "adapt" in section 31 of the Regulation is amended by striking out "subject to subsection (2)" in the portion before clause (a). (See: O. Reg. 126/20, s. 1 (2) and O. Reg. 766/21, s. 2)

"coronavirus exemption" means the exemption issued by the Minister of Health for Canada on March 19, 2020 under subsection 56 (1) of the *Controlled Drugs and Substances Act* (Canada) entitled "Subsection 56(1) Class Exemption for Patients, Practitioners and Pharmacists Prescribing and Providing Controlled Substances in Canada During the Coronavirus Pandemic", available on a website of the Government of Ontario, including any renewal or replacement of the exemption;

Note: On September 30, 2026, the definition of "coronavirus exemption" in section 31 of the Regulation is revoked. (See: O. Reg. 126/20, s. 1 (4) and O. Reg. 766/21, s. 2)

"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;

"point-of-care test" means a test that employs a medical device authorized by the Minister of Health for Canada for point-of-care use;

"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; O. Reg. 126/20, s. 1 (1, 3); O. Reg. 46/22, s. 1.

(2) While the coronavirus exemption is in effect, in this Part,

"adapt", in relation to the adaptation of a prescription for a controlled substance under the *Controlled Drugs and Substances Act* (Canada), means to change the prescription respecting,

(a) the dose and regime of the prescribed drug,

(b) the dosage form of the prescribed drug,

(c) the de-prescribing of the prescribed drug, or

(d) the part-filling of the prescription,

but does not include therapeutic substitution. O. Reg. 126/20, s. 1 (5)

Note: On September 30, 2026, subsection 31 (2) of the Regulation is revoked. (See: O. Reg. 126/20, s. 1 (6) and O. Reg. 766/21, s. 2)

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.

(3) In this Part,

(a) a reference to a part A pharmacist includes a member who holds a certificate of registration as a pharmacist (emergency assignment); and

(b) a reference to a pharmacy technician includes a member who holds a certificate of registration as a pharmacy technician (emergency assignment). O. Reg. 187/21, s. 9.

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).

(2.1) A pharmacy technician is authorized to perform an act provided for in subsection (4.1), subject to the terms, conditions and limitations imposed on their certificate of registration. O. Reg. 766/21, s. 1.

(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 two 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); O. Reg. 742/20, s. 1.

(4.1) For the purpose of paragraph 2 of subsection 4 (1) of the Act, a member referred to in subsection (2.1) is authorized to administer influenza vaccine by injection to a patient who is two 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) possesses sufficient knowledge, skill and judgment to be able to administer the influenza vaccine safely;

(c) meets all the requirements in paragraphs 2, 3 and 6 of subsection (3); and

(d) has confirmed that a member referred to in subsection (2), or another regulated health professional authorized to administer the influenza vaccine by injection, has,
   (i) received an informed consent from the patient or the patient's authorized agent,
   (ii) a sufficient understanding of the influenza vaccine and condition of the patient for the influenza vaccine to be administered safely, and

(iii) considered whether administering the influenza vaccine by injection 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 and any other relevant circumstances. O. Reg. 766/21, s. 1.

(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 drugs:

1. For the sole purpose of smoking cessation, the following specified drugs:
   i. Varenicline Tartrate.
   ii. Bupropion Hydrochloride.
2. For the sole purpose of treating a minor ailment listed in Column 1 of the Table to Schedule 4, a drug in a class of drugs listed opposite the minor ailment in Column 2 of that Table. O. Reg. 460/22, s. 1 (1).

(2) REVOKED: O. Reg. 460/22, s. 1 (2).

(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;

(f) complies with the additional requirements under sections 37 and 38; and

(g) in the case of a drug referred to in paragraph 2 of subsection (1), has determined, through a therapeutic assessment, that the drug is the most appropriate treatment for the patient's minor ailment. O. Reg. 302/12, s. 1; O. Reg. 460/22, s. 1 (3).

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) Subject to subsection (2.1), 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; O. Reg. 126/20, s. 2 (1).

Note: On September 30, 2026, subsection 36 (2) of the Regulation is amended by striking out "Subject to subsection (2.1)" at the beginning. (See: O. Reg. 126/20, s. 2 (2) and O. Reg. 766/21, s. 2)

(2.1) During the period of time in which the coronavirus exemption is in effect, subsection (2) does not apply to the extent that the coronavirus exemption or the *Controlled Drugs and Substances Act* (Canada) authorizes the member to adapt or renew a prescription for a controlled substance under that Act. O. Reg. 126/20, s. 2 (3).

Note: On September 30, 2026, subsection 36 (2.1) of the Regulation is revoked. (See: O. Reg. 126/20, s. 2 (4) and O. Reg. 766/21, s. 2)

(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,
    iii. have access to the medical record that contains information about the prescription, or
    iv. during the period of time in which the coronavirus exemption is in effect, if the criteria set out in subparagraphs i, ii and iii cannot be met, be satisfied as to the existence and details of the prescription from an alternative source, including, but not limited to, the prescription label, the prescription receipt with medication history, a photograph of the prescription or a facsimile of the prescription.

Note: On September 30, 2026, paragraph 1 of subsection 36 (4) of the Regulation is amended by adding "or" at the end of subparagraph ii, by striking out "or" at the end of subparagraph iii and by revoking subparagraph iv. (See: O. Reg. 126/20, s. 2 (6) and O. Reg. 766/21, s. 2)

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 12 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; O. Reg. 126/20, s. 2 (5); O. Reg. 742/20, s. 2.

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 clause 35 (4) (d) or 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; O. Reg. 460/22, s. 2.

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;

(b) the pharmacy technician is under the direction of a Part A pharmacist at the time when the pharmacy technician performs the act; and

(c) if the act is performed to administer a point-of-care test, a Part A pharmacist interprets the results of the test and makes any professional decision arising from those results. O. Reg. 302/12, s. 1; O. Reg. 46/22, s. 2 (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, unless the act is performed to administer a point-of-care test.

1.1 The member may only perform the act to administer a point-of-care test if the test is listed in subsection 28 (2) of Ontario Regulation 45/22 and if it is administered for the purpose of assisting patients with the management of their medication to treat chronic disease.

1.2 Before performing an act described in paragraphs 1 or 1.1, the member must,

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

   ii. 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,

   ii. the name and work address of the member,

   iii. the date the act was performed,

   iv. the circumstances relating to the performance of the act and any adverse reaction experienced by the patient,

   v. confirmation that an informed consent was given by the patient or his or her agent, and

   vi. if the act was performed to administer a point-of-care test,

      A. the results of the test, and

      B. the professional decision arising from the results of the test and the rationale for the decision.

7. If the act is performed to administer a point-of-care test, the member must notify the patient's primary care provider (if any) within a reasonable time that the member performed the act and provide details respecting the act. O. Reg. 302/12, s. 1; O. Reg. 46/22, s. 2 (2, 3).

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

PART VIII
QUALITY ASSURANCE

GENERAL

41. In this Part,

"assessor" means an assessor appointed under section 81 of the Health Professions Procedural Code;

"Committee" means the Quality Assurance Committee. O. Reg. 98/98, s. 2.

42. The Committee shall administer the quality assurance program, which shall include the following components:

1. Maintenance of a portfolio of continuous learning.
2. Maintenance of a two-part register for pharmacist members.
3. Practice review and remediation.
4. Remediation of behaviour and remarks of a sexual nature. O. Reg. 98/98, s. 2.

CONTINUOUS LEARNING PORTFOLIO

43. (1) A pharmacist shall maintain a portfolio of continuous learning activities in accordance with guidelines on such activities published by the College and distributed to the members.

(2) A pharmacist shall submit the portfolio to the College on request. O. Reg. 98/98, s. 2.

TWO-PART REGISTER FOR PHARMACISTS

44. (1) The part of the College's register that lists pharmacists shall have a Part A (patient care) and a Part B (no patient care). O. Reg. 451/10, s. 7.

(2) Every pharmacist shall be listed in either Part A or Part B. O. Reg. 451/10, s. 7.

45. (1) Upon being issued a certificate of registration as a pharmacist for the first time, the member shall ask to be listed in Part A or Part B of the register by completing and submitting the form provided by the Registrar. O. Reg. 451/10, s. 7.

(2) Every year at the time of paying the annual membership fee, a pharmacist shall ask for a renewal of his or her listing in Part A or Part B or for a transfer to the other Part. O. Reg. 451/10, s. 7.

(3) A member who asks for a renewal of a listing in Part A after the third anniversary of being issued a certificate of registration as a pharmacist for the first time shall not be listed in that Part unless he or she has dispensed, sold or compounded drugs, provided non-prescription drugs, health care aids and devices or information related to drug use for at least 600 hours during the preceding three years in the course of providing patient care while practising the profession in Canada. O. Reg. 451/10, s. 7.

46. (1) A pharmacist may ask for a transfer from Part A of the register to Part B or from Part B to Part A at any time. O. Reg. 451/10, s. 7.

(2) If a member listed in Part A asks for a transfer to Part B, the member shall be transferred to Part B. O. Reg. 451/10, s. 7.

(3) If a member listed in Part B asks for a transfer to Part A, the member shall be transferred to Part A if he or she,

(a) undergoes a practice review in accordance with section 47; and

(b) satisfies the educational and practice requirements that may be specified by the Quality Assurance Committee. O. Reg. 451/10, s. 7.

(4) If the Registrar proposes to reject a request for a transfer to Part A, the request shall be referred to a panel of the Quality Assurance Committee. O. Reg. 451/10, s. 7.

(5) The member shall be given a reasonable opportunity to make written submissions to the panel before it makes a decision. O. Reg. 451/10, s. 7.

(6) A member whose request to be listed in Part A is rejected by the panel may appeal to another panel of the Quality Assurance Committee. O. Reg. 451/10, s. 7.

(7) No member of a panel that rejects a request to be listed in Part A shall sit on a panel hearing an appeal of that decision. O. Reg. 451/10, s. 7.

(8) On an appeal, the member shall be given a reasonable opportunity to make written submissions to the panel before it makes a decision. O. Reg. 451/10, s. 7.

PRACTICE REVIEW AND REMEDIATION

47. (1) Each year the College shall select at random the names of pharmacists required to undergo a practice review.

(2) A pharmacist listed in Part A is required to undergo a practice review if his or her name is selected at random or the member is referred to the Committee by the Complaints Committee or Executive Committee.

(3) If a pharmacist listed in Part A fails to undergo a required practice review, the Committee may transfer the pharmacist to Part B after giving him or her a reasonable opportunity to make written submissions.

(4) A pharmacist listed in Part B is required to undergo a practice review if he or she is referred to the Committee by the Complaints Committee or Executive Committee or if the pharmacist has asked to be listed in Part A under subsection 46 (3).

(5) The Committee shall appoint an assessor to conduct a practice review.

(6) The assessor shall prepare a written report on the review and submit it to the Committee.

(7) After considering the report, the Committee may decide,

(a) that no further action is required;

(b) that the pharmacist is required to undertake the remediation specified by the Committee to correct any deficiency in his or knowledge, skills or judgment identified by the review; or

(c) that the pharmacist is to be listed in Part A where the review took place pursuant to a request to be listed in Part A.

(8) If the Committee proposes to require a pharmacist to undertake remediation under clause (7) (b), it shall not do so unless,

(a) the pharmacist has been given a report of the results of the review;

(b) the pharmacist has been given written notice of the Committee's intention to require him or her to undertake remediation;

(c) the pharmacist has been given at least 14 days from receipt of the notice to make written submissions to the Committee; and

(d) the Committee has considered any such submissions.

(9) After the pharmacist undertakes the specified remediation, the Committee may require him or her to undergo another practice review by an assessor, and subsections (6), (7) and (8) apply to that review. O. Reg. 98/98, s. 2.

48. (1) If the Committee requires a pharmacist to undertake remediation under section 47 and the pharmacist either fails to do so or fails to successfully complete the remediation, the Committee may direct the Registrar to impose terms, conditions or limitations on the pharmacist's certificate of registration for a specified period not exceeding six months.

(2) If the Committee proposes to make a direction under subsection (1), it shall not do so unless,

(a) the pharmacist has been given written notice of its intention;

(b) the pharmacist has been given at least 14 days from receipt of the notice to make written submissions to the Committee or to request an appearance before the Committee in order to make oral submissions; and

(c) the Committee has considered any such submissions.

(3) A pharmacist who requests an appearance under clause (2) (b) shall be given a reasonable opportunity to appear but the Committee may dispose of the matter if he or she has been given a reasonable opportunity to appear and does not.

(4) If the period specified under subsection (1) expires and the pharmacist still has not undertaken or successfully completed the remediation, the Committee may report him or her to the Executive Committee and provide it with such information as it considers appropriate, except information that may not be disclosed under section 83 of the Health Professions Procedural Code.

(5) If the Registrar imposes terms, conditions or limitations on a pharmacist's certificate of registration for a specified period pursuant to a direction given by the Committee under subsection (1), the Committee may direct the Registrar to remove the terms, conditions or limitations before the end of the specified period if the Committee is satisfied that they are no longer needed.

(6) After directing the imposition of terms, conditions or limitations on a pharmacist's certificate of registration for a specified period not exceeding six months under subsection (1), the Committee may direct the imposition of terms, conditions or limitation on the pharmacist's certificate of registration for a second specified period not exceeding six months under subsection (1) but, after having done so, the Committee shall not direct the imposition of terms, conditions or limitations on the pharmacist's certificate of registration for any further specified period.

(7) If the Committee directs a second imposition of terms, conditions or limitations on the pharmacist's certificate, subsections (2), (3), (4) and (5) apply with respect to the second imposition. O. Reg. 98/98, s. 2.

REMEDIATION OF BEHAVIOUR AND REMARKS OF A SEXUAL NATURE

49. (1) This section applies to matters referred to the Committee by,

(a) a panel of the Complaints Committee under subsection 26 (3) of the Health Professions Procedural Code; and

(b) the Executive Committee under section 79.1 of the Code.

(2) The chair of the Committee shall establish a panel from among the members of the Committee for the purpose of considering a matter referred to in subsection (1).

(3) The chair of the Committee shall appoint a mediator to attempt to resolve the matter.

(4) If the mediator is unable to resolve the matter within 90 days after being appointed, the mediator shall report the failure to the chair without delay and provide the chair with a written report on the mediation.

(5) The chair shall give the member complained against a copy of the mediator's report and a notice advising him or her of the right to make written submissions to the panel.

(6) The member shall be given at least 14 days after receipt of the mediator's report and recommendations to make written submissions to the panel or to request an appearance before the panel to make oral submissions, or to do both.

(7) A member who requests an appearance shall be given a reasonable opportunity to make an appearance, but the panel may dispose of the matter without such appearance if the member has been given a reasonable opportunity to appear.

(8) If the mediation concerns a matter referred by the Complaints Committee, the chair shall give the complainant a copy of the mediator's report.

(9) A mediator's proposed resolution of a matter referred to the Committee by the Complaints Committee must be acceptable to the complainant, the member complained against and the panel.

(10) A mediator's proposed resolution of a matter referred to the Committee by the Executive Committee must be acceptable to the member complained against and the panel.

(11) After considering the mediator's report and any written or oral submissions, the panel may require the member to undergo an assessment for the purpose of establishing if he or she requires education with respect to sexual abuse.

(12) The assessment shall be carried out by an assessor appointed by the Committee.

(13) The assessor shall provide a written report to the panel and shall make such recommendations as the assessor considers appropriate about the member's need for education with respect to sexual abuse.

(14) A copy of the report and recommendations, and a notice informing him or her of the right to make submissions in accordance with subsections (6) and (7), shall be provided to the member.

(15) After considering the assessor's report and recommendations and the member's submissions, if any, the panel may require the member to attend or participate in a sexual abuse education program.

(16) If the panel proposes to take action under subsection (15), the member has the right to make submissions in accordance with subsections (6) and (7). O. Reg. 98/98, s. 2.

50. (1) If a member refuses to undergo an assessment under subsection 49 (11) or to attend or participate in a program under subsection 49 (15), the panel may direct the Registrar to impose terms, conditions or limitations on the member's certificate of registration for a specified period not exceeding six months.

(2) If the panel proposes to take action under subsection (1), the member has the right to make submissions in accordance with subsections 49 (6) and (7).

(3) If the panel is satisfied that the terms, conditions and limitations imposed on a member's certificate or registration are no longer needed, it shall direct the Registrar to remove them before the end of the specified period.

(4) If, at the end of the specified period, the member continues to refuse to undergo the required assessment or to attend or participate in the program, the panel shall refer the matter to the Executive Committee. O. Reg. 98/98, s. 2.

PANEL REQUIREMENTS

51. (1) The Committee may sit as a panel to consider a report on a practice review or any matter arising out of a practice review, a matter relating to the imposition of terms, conditions or limitations on a member's registration under section 48 or a matter under section 49.

(2) A panel shall have at least three members appointed by the chair of the Committee from among the Committee members; at least one member of the panel shall be a member appointed to the Committee by the Lieutenant Governor in Council.

(3) Three members of a panel constitute a quorum. O. Reg. 98/98, s. 2.

PART IX
INSPECTION OF DRUG PREPARATION PREMISES

TEMPORAL APPLICATION

52. This Part applies to the College and members as of the day that it comes into force, except that,

(a) sections 54, 55, 56, 59 and 60 apply as of 90 days from the day that this Part comes into force; and

(b) the requirements in subsection 57 (1) and section 58 apply as of 30 days from the day that this Part comes into force. O. Reg. 154/13, s. 1.

INTERPRETATION

53. (1) In this Part,

"designated member" means,

(a) the member designated for a drug preparation premises in accordance with section 58, or

(b) where only one member engages in or supervises drug preparation activities at or in connection with a drug preparation premises, that member;

"drug" means a substance or a preparation containing a substance referred to in clauses (a) to (d) of the definition of "drug" in subsection 1 (1) of the *Drug and Pharmacies Regulation Act*, but does not include,

(a) a substance or preparation referred to in those clauses that is manufactured, sold or represented for use in animals or fowl, or

(b) a substance or preparation referred to in clause (e), (f), (g), (h) or (i) of that definition;

"drug preparation activities" means reconstituting, diluting or otherwise preparing a drug or combining, admixing or mixing together two or more substances, at least one of which is a drug, to create a final product for the purposes of the sale or provision to another person, other than pursuant to or in anticipation of a prescription;

"drug preparation premises" means any place where a member engages in drug preparation activities, or where drug preparation activities take place that a member supervises, but does not include,

(a) a pharmacy in respect of which a valid certificate of accreditation has been issued under the *Drug and Pharmacies Regulation Act*,

(b) a premises in respect of which a valid establishment licence has been issued under the *Food and Drugs Act* (Canada), or

(c) a hospital or a health or custodial institution approved or licensed under any general or special Act;

"inspector" means a person appointed by the College to carry out an inspection on behalf of the College;

"supervise" means to supervise either directly or indirectly. O. Reg. 154/13, s. 1.

(2) Anything that may be done by the College under this Part may be done by the Council or by a committee established under clause 94 (1) (i) of the Health Professions Procedural Code. O. Reg. 154/13, s. 1.

INSPECTION

54. (1) All drug preparation premises are subject to inspection by the College in accordance with this Part. O. Reg. 154/13, s. 1.

(2) In carrying out an inspection of a drug preparation premises under subsection (1), the College may also require any or all of the following:

1. Inspection, examination or testing regarding any equipment, instrument, materials or any other thing that may be used in the drug preparation premises.
2. Examination and copying of books, accounts, reports, records or similar documents that are, in the opinion of the College, relevant to the member's practice with respect to the drug preparation activities at or in connection with the drug preparation premises.
3. Inquiries or questions to be answered by the member that are relevant to the member's practice with respect to the drug preparation activities at or in connection with the drug preparation premises.
4. Direct observation of a member in his or her practice with respect to drug preparation activities at or in connection with the drug preparation premises. O. Reg. 154/13, s. 1.

55. An inspector may, on the production of information identifying him or her as an inspector, enter and have access to any drug preparation premises at reasonable times and may inspect the drug preparation premises and do any of the things mentioned in subsection 54 (2) on behalf of the College. O. Reg. 154/13, s. 1.

56. (1) It is the duty of every member engaging in or supervising drug preparation activities at or in connection with drug preparation premises that are subject to an inspection to,

(a) submit to an inspection of the drug preparation premises in accordance with this Part;

(b) promptly answer a question or comply with a requirement of the inspector that is relevant to an inspection under this Part; and

(c) co-operate fully with the College and the inspector who is conducting an inspection of a drug preparation premises in accordance with this Part. O. Reg. 154/13, s. 1.

(2) A member shall not engage in or supervise drug preparation activities at or in connection with a drug preparation premises where an inspector has been denied entry or access. O. Reg. 154/13, s. 1.

57. (1) No member shall commence engaging in or supervising drug preparation activities at or in connection with drug preparation premises unless the member has previously given notice in writing to the College in accordance with subsection (5) of the member's intention to do so. O. Reg. 154/13, s. 1.

(2) Where a member has provided notice in writing to the College in accordance with subsection (1) and the drug preparation premises have not passed an inspection or passed an inspection with conditions within the previous five years, the College shall ensure that an inspection of the drug preparation premises is performed within 60 days from the day that the College receives the member's notice or 150 days from the day this Part comes into force, whichever is later. O. Reg. 154/13, s. 1.

(3) A member who engages in or supervises drug preparation activities at or in connection with a drug preparation premises as of the day that is 30 days from the day this Part comes into force shall give notice in writing to the College in accordance with subsection (5) within 90 days from the day this Part comes into force. O. Reg. 154/13, s. 1.

(4) The College shall ensure that an inspection of the drug preparation premises with respect to which a member gives notice under subsection (3) is performed within 150 days from the day this Part comes into force. O. Reg. 154/13, s. 1.

(5) The notice required in subsections (1) and (3) shall include the following information, submitted in the form and manner required by the College:

1. The full name of the member giving the notice and the full name of the individual or corporation who is the owner or occupier of the drug preparation premises, if he or she is not the member who is required to give notice under this section.
2. The full address of the drug preparation premises.
3. The date when the member first began engaging in or supervising drug preparation activities at or in connection with the drug preparation premises or the proposed date when the member intends to begin engaging in or supervising drug preparation activities at or in connection with the drug preparation premises.
4. Any other information the College requires that is relevant to an inspection of the drug preparation premises conducted under this Part. O. Reg. 154/13, s. 1.

58. Where two or more members engage in or supervise drug preparation activities at or in connection with a drug preparation premises, the members shall designate a member as the designated member for the drug preparation premises, and shall immediately notify the College of the designated member's identity. O. Reg. 154/13, s. 1.

59. All drug preparation premises are subject to an inspection by the College once every five years after the initial inspection of the premises or more often if, in the opinion of the College, it is necessary or advisable to do so. O. Reg. 154/13, s. 1.

60. (1) After an inspection of a drug preparation premises, the College shall determine, in accordance with the accepted standards of practice, whether the drug preparation premises pass, pass with conditions or fail. O. Reg. 154/13, s. 1.

(2) In determining whether drug preparation premises pass, pass with conditions or fail an inspection, the College may consider,

(a) the inspection results provided to the College by the inspector;

(b) information provided by one or more members engaging in or supervising drug preparation activities at or in connection with the drug preparation premises respecting the inspection, including the answers given by them in response to inquiries or questions asked by the inspector;

(c) the information contained in a notice given by a member under subsection 57 (1) or (3);

(d) any submissions made by the member or members engaging in or supervising drug preparation activities at or in connection with the drug preparation premises that are relevant to the inspection; and

(e) any other information that is directly relevant to the inspection of the drug preparation premises conducted under this Part. O. Reg. 154/13, s. 1.

(3) The College shall deliver a report, in writing and in accordance with section 39 of the *Regulated Health Professions Act, 1991*, to the individual or corporation that is the owner or occupier of the drug preparation premises and to the designated member for the drug preparation premises, within a reasonable time after the inspection is completed. O. Reg. 154/13, s. 1.

(4) Any report made by the College respecting an inspection of drug preparation premises where a member is engaging in or in respect of which the member is supervising drug preparation activities shall make a finding that the drug preparation premises passed, passed with conditions or failed the inspection and shall provide reasons where the drug preparation premises passed with conditions or failed the inspection. O. Reg. 154/13, s. 1.

(5) Any report made by the College that finds that drug preparation premises failed an inspection or passed with conditions is effective on the day that it is received, in accordance with section 39 of the *Regulated Health Professions Act, 1991*, by the designated member for the drug preparation premises. O. Reg. 154/13, s. 1.

(6) The designated member who receives a report made by the College that finds that a drug preparation premises failed an inspection or passed with conditions shall promptly provide copies of the report to all members engaging in or supervising drug preparation activities at or in connection with the drug preparation premises. O. Reg. 154/13, s. 1.

(7) A member shall not engage in or supervise drug preparation activities at or in connection with a drug preparation premises that fail an inspection until,

(a) the College delivers a report indicating that the drug preparation premises passed a subsequent inspection, or passed with conditions; or

(b) after considering submissions under subsection (9), the College substitutes a finding that the drug preparation premises pass or pass with conditions. O. Reg. 154/13, s. 1.

(8) A member shall not engage in or supervise drug preparation activities at or in connection with drug preparation premises that pass an inspection with conditions except in accordance with the conditions set out in the report until,

(a) the College delivers a report indicating that the drug preparation premises passed a subsequent inspection; or

(b) after considering submissions under subsection (9), the College substitutes a finding that the drug preparation premises pass. O. Reg. 154/13, s. 1.

(9) A member may make submissions in writing to the College within 14 days from the date on which a report made by the College that finds that the drug preparation premises passed with conditions or failed the inspection becomes effective in accordance with subsection (5). O. Reg. 154/13, s. 1.

(10) The College may or may not elect to reinspect the drug preparation premises after receiving a member's submissions, but no more than 60 days after a member provides his or her submissions, the College shall do one or more of the following:

1. Confirm its finding that the drug preparation premises failed the inspection or passed with conditions.
2. Make a report and find that the drug preparation premises passed with conditions.
3. Make a report and find that the drug preparation premises passed the inspection. O. Reg. 154/13, s. 1.

(11) Drug preparation premises that fail an inspection or pass with conditions may be subject to one or more further inspections within a reasonable time after the College delivers its report, at the request of a member, any other person to whom the College gave the report, or at any time at the discretion of the College. O. Reg. 154/13, s. 1.

(12) Where, as a result of an inspection carried out under this Part, a report made by the College finds that a member's knowledge, skill or judgment is unsatisfactory, the College may direct the Registrar to refer the report to the Quality Assurance Committee. O. Reg. 154/13, s. 1.

(13) Where, as a result of an inspection carried out under this Part, a report made by the College finds that a member may have committed an act of professional misconduct or may be incompetent or incapacitated, the College may direct the Registrar to refer the report to the Inquiries, Complaints and Reports Committee. O. Reg. 154/13, s. 1.

PART X
FUNDING FOR THERAPY AND COUNSELLING

61. In this Part,

"member" includes a former member. O. Reg. 225/13, s. 1.

62. (1) The alternative requirements that must be satisfied in order for a person to be eligible for funding under clause 85.7 (4) (b) of the Health Professions Procedural Code are prescribed in this section. O. Reg. 225/13, s. 1.

(2) A person is eligible for funding for therapy or counselling if,

(a) there is an admission made by a member in a statement to the College or in an agreement with the College that he or she sexually abused the person while the person was a patient of the member;

(b) a member has been found guilty under the *Criminal Code* (Canada) of sexually assaulting the person while the person was a patient of the member;

(c) there is a statement, contained in the written reasons of a committee of the College given after a hearing, that the person, while a patient, was sexually abused by a member; or

(d) there is sufficient evidence presented to the Patient Relations Committee to support a reasonable belief that the person, while a patient, was sexually abused by a member. O. Reg. 225/13, s. 1.

(3) For the purposes of clause (2) (d), and without limiting the generality of that clause, the following kinds of evidence may support a reasonable belief that a person, while a patient, was sexually abused by a member:

1. Evidence of reports made with respect to the member under subsection 85.1 (1) or 85.2 (1) of the Health Professions Procedural Code.

2. Evidence that corroborates the person's allegations of sexual abuse by the member. O. Reg. 225/13, s. 1.

(4) A person is not eligible under subsection (2) unless, at the time the sexual abuse occurred, the person was a patient of the member and the member was practising in Ontario. O. Reg. 225/13, s. 1.

(5) Despite subsections (2), (3) and (4), a person is eligible for funding for therapy or counselling under this Part only if,

(a) the person submits an application for funding to the Patient Relations Committee in the form provided by the College and, in the application, the person names the member who is alleged to have sexually abused the person;

(b) the person adheres to the procedures followed by the Patient Relations Committee when determining whether the person has satisfied the requirements for eligibility for funding; and

(c) the person provides such other information as is required by the Patient Relations Committee. O. Reg. 225/13, s. 1.

(6) A decision by the Patient Relations Committee that a person is eligible for funding for therapy or counselling does not constitute a finding against the member and shall not be considered by any other committee of the College dealing with the member. O. Reg. 225/13, s. 1.

TABLES 1, 2 REVOKED: O. Reg. 452/16, s. 2.

SCHEDULE 1
INJECTED SUBSTANCES

(Arranged by American Hospital Formulary Service (AHFS) Pharmacologic-Therapeutic Classification)

1. 8:00 Anti-infective Agents
    i. 8:18 Antivirals
        A. 8:18.08.04 HIV Entry and Fusion Inhibitors
            1. Enfuvirtide
        B. 8:18.20 Interferons
            1. Interferon Alfa-2b
            2. Peginterferon alfa-2a
            3. Peginterferon alfa-2b
2. 10:00 Antineoplastic Agents
            1. Goserelin
            2. Leuprolide
            3. Methotrexate
3. 12:00 Autonomic Drugs
    i. 12:12 Sympathomimetic (Adrenergic) Agents
        A. 12:12.12 Alpha- and Beta-Adrenergic Agonists
            1. Scopolamine
            2. Hyoscine
            3. Glycopyrrolate
            4. Epinephrine
4. 20:00 Blood Formation and Coagulation

i. 20:04 Antianemia Drugs
    1. 20:04.04 Iron Preparations
        1. Iron
ii. 20:12 Coagulants and Anticoagulants
    1. 20:12.04 Anticoagulants
        1. Dalteparin
        2. Danaparoid
        3. Enoxaparin
        4. Fondaparinux
        5. Heparin
        6. Nadroparin
        7. Tinazaparin
iii. 20:16 Hematopoietic Agents
        1. Ancestim
        2. Darbepoetin alfa
        3. Epoetin alfa
        4. Filgrastim
        5. Pegfilgrastim
        6. Romiplostim

5. 28:00 Central Nervous System Agents
    i. 28:08 Analgesics and Antipyretics
        A. 28:08.08 Opiate Agonists
            1. Codeine
            2. Hydromorphone
            3. Meperidine
            4. Morphine
        B. 28:08.12 Opiate Partial Agonists
            1. Nalbuphine
            2. Pentazocine
    ii. 28:16 Psychotherapeutic Agents
        A. 28:16.08 Antipsychotics
            1. Haloperidol
            2. Methotrimeprazine
    iii. 28:32 Antimigraine Agents
        A. 28:32.28 Selective Serotonin Agonists
            1. Sumatriptan
6. 40:00 Electrolytic, Caloric, and Water Balance
    i. 40:12 Replacement Preparations
            1. Normal saline
7. 48:00 Respiratory Tract Agents
    i. 48:92 Respiratory Tract Agents, Miscellaneous
            1. Omalizumab

8. 56:00 Gastrointestinal Drugs
    i. 56:22 Antiemetics
        A. 56:22.08 Antihistamines
            A. Dimenhydrinate
            B. Prochlorperazine
    ii. 56:32 Prokinetic Agents
            1. Metoclopropamide
    iii. 56:92 GI Drugs, Miscellaneous
            1. Certolizumab Pegol
            2. Methylnaltrexone
9. 64:00 Heavy Metal Antagonists
            1. Deferoxamine
10. 68:00 Hormones and Synthetic Substitutes
    i. 68:18 Gonadotropins
            1. Follitropin-alpha
            2. Follitropin-beta
            3. Gonadotropin-chorionic
            4. Gonadotropin-chorionic-alfa
            5. Gonadotropin-human
            6. Lutropin-alfa
            7. Menotropins
            8. Urofollitropin
    ii. 68:20 Antidiabetic Agents
            1. Exenatide
            2. Insulins
            3. Liraglutide
    iii. 68:22 Antihypoglycemic Agents
        A. 68:22:12 Glycogenolytic Agents
            1. Glucagon
    iv. 68:24 Parathyroid
            1. Calcitonin Salmon
            2. Teriparatide
    v. 68:28 Pituitary
            1. Desmopressin
            2. Vasopressin
    vi. 68:30 Somatotropin Agonists and Antagonists
        A. 68:30.04 Somatotropin Agonists
            1. Somatropin
        B. 68:30.08 Somatotropin Antagonists
            1. Pegvisomant
    vii. 68:32 Progestins
            1. Medroxyprogesterone

11. 88:00 Vitamins
    i. 88:08 Vitamin B Complex
        1. Cyanocobalamin
        2. Folic Acid
        3. Methylcobalamin
        4. Pyridoxine
        5. Thiamine
    ii. 88:12 Vitamin C
        1. Ascorbic Acid
    iii. 88:24 Vitamin K Activity
        1. Vitamin K
12. 92:00 Miscellaneous Therapeutic Agents
    i. 92:12 Antidotes
        1. Leucovorin
    ii. 92:20 Biologic Response Modifiers
        1. Denosumab
        2. Glatiramer
        3. Interferon-Beta-1A
        4. Interferon-Beta-1B
        5. Natalizumab
    iii. 92:36 Disease-modifying Antirheumatic Drugs
        1. Abatacept
        2. Adalimumab
        3. Anakinra
        4. Etanercept
        5. Gold Sodium Thiomalate
        6. Golimumab
        7. Ustekinumab
    iv. 92:40 Gonadotropin- releasing Hormone Antagonists
        1. Cetrorelix
        2. Ganirelix
    v. 92:92 Other Miscellaneous Therapeutic Agents
        1. Octreotide
13. Miscellaneous
        1. Sterile Water for Injection (Diluent)

O. Reg. 452/16, s. 3.

SCHEDULE 2
INHALED SUBSTANCES

(Arranged by American Hospital Formulary Service (AHFS) Pharmacologic-Therapeutic Classification)

1. 8:00 Anti-infective Agents
    i. 8:18 Antivirals
        A. 8:18.28 Neuraminidase Inhibitors

1. Zanamivir

ii. 8:12 Antibacterials

A. 8:12.07.16 Monobactams

1. Tobramycin
2. Aztreonam

2. 12:00 Autonomic Drugs

i. 12:08 Anticholinergic Agents

A. 12:12.08 Antimuscarinics/Antispasmodics

1. Ipratropium
2. Tiotropium

ii. 12:12 Sympathomimetic (Adrenergic) Agents

A. 12:12.08.12 Selective Beta2- Adrenergic Agonists

1. Fenoterol
2. Formoterol
3. Salbutamol
4. Salmeterol
5. Terbutaline

iii. 12:16 Sympatholytic (Adrenergic Blocking) Agents

A. 12:16.04.04 Non-Selective alpha-Adrenergic Blocking Agents

1. Dihyroergotamine

iv. 12:92 Autonomic Drugs, Miscellaneous

1. Nicotine

3. 28:00 Central Nervous System Agents

i. 28:08 Analgesics and Antipyretics

A. 28:08.12 Opiate Partial Agonists

1. Butorphanol

ii. 28:32 Antimigraine Agents

A. 28:32.28 Selective Serotonin Agonists

1. Sumatriptan
2. Zolmitriptan

4. 40:00 Electrolytic, Caloric, and Water Balance

i. 40:12 Replacement Preparations

1. Sodium chloride

5. 48:00 Respiratory Tract Agents

i. 48:24 Mucolytic Agents

1. Dornase alfa

6. 52:00 Eye, Ear, Nose and Throat (EENT) Preparations

i. 52:02 Antiallergic Agents

1. Sodium Cromoglycate
2. Levocabastine

ii. 52:08 Anti-inflammatory Agents

A. 52:08.08 Corticosteroids

A. Beclomethasone
B. Budesonide
C. Ciclesonide
D. Flunisolide
E. Fluticasone
F. Mometasone
G. Triamcinolone

iii. 52:32 Vasoconstrictors

1. Oxymetazoline
2. Phenylephrine
3. Xylometazoline

7. 68:00 Hormones and Synthetic Substitutes

i. 68:18 Gonadotropins

1. Buserelin
2. Nafarelin

ii. 68:24 Parathyroid

1. Calcitonin Salmon

iii. 68:28 Pituitary

1. Desmopressin
2. Vasopressin

8. 92:00 Miscellaneous Therapeutic Agents

i. 92:12 Antidotes

1. Acetylcysteine

O. Reg. 452/16, s. 3.

SCHEDULE 3
VACCINES

1. Bacille Calmette-Guerin (BCG) Vaccines
2. Haemophilus Influenzae type b (Hib) Vaccines
3. Meningococcal Vaccines
4. Pneumococcal Vaccines
5. Typhoid Vaccines
6. Combined Typhoid and Hepatitis A Vaccines
7. Hepatitis A Vaccines
8. Hepatitis B Vaccines
9. Hepatitis A and B combined Vaccines
10. Herpes Zoster Vaccines
11. Human Papillomavirus (HPV) Vaccines
12. Japanese Encephalitis Vaccines
13. Rabies Vaccines
14. Varicella Vaccines
15. Yellow Fever Vaccines

O. Reg. 452/16, s. 3.

SCHEDULE 4
DRUGS — MINOR AILMENTS

(Arranged by American Hospital Formulary Service (AHFS) Pharmacologic-Therapeutic Classification)

Item	Column 1 Minor Ailment	Column 2 AHFS Classification
1.	Allergic rhinitis	4:08 Second Generation Antihistamines 52:02 Eye, Ear, Nose and Throat (EENT) Preparations — Antiallergic Agents 52:08.08 Eye, Ear, Nose and Throat (EENT) Preparations — Anti-inflammatory Agents — Corticosteroids
2.	Candidal stomatitis	8:14.28 Anti-infectives — Antifungals — Polyenes
3.	Conjunctivitis (bacterial, allergic or viral)	04:04.20 Propylamine Derivatives 52:32 Eye, Ear, Nose and Throat (EENT) Preparations — Vasoconstrictors 52:04.04 Eye, Ear, Nose and Throat (EENT) Preparations — Anti-infectives — Antibacterials 52:02 Eye, Ear, Nose and Throat (EENT) Preparations — Antiallergic Agents
4.	Dermatitis (atopic/eczema, allergic or contact)	84:06 Skin and Mucous Membrane Agents — Anti-inflammatory Agents
5.	Dysmenorrhea	28:08.04 Central Nervous System Agents — Analgesics and Antipyretics — Nonsteroidal Anti-inflammatory Agents
6.	Gastroesophageal reflux disease (GERD)	56:04 Gastrointestinal Drugs — Antacids and Adsorbents 56:28.12 Gastrointestinal Drugs — Antiulcer Agents and Acid Suppressants — Histamine H_2-Antagonists 56:28.36 Gastrointestinal Drugs — Antinuclear Agents and Acid Suppressants — Proton-Pump Inhibitors
7.	Hemorrhoids	12:12.04 Autonomic Drugs — Sympathomimetic (Adrenergic) Agents — Alpha-Adrenergic Agonists 52:04.92 Eye, Ear, Nose and Throat (EENT) Anti-infectives — Miscellaneous 84:06 Skin and Mucous Membrane Agents — Anti-inflammatory Agents 84:08 Skin and Mucous Membrane Agents — Antipruritics and Local Anesthetics 84:04.04 Skin and Mucous Membrane Agents — Anti-infectives — Antibacterials
8.	Herpes labialis	8:18.32 Anti-infective Agents — Antivirals — Nucleosides and Nucleotides 84:06 Skin and Mucous Member Agents — Anti-inflammatory Agents 84:04.06 Skin and Mucous Membrane Agents — Anti-infectives — Antivirals
9.	Impetigo	84:04.04 Skin and Mucous Membrane Agents — Anti-infectives — Antibacterials 84:06 Skin and Mucous Member Agents - Anti-inflammatory Agents
10.	Insect bites and urticaria	4:04 Antihistamine Drugs — First Generation Antihistamines 4:08 Antihistamine Drugs — Second Generation Antihistamines 84:06 Skin and Mucous Member Agents — Anti-inflammatory Agents 84:08 Skin and Mucous Membrane Agents — Antipruritics and Local Anesthetics
11.	Tick bites, post-exposure prophylaxis to prevent Lyme disease	8.12.24 Anti-infective Agents — Antibacterials — Tetracyclines

12.	Musculoskeletal sprains and strains	28:08.04 Central Nervous System Agents — Analgesics and Antipyretics — Nonsteroidal Anti-inflammatory Agents 28.08.92 Central Nervous System Agents — Analgesics and Antipyretics — Miscellaneous
13.	Urinary Tract Infection (uncomplicated)	8:12.20 Anti-infective Agents — Antibacterials — Sulfonamides 8:36 Anti-infective Agents — Urinary Anti-infectives

O. Reg. 460/22, s. 3.

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BOARD BRIEFING NOTE

MEETING DATE: MARCH 2023

FOR DECISION

From: Susan James, Director Quality

Topic: Expansion of Scope - Minor Ailments

Issue/Description: Approval to submit General Regulation 202/94 of the Pharmacy Act, with amendments to Schedule IV to authorize pharmacist prescribing for six additional minor ailments. Board approval is also recommended to waive the requirement for a 60-day open consultation period for these regulation amendments.

Public interest rationale: The Ontario health care system continues to see additional pressure, impacting patient access to care. By adding 6 minor ailments to the current list of 13 that pharmacists can prescribe for, patients will have improved access to care in the community pharmacy instead of through a walk-in clinic or urgent care setting

Strategic alignment, regulatory processes, and actions:
The information outlined within this document supports a decision/activity related to the first strategic priority: "enhance system and patient outcomes through collaboration and optimization of current scope of practice" and the regulatory amendments to the controlled acts section of the General Regulation O. Reg 202/94 under the *Pharmacy Act*.

Background: On March 10th, 2023 the Minister of Health sent a letter to the Board Chair (see attachment 9.1) to make regulations that would enable pharmacists to prescribe for six additional minor ailments that were previously recommended by the Minor Ailment Advisory Group (MAAG) and approved by the Board in 2020, so that Ontarians can connect to care closer to home and at a local pharmacy. This would require amending Schedule IV of the *General Regulation 202/94* of the *Pharmacy Act* to add the following six minor ailments, which were initially recommended by the MAAG along with the 13 minor ailments that were recommended for approval:

- Acne (mild to moderate)
- Oral aphthae (canker sores)
- Diaper dermatitis
- Vulvovaginal candidiasis (yeast infection)
- Pinworms and threadworms
- Nausea and vomiting in pregnancy.

During the initial policy development conducted by the Minor Ailments Advisory Group (MAAG) in 2019/20 to develop the regulatory changes to authorize pharmacists to prescribe for minor ailments, and following extensive consultations with registrants and other health system stakeholders, an initial list of 18 minor ailments and corresponding drug categories and drugs pharmacists can prescribe were prioritized and presented to the Board. This list included the six ailments noted above, which the Board approved, along with one additional ailment (prophylaxis for tick bites), totaling 19 ailments that were recommended for inclusion in the proposed regulation. After further engagement with the Ministry of Health prior to the regulatory submission, this list was refined to 13 minor ailments.

On January 1st, 2023 the regulation authorizing pharmacists to prescribe for these 13 minor ailments came into effect. To support safe and effective implementation of this expansion in scope of practice, the College developed several resources including a mandatory Orientation for Minor Ailments Prescribing Module, Initiating, Adapting and Renewing Prescriptions Guideline and an Overview of the AHFS Pharmacologic-Therapeutic Classification System

resource. The College also committed to ongoing monitoring and evaluation of the operational strategies and implementation of minor ailment prescribing.

Analysis:
Along with the recently approved 13 minor ailments, the six additional minor ailments were prioritized by the MAAG as appropriate for pharmacists to prescribe for based on criteria that included likely prevention of urgent care visits, treatment commonly involving the option of a prescription medication, degree of time-sensitivity, and frequency of inclusion in other provinces. Also, the MAAG carefully considered the parameters that would utilize the knowledge, skills, and judgements of pharmacists in an integrated care model while ensuring the delivery of safe, high quality patient care, improving access to care in the community and the ability to reduce unnecessary emergency department visits. Due to the rigorous, evidence-based approach taken to identify all the minor ailments by the MAAG, 18 minor ailments were identified as appropriate for pharmacists to prescribe for based on the current knowledge and skills of pharmacy professionals. The list of 18 minor ailments and the process in which the list was identified is outlined in the report titled Minor Ailments Advisory Group (MAAG) Summary of Recommendations: Pharmacist Prescribing for Minor Ailments.

Based on these recommendations, the College believes the existing parameters that were outlined in *O.Reg. 460/22*, which enabled minor ailment prescribing by pharmacists are relevant and appropriate for the 6 additional minor ailments that are proposed to being added to Schedule 4 (see Attachment 9.2 – Form B which provides the rationale for the amended regulation). While assessment and treatment algorithms will need to be modified based on the algorithms currently available through the Canadian Pharmacists Association, the resources originally developed for minor ailment prescribing would still apply and be supportive practice resources for those pharmacists that wish to prescribe for the 6 additional minor ailments. Additions or changes to the regulation outside of Schedule 4 were not made since these existing parameters were sufficient in supporting minor ailment prescribing for the 6 additional ailments.

Waiving the 60-day circulation period for open consultation

In order to respond to the Minister's request to urgently enable six additional minor ailments to immediately contribute to the province's efforts to address gaps that exist within a health system, approval to waive the required 60-day public consultation period for the proposed amendments to *General Regulation 202/94* made under the *Pharmacy Act, 1991* is required from the Minister.

In support of a request to waive open consultation, an extensive stakeholder consultation process took place on the full list of 18 minor ailments as part of the regulatory amendments proposed by the MAAG in 2020. Of note, other than adding the 6 ailments and associated drug categories and drugs that may be prescribed, no other change to the regulation or the practice requirements is proposed. Given the recency of the new authority to prescribe for minor ailments and the current work on developing an evaluation plan, collaboration with pharmacy and other health system partners is ongoing and provides opportunity for further meaningful consultation on the safe and effective implementation of these 6 additional ailments.

Motion: **That the Board approve the following:**

- Seek approval by the Minister of Health to waive or abridge the requirement for a 60-day public consultation period for the proposed regulation changes, and

- The proposed amendments to *Regulation 202/94* of the *Pharmacy Act, 1991* Part VII.3 (Controlled Acts) as shared in Attachment 9.3 and 9.4 for submission to the Minister of Health.

Next Steps:
If approved by the Board, the College will request the Minister waive or abridge the 60-day public consultation period. Consultation with current stakeholders will be initiated regardless. If approval to waive public consultation is granted,

the proposed regulatory amendments will be submitted to the Ministry with a request for expedited approval. Should consultation be required, the Board will be provided with a summary for their consideration prior to submission.

Development of any additional practice guidance, including treatment algorithms will be initiated immediately and shared with stakeholders well in advance of the new authority coming into effect. Once the regulatory submission is sent to the Minister for approval, the College anticipates an implementation date of Fall 2023. This implementation date would provide the College with enough time to ensure treatment algorithms are updated appropriately and timely, and the profession is given time to prepare by reviewing updated practice resources or by taking any additional courses on minor ailments. Given the feedback by registrants during the rollout of minor ailments, communications and availability of resources will be made in advance of the implementation of the additional 6 minor ailments.

As requested by the Minister, the College will also initiate the process to re-engage the MAAG to explore the addition of further minor ailments, including those that may require additional scope of practice expansions to support safe and effective prescribing, and prepare recommendations for Board consideration in the fall of 2023, prior to submission to the Minister.

Attachments:

- 9.1 - Minister's Letter – Prescribing Minor Ailments
- 9.2 - Form B, Summary of Regulatory Changes
- 9.3 - Proposed Amendments, O.Reg 202/94, Controlled Acts
- 9.4 - Blackline, Proposed Amendments to O.Reg 202/94

Ministry of Health

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Ontario

March 10, 2023

Mr. James Morrison
Chair, Council of the Ontario College of Pharmacists
Ontario College of Pharmacists
483 Huron Street
Toronto ON M5R 2R4

Dear Mr. Morrison,

Earlier this month, the Ontario Government released *Your Health: A Plan for Connected and Convenient Care*. The plan focuses on providing people with a better health care experience by connecting them to more convenient options closer to home while shortening wait times for key services across the province and growing the health care workforce for years to come. Part of this plan includes maximizing the expertise of our health care workforce by expanding scopes of practice.

Throughout the last few years, pharmacists have played a critical role in supporting patients across the province by supporting COVID-19 efforts, educating patients about medication and treatment options, and more recently prescribing for certain minor ailments. We are committed to continuing to expand the role of pharmacists so Ontarians can continue to connect to care closer to home and at a local pharmacy.

Recognizing the integral role that pharmacists play in helping us to achieve these commitments, I would like the Council of the Ontario College of Pharmacists (College) to continue work in the short term to make regulations that would enable pharmacists to prescribe any the remaining six minor ailments that were previously recommended by the Minor Ailment Advisory Group (MAAG) and approved by the Board in 2020. Given the ongoing pressures on our health system and the College's advance preparation for this group of ailments, I would appreciate it if you moved forward on this with the highest priority.

Additionally, recognizing that more can be done to maximize the expertise of pharmacists, I would like the College to re-engage the MAAG to explore the addition of further minor ailments, including those that may require additional scope of practice expansions to support safe and effective prescribing. I would like the College and the MAAG to develop recommendations for my review for November 1st, 2023.

…2

I understand that there may be the need to place parameters on the prescribing of certain minor ailments. We know the College will ensure pharmacists are providing competent and safe, high-quality care when performing these activities which will include an analysis of the best regulatory approach to ensuring competency and transparency.

Thank you for your work in protecting the public interest by promoting safe pharmacy practice and your continued support of these key government initiatives.

Sincerely,

Sylvia Jones
Deputy Premier and Minister of Health

c: Dr. Catherine Zahn, Deputy Minister, Ministry of Health
Dr. Karima Velji, Assistant Deputy Minister and Chief of Nursing and Professional Practice
Patrick Dicerni, Assistant Deputy Minister, Health Programs and Delivery Division
Allison Henry, Director, Health Workforce Regulatory Oversight Branch
Angie Wong, Director, Drug Programs Strategy and Policy Branch
Shenda Tanchak, Registrar and Chief Executive Officer, Ontario College of Pharmacists

DRAFT General Regulation 202/94 of the *Pharmacy Act*
Clause by Clause Comparison for Schedule 4

Existing Clause

DRUGS — MINOR AILMENTS

(Arranged by American Hospital Formulary Service (AHFS) Pharmacologic-Therapeutic Classification)

Item	Column 1 Minor Ailment	Column 2 AHFS Classification
1.	*Allergic rhinitis*	4:08 Second Generation Antihistamines 52:02 Eye, Ear, Nose and Throat (EENT) Preparations — Antiallergic Agents 52:08.08 Eye, Ear, Nose and Throat (EENT) Preparations — Anti-inflammatory Agents — Corticosteroids
2.	*Candidal stomatitis*	8:14.28 Anti-infectives — Antifungals — Polyenes
3.	*Conjunctivitis (bacterial, allergic or viral)*	04:04.20 Propylamine Derivatives 52:32 Eye, Ear, Nose and Throat (EENT) Preparations — Vasoconstrictors 52:04.04 Eye, Ear, Nose and Throat (EENT) Preparations — Anti-infectives — Antibacterials 52:02 Eye, Ear, Nose and Throat (EENT) Preparations — Antiallergic Agents
4.	*Dermatitis (atopic/eczema, allergic or contact)*	84:06 Skin and Mucous Membrane Agents — Anti-inflammatory Agents

Proposed New Clause

DRUGS — MINOR AILMENTS

(Arranged by American Hospital Formulary Service (AHFS) Pharmacologic-Therapeutic Classification)

Item	Column 1 Minor Ailment	Column 2 AHFS Classification
1.	Acne (mild)	84:04.04 Skin and Mucous Membrane Agents – Anti-infectives – Antibacterials 84:16 Skin and Mucous Membrane Agents – Cell Stimulants and Proliferants 84:28 Skin and Mucous Membrane Agents – Keratolytic Agent 84:92 Skin and Mucous Membrane Agents – Miscellaneous
2.	Allergic rhinitis	4:08 Antihistamine Drugs – Second Generation Antihistamines 52:02 Eye, Ear, Nose and Throat (EENT) Preparations — Antiallergic Agents 52:08.08 Eye, Ear, Nose and Throat (EENT) Preparations — Anti-inflammatory Agents — Corticosteroids
3.	Candidal stomatitis	8:14.28 ~~Anti-infectives~~Anti-infective Agents — Antifungals — Polyenes
4.	Conjunctivitis (bacterial, allergic or viral)	4:04.20 Antihistamine Drugs – First Generation Antihistamines – Propylamine Derivatives ~~04:04.20~~ ~~Propylamine Derivatives~~ 52:~~32~~02 Eye, Ear, Nose and Throat (EENT) Preparations — ~~Vasoconstrictors~~ – Antiallergic Agents 52:04.04 Eye, Ear, Nose and Throat (EENT) Preparations — Anti-infectives — Antibacterials 52:~~02~~32 Eye, Ear, Nose and Throat (EENT) Preparations — ~~Antiallergic Agents~~ – Vasoconstrictors

Rationale

The proposed amendment to Schedule 4 includes the additional six minor ailments and associated medication categories that pharmacists would be authorized to prescribe. The list of 18 minor ailment conditions (which became an expanded list of 19 ailments) was determined through expert policy analysis conducted by the Minor Ailments Advisory Group (MAAG), and was originally brought to the College Board in December 2019.

The medication categories for the 6 additional minor ailments were also developed with guidance from the MAAG. Considerations such as recent evidence, clinical practice guidelines, best practices and antimicrobial stewardship guided the selection of the medication categories. Medications are referenced by drug categories for each minor ailment to ensure that pharmacists have the flexibility to prescribe up-to-date medications, improving access to care. Medication categories

Existing Clause			Proposed New Clause			Rationale
5.	*Dysmenorrhea*	28:08.04 Central Nervous System Agents — Analgesics and Antipyretics — Nonsteroidal Anti-inflammatory Agents	5.	Dermatitis (atopic/eczema, allergic or contact)	84:06 Skin and Mucous Membrane Agents — Anti-inflammatory Agents	are included for each minor ailment to help provide clarity around which categories are intended for each condition. A report summarizing the recommendations from the MAAG can be found here. Additions or changes to the regulation outside of Schedule 4 were not made since these existing regulatory parameters were sufficient in supporting minor ailment prescribing for the 6 additional minor ailments. In addition to adding the 6 minor ailments, minor housekeeping edits were made to Schedule 4, such as ordering drug categories in numerical order or updating drug categories to the appropriate description.
6.	*Gastroesophageal reflux disease (GERD)*	56:04 Gastrointestinal Drugs — Antacids and Adsorbents 56:28.12 Gastrointestinal Drugs — Antiulcer Agents and Acid Suppressants — Histamine H_2-Antagonists 56:28.36 Gastrointestinal Drugs — Antinuclear Agents and Acid Suppressants — Proton-Pump Inhibitors	6.	Diaper dermatitis	84:04.08 Skin and Mucous Membrane Agents – Anti-infectives – Antifungals 84:06.08 Skin and Mucous Membrane Agents – Anti-inflammatory Agents – Corticosteroids	
7.	*Hemorrhoids*	12:12.04 Autonomic Drugs — Sympathomimetic (Adrenergic) Agents — Alpha-Adrenergic Agonists 52:04.92 Eye, Ear, Nose and Throat (EENT) Anti-infectives — Miscellaneous 84:06 Skin and Mucous Membrane Agents — Anti-inflammatory Agents 84:08 Skin and Mucous Membrane Agents — Antipruritics and Local Anesthetics 84:04.04 Skin and Mucous Membrane Agents — Anti-infectives — Antibacterials	7.	Dysmenorrhea	28:08.04 Central Nervous System Agents — Analgesics and Antipyretics — Nonsteroidal Anti-inflammatory Agents	
8.	*Herpes labialis*	8:18.32 Anti-infective Agents — Antivirals — Nucleosides and Nucleotides 84:06 Skin and Mucous Member Agents — Anti-inflammatory Agents	8.	Gastroesophageal reflux disease (GERD)	56:04 Gastrointestinal Drugs — Antacids and Adsorbents 56:28.12 Gastrointestinal Drugs — Antiulcer Agents and Acid Suppressants — Histamine H_2-Antagonists 56:28.36 Gastrointestinal Drugs — ~~Antinuclear~~Antiulcer Agents and Acid Suppressants — Proton-Pump Inhibitors	
			9.	Hemorrhoids	12:12.04 Autonomic Drugs — Sympathomimetic (Adrenergic) Agents — Alpha-Adrenergic Agonists 52:04.92 Eye, Ear, Nose and Throat (EENT) – Anti-infectives — Miscellaneous 84:~~06~~04.04 Skin and Mucous Membrane Agents – Anti-infectives – Antibacterials 84:06 Skin and Mucous Membrane Agents — Anti-inflammatory Agents 84:08 Skin and Mucous Membrane Agents — Antipruritics and Local Anesthetics ~~84:04.04~~ ~~Skin and Mucous Membrane Agents — Anti-infectives — Antibacterials~~	
			10	Herpes labialis	8:18.32 Anti-infective Agents — Antivirals — Nucleosides and Nucleotides 84:~~06~~04.06 Skin and Mucous ~~Member Agents — Anti-inflammatory Agents~~Membrane Agents – Anti-infectives – Antivirals 84:~~04.06~~06 Skin and Mucous Membrane Agents — ~~Anti-infectives — Antivirals~~– Anti-inflammatory Agents	

Existing Clause			Proposed New Clause			Rationale
		84:04.06 Skin and Mucous Membrane Agents — Anti-infectives — Antivirals	11	Impetigo	84:04.04 Skin and Mucous Membrane Agents —_ Anti-infectives —_ Antibacterials 84:06 Skin and Mucous ~~Member~~Membrane Agents – Anti-inflammatory Agents	
9.	*Impetigo*	84:04.04 Skin and Mucous Membrane Agents — Anti-infectives — Antibacterials 84:06 Skin and Mucous Member Agents - Anti-inflammatory Agents	12	Insect bites and urticaria	4:04 Antihistamine Drugs —_ First Generation Antihistamines 4:08 Antihistamine Drugs —_ Second Generation Antihistamines 84:06 Skin and Mucous ~~Member~~Membrane Agents —_ Anti-inflammatory Agents 84:08 Skin and Mucous Membrane Agents —_ Antipruritics and Local Anesthetics	
10.	*Insect bites and urticaria*	4:04 Antihistamine Drugs — First Generation Antihistamines 4:08 Antihistamine Drugs — Second Generation Antihistamines 84:06 Skin and Mucous Member Agents — Anti-inflammatory Agents 84:08 Skin and Mucous Membrane Agents — Antipruritics and Local Anesthetics	~~11.~~	~~Tick bites, post-exposure prophylaxis to prevent Lyme disease~~	~~8.12.24~~ ~~Anti-infective Agents — Antibacterials — Tetracyclines~~	
11.	*Tick bites, post-exposure prophylaxis to prevent Lyme disease*	8.12.24 Anti-infective Agents — Antibacterials — Tetracyclines	13.	Musculoskeletal sprains and strains	28:08.04 Central Nervous System Agents — Analgesics and Antipyretics — Nonsteroidal Anti-inflammatory Agents ~~28.08.92~~28:08.92 Central Nervous System Agents — Analgesics and Antipyretics — Miscellaneous	
12.	*Musculoskeletal sprains and strains*	28:08.04 Central Nervous System Agents — Analgesics and Antipyretics — Nonsteroidal Anti-inflammatory Agents 28.08.92 Central Nervous System Agents — Analgesics and Antipyretics — Miscellaneous	14.	Nausea and vomiting of pregnancy	56:22 Gastrointestinal drugs – Antiemetics and Antinauseants	
			15.	Aphthous Ulcers (Canker Sores)	84:06.08 Skin and Mucous Membrane Agents – Anti-inflammatory Agents – Corticosteroids	
			16.	Pinworms/Threadworms	8:08 Anti-infective Agents – Anthelmintics	
			17.	Tick bites, post-exposure prophylaxis to prevent Lyme disease	8:12.24 Anti-infective Agents — Antibacterials — Tetracyclines	
13.	*Urinary Tract Infection (uncomplicated)*	8:12.20 Anti-infective Agents — Antibacterials — Sulfonamides	18.	Urinary Tract Infection (uncomplicated)	8:12.20 Anti-infective Agents — Antibacterials — Sulfonamides 8:36 Anti-infective Agents — Urinary Anti-infectives	
			19.	Vulvovaginal candidiasis	84:04.08 Skin and Mucous Membrane Agents – Anti-infectives – Antifungals	

Existing Clause	Proposed New Clause	Rationale
8:36 Anti-infective Agents — Urinary Anti-infectives		

Pharmacy Act, 1991
Loi de 1991 sur les pharmaciens

ONTARIO REGULATION 202/94
GENERAL

Consolidation Period: From January 1, 2023 to the e-Laws currency date.

Last amendment: 460/22.

Legislative History: 750/94, 539/95, 280/96, 121/97, 98/98, 642/98, 548/99, 270/04, 451/10, 59/11, 302/12, 154/13, 225/13, 452/16, 126/20 (as am. by 766/21), 742/20, 187/21, 766/21, 46/22, 460/22.

This Regulation is made in English only.

For Ease of review by the Board, the parts of this regulation that are not related to the Controlled Acts have been removed. The full regulation is included in Attachment 4 – Blackline version

PART VII.3
CONTROLLED ACTS

INTERPRETATION

31. (1) In this Part,

"adapt" means, subject to subsection (2), 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;

Note: On September 30, 2026, the definition of "adapt" in section 31 of the Regulation is amended by striking out "subject to subsection (2)" in the portion before clause (a). (See: O. Reg. 126/20, s. 1 (2) and O. Reg. 766/21, s. 2)

"coronavirus exemption" means the exemption issued by the Minister of Health for Canada on March 19, 2020 under subsection 56 (1) of the *Controlled Drugs and Substances Act* (Canada) entitled "Subsection 56(1) Class Exemption for Patients, Practitioners and Pharmacists Prescribing and Providing Controlled Substances in Canada During the Coronavirus Pandemic", available on a website of the Government of Ontario, including any renewal or replacement of the exemption;

Note: On September 30, 2026, the definition of "coronavirus exemption" in section 31 of the Regulation is revoked. (See: O. Reg. 126/20, s. 1 (4) and O. Reg. 766/21, s. 2)

"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;

"point-of-care test" means a test that employs a medical device authorized by the Minister of Health for Canada for point-of-care use;

"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; O. Reg. 126/20, s. 1 (1, 3); O. Reg. 46/22, s. 1.

(2) While the coronavirus exemption is in effect, in this Part,

"adapt", in relation to the adaptation of a prescription for a controlled substance under the *Controlled Drugs and Substances Act* (Canada), means to change the prescription respecting,

(a) the dose and regime of the prescribed drug,

(b) the dosage form of the prescribed drug,

(c) the de-prescribing of the prescribed drug, or

(d) the part-filling of the prescription,

but does not include therapeutic substitution. O. Reg. 126/20, s. 1 (5)

Note: On September 30, 2026, subsection 31 (2) of the Regulation is revoked. (See: O. Reg. 126/20, s. 1 (6) and O. Reg. 766/21, s. 2)

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.

(3) In this Part,

(a) a reference to a part A pharmacist includes a member who holds a certificate of registration as a pharmacist (emergency assignment); and

(b) a reference to a pharmacy technician includes a member who holds a certificate of registration as a pharmacy technician (emergency assignment). O. Reg. 187/21, s. 9.

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).

(2.1) A pharmacy technician is authorized to perform an act provided for in subsection (4.1), subject to the terms, conditions and limitations imposed on their certificate of registration. O. Reg. 766/21, s. 1.

(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 two 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); O. Reg. 742/20, s. 1.

(4.1) For the purpose of paragraph 2 of subsection 4 (1) of the Act, a member referred to in subsection (2.1) is authorized to administer influenza vaccine by injection to a patient who is two 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) possesses sufficient knowledge, skill and judgment to be able to administer the influenza vaccine safely;

(c) meets all the requirements in paragraphs 2, 3 and 6 of subsection (3); and

(d) has confirmed that a member referred to in subsection (2), or another regulated health professional authorized to administer the influenza vaccine by injection, has,

(i) received an informed consent from the patient or the patient's authorized agent,

(ii) a sufficient understanding of the influenza vaccine and condition of the patient for the influenza vaccine to be administered safely, and

(iii) considered whether administering the influenza vaccine by injection 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 and any other relevant circumstances. O. Reg. 766/21, s. 1.

(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 drugs:

1. For the sole purpose of smoking cessation, the following specified drugs:

i. Varenicline Tartrate.

ii. Bupropion Hydrochloride.

2. For the sole purpose of treating a minor ailment listed in Column 1 of the Table to Schedule 4, a drug in a class of drugs listed opposite the minor ailment in Column 2 of that Table. O. Reg. 460/22, s. 1 (1).

(2) REVOKED: O. Reg. 460/22, s. 1 (2).

(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;

(f) complies with the additional requirements under sections 37 and 38; and

(g) in the case of a drug referred to in paragraph 2 of subsection (1), has determined, through a therapeutic assessment, that the drug is the most appropriate treatment for the patient's minor ailment. O. Reg. 302/12, s. 1; O. Reg. 460/22, s. 1 (3).

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) Subject to subsection (2.1), 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; O. Reg. 126/20, s. 2 (1).

Note: On September 30, 2026, subsection 36 (2) of the Regulation is amended by striking out "Subject to subsection (2.1)" at the beginning. (See: O. Reg. 126/20, s. 2 (2) and O. Reg. 766/21, s. 2)

(2.1) During the period of time in which the coronavirus exemption is in effect, subsection (2) does not apply to the extent that the coronavirus exemption or the *Controlled Drugs and Substances Act* (Canada) authorizes the member to adapt or renew a prescription for a controlled substance under that Act. O. Reg. 126/20, s. 2 (3).

Note: On September 30, 2026, subsection 36 (2.1) of the Regulation is revoked. (See: O. Reg. 126/20, s. 2 (4) and O. Reg. 766/21, s. 2)

(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,
   iii. have access to the medical record that contains information about the prescription, or
   iv. during the period of time in which the coronavirus exemption is in effect, if the criteria set out in subparagraphs i, ii and iii cannot be met, be satisfied as to the existence and details of the prescription from an alternative source, including, but not limited to, the prescription label, the prescription receipt with medication history, a photograph of the prescription or a facsimile of the prescription.

Note: On September 30, 2026, paragraph 1 of subsection 36 (4) of the Regulation is amended by adding "or" at the end of subparagraph ii, by striking out "or" at the end of subparagraph iii and by revoking subparagraph iv. (See: O. Reg. 126/20, s. 2 (6) and O. Reg. 766/21, s. 2)

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 12 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; O. Reg. 126/20, s. 2 (5); O. Reg. 742/20, s. 2.

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 clause 35 (4) (d) or 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; O. Reg. 460/22, s. 2.

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;

(b) the pharmacy technician is under the direction of a Part A pharmacist at the time when the pharmacy technician performs the act; and

(c) if the act is performed to administer a point-of-care test, a Part A pharmacist interprets the results of the test and makes any professional decision arising from those results. O. Reg. 302/12, s. 1; O. Reg. 46/22, s. 2 (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, unless the act is performed to administer a point-of-care test.

1.1 The member may only perform the act to administer a point-of-care test if the test is listed in subsection 28 (2) of Ontario Regulation 45/22 and if it is administered for the purpose of assisting patients with the management of their medication to treat chronic disease.

1.2 Before performing an act described in paragraphs 1 or 1.1, the member must,
   i. explain the purpose to the patient or his or her authorized agent, and
   ii. 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,
    ii. the name and work address of the member,
    iii. the date the act was performed,
    iv. the circumstances relating to the performance of the act and any adverse reaction experienced by the patient,
    v. confirmation that an informed consent was given by the patient or his or her agent, and
    vi. if the act was performed to administer a point-of-care test,
        A. the results of the test, and
        B. the professional decision arising from the results of the test and the rationale for the decision.
7. If the act is performed to administer a point-of-care test, the member must notify the patient's primary care provider (if any) within a reasonable time that the member performed the act and provide details respecting the act. O. Reg. 302/12, s. 1; O. Reg. 46/22, s. 2 (2, 3).

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

O. Reg. 452/16, s. 3.

SCHEDULE 4
DRUGS — MINOR AILMENTS

(Arranged by American Hospital Formulary Service (AHFS) Pharmacologic-Therapeutic Classification)

Item	Column 1 Minor Ailment	Column 2 AHFS Classification
1.	Acne (mild)	84:04.04 Skin and Mucous Membrane Agents – Anti-infectives – Antibacterials 84:16 Skin and Mucous Membrane Agents – Cell Stimulants and Proliferants 84:28 Skin and Mucous Membrane Agents – Keratolytic Agent 84:92 Skin and Mucous Membrane Agents – Miscellaneous
2.	Allergic rhinitis	4:08 Antihistamine Drugs – Second Generation Antihistamines 52:02 Eye, Ear, Nose and Throat (EENT) Preparations – Antiallergic Agents 52:08.08 Eye, Ear, Nose and Throat (EENT) Preparations – Anti-inflammatory Agents – Corticosteroids
3.	Candidal stomatitis	8:14.28 Anti-infective Agents — Antifungals — Polyenes
4.	Conjunctivitis (bacterial, allergic or viral)	4:04.20 Antihistamine Drugs – First Generation Antihistamines – Propylamine Derivatives 52:02 Eye, Ear, Nose and Throat (EENT) Preparations – Antiallergic Agents 52:04.04 Eye, Ear, Nose and Throat (EENT) Preparations – Anti-infectives – Antibacterials 52:32 Eye, Ear, Nose and Throat (EENT) Preparations – Vasoconstrictors
5.	Dermatitis (atopic/eczema, allergic or contact)	84:06 Skin and Mucous Membrane Agents — Anti-inflammatory Agents

6.	Diaper dermatitis	84:04.08 Skin and Mucous Membrane Agents – Anti-infectives – Antifungals 84:06.08 Skin and Mucous Membrane Agents – Anti-inflammatory Agents – Corticosteroids
7.	Dysmenorrhea	28:08.04 Central Nervous System Agents — Analgesics and Antipyretics — Nonsteroidal Anti-inflammatory Agents
8.	Gastroesophageal reflux disease (GERD)	56:04 Gastrointestinal Drugs — Antacids and Adsorbents 56:28.12 Gastrointestinal Drugs — Antiulcer Agents and Acid Suppressants — Histamine H_2-Antagonists 56:28.36 Gastrointestinal Drugs — Antiulcer Agents and Acid Suppressants — Proton-Pump Inhibitors
9.	Hemorrhoids	12:12.04 Autonomic Drugs – Sympathomimetic (Adrenergic) Agents – Alpha-Adrenergic Agonists 52:04.92 Eye, Ear, Nose and Throat (EENT) – Anti-infectives – Miscellaneous 84:04.04 Skin and Mucous Membrane Agents – Anti-infectives – Antibacterials 84:06 Skin and Mucous Membrane Agents – Anti-inflammatory Agents 84:08 Skin and Mucous Membrane Agents – Antipruritics and Local Anesthetics
10.	Herpes labialis	8:18.32 Anti-infective Agents – Antivirals – Nucleosides and Nucleotides 84:04.06 Skin and Mucous Membrane Agents – Anti-infectives – Antivirals 84:06 Skin and Mucous Membrane Agents – Anti-inflammatory Agents
11.	Impetigo	84:04.04 Skin and Mucous Membrane Agents – Anti-infectives – Antibacterials 84:06 Skin and Mucous Membrane Agents – Anti-inflammatory Agents
12.	Insect bites and urticaria	4:04 Antihistamine Drugs – First Generation Antihistamines 4:08 Antihistamine Drugs – Second Generation Antihistamines 84:06 Skin and Mucous Membrane Agents – Anti-inflammatory Agents 84:08 Skin and Mucous Membrane Agents – Antipruritics and Local Anesthetics
13.	Musculoskeletal sprains and strains	28:08.04 Central Nervous System Agents — Analgesics and Antipyretics — Nonsteroidal Anti-inflammatory Agents 28:08.92 Central Nervous System Agents — Analgesics and Antipyretics — Miscellaneous
14.	Nausea and vomiting of pregnancy	56:22 Gastrointestinal drugs – Antiemetics and Antinauseants
15.	Aphthous Ulcers (Canker Sores)	84:06.08 Skin and Mucous Membrane Agents – Anti-inflammatory Agents – Corticosteroids
16.	Pinworms/Threadworms	8:08 Anti-infective Agents – Anthelmintics
17.	Tick bites, post-exposure prophylaxis to prevent Lyme disease	8:12.24 Anti-infective Agents — Antibacterials — Tetracyclines
18.	Urinary Tract Infection (uncomplicated)	8:12.20 Anti-infective Agents — Antibacterials — Sulfonamides 8:36 Anti-infective Agents — Urinary Anti-infectives
19.	Vulvovaginal candidiasis	84:04.08 Skin and Mucous Membrane Agents – Anti-infectives – Antifungals

O. Reg. 460/22, s. 3.

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Pharmacy Act, 1991
Loi de 1991 sur les pharmaciens

ONTARIO REGULATION 202/94

GENERAL

Consolidation Period: From January 1, 2023 to the e-Laws currency date.

Last amendment: 460/22.

Legislative History: 750/94, 539/95, 280/96, 121/97, 98/98, 642/98, 548/99, 270/04, 451/10, 59/11, 302/12, 154/13, 225/13, 452/16, 126/20 (as am. by 766/21), 742/20, 187/21, 766/21, 46/22, 460/22.

This Regulation is made in English only.

CONTENTS

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.
4. Pharmacy technician.
5. Pharmacist (emergency assignment).
6. Pharmacy technician (emergency assignment). O. Reg. 451/10, s. 1; O. Reg. 187/21, s. 1.

(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; O. Reg. 187/21, s. 2 (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 his or her application, but this does not prevent the applicant from filing a new application. O. Reg. 451/10, s. 1.

(3.1) Despite subsection (3), an applicant for a certificate in the pharmacist (emergency assignment) or pharmacy technician (emergency assignment) class must meet all the requirements for registration at the time the application is filed. O. Reg. 187/21, s. 2 (2).

(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. 187/21, s. 3.

(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), 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 *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; O. Reg. 187/21, s. 4.

(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; O. Reg. 187/21, s. 5.

(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. have satisfied 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),
   ii. currently be practising as a pharmacist in a jurisdiction approved by the Council, and provide, for each jurisdiction where the applicant holds a certificate, a letter, certificate 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 the 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 letter, certificate 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. O. Reg. 187/21, s. 6.

(2) Without in any way limiting the generality of subparagraphs 2 ii and 2 iii 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. O. Reg. 187/21, s. 6.

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. O. Reg. 187/21, s. 6.

(2) A certificate of registration as a pharmacist (emergency assignment) expires 60 days from the date on which the certificate was issued, unless extended under subsection (3). O. Reg. 187/21, s. 6.

(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. O. Reg. 187/21, s. 6.

(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. O. Reg. 187/21, s. 6.

(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 shall not apply to the member during the time that the member holds the emergency assignment certificate. O. Reg. 187/21, s. 6.

(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) shall not apply to the member during the time that the member holds the emergency assignment certificate. O. Reg. 187/21, s. 6.

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); O. Reg. 187/21, s. 7.

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. have satisfied the educational requirements of paragraph 1 of subsection 16 (1) no more than two years prior to submitting an application for the issuance of a certificate of registration as a pharmacy technician (emergency assignment),

ii. currently be practising as a pharmacy technician in a jurisdiction approved by the Council, and provide, for each jurisdiction where the applicant holds a certificate, a letter, certificate 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 practised as a pharmacy technician in a jurisdiction approved by the 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 letter, certificate 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. O. Reg. 187/21, s. 8.

(2) Without in any way limiting the generality of subparagraphs 2 ii or 2 iii 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. O. Reg. 187/21, s. 8.

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).

3. 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.

4. The member shall not delegate a controlled act.

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. O. Reg. 187/21, s. 8.

(2) A certificate of registration as a pharmacy technician (emergency assignment) expires 60 days from the date on which the certificate was issued, unless extended under subsection (3). O. Reg. 187/21, s. 8.

(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. O. Reg. 187/21, s. 8.

(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. O. Reg. 187/21, s. 8.

PART VII
SUSPENSIONS, RESIGNATIONS, REINSTATEMENTS, ETC.

Administrative Suspensions

19. (1) If a member fails to provide information about the member in the manner and in the form as required under the by-laws, the Registrar may give the member notice of intention to suspend the member and may suspend the member's certificate of registration for failure to provide the information 60 days after notice is given. O. Reg. 451/10, s. 5.

(2) Where the Registrar suspends a member's certificate of registration under subsection (1), the Registrar shall lift the suspension upon being satisfied that the required information has been filed with the College and that any fees required for the lifting of that suspension has been paid. O. Reg. 451/10, s. 5.

20. (1) If, pursuant to the by-laws, the College requests evidence that the member holds professional liability insurance in the amount and in the form as required by the by-laws and the member fails to provide that evidence within 14 days of having been requested to do so, the Registrar shall immediately give the member notice of intention to suspend the member and may suspend the member's certificate of registration for failure to provide the evidence 30 days after notice is given. O. Reg. 451/10, s. 5.

(2) Where the Registrar suspends the member's certificate of registration under subsection (1), the Registrar shall lift that suspension upon being satisfied that the member holds professional liability insurance in the amount and in the form required by the by-laws and that any fee required for the lifting of that suspension has been paid. O. Reg. 451/10, s. 5.

21. Where the Registrar suspends a member's certificate of registration under section 24 of the Health Professions Procedural Code for failure to pay a fee, the Registrar shall lift the suspension upon being satisfied that the member,

(a) has paid all amounts owed to the College;

(b) holds professional liability insurance in the amount and in the form required by the by-laws; and

(c) pays any fees required for the lifting of that suspension. O. Reg. 451/10, s. 5.

Deemed Resignations

22. (1) A member shall be deemed to have resigned where,

(a) the member's certificate of registration was suspended for failure to pay a fee that the member was required to pay in accordance with the regulations or by-laws and that suspension continued for 120 days; or

(b) the member's certificate of registration was suspended pursuant to subsection 19 (1) or subsection 20 (1) and the suspension continued for 60 days. O. Reg. 451/10, s. 5.

(2) The resignation is effective,

(a) in the case of a resignation under clause (1) (a), on the 121st day following the commencement of that suspension;

(b) in the case of a suspension under clause (1) (b), on the 61st day following the commencement of the suspension. O. Reg. 451/10, s. 5.

Return of Certificate, etc.

23. A member who resigns, or whose certificate of registration is suspended or revoked shall, if so requested, immediately return to the College,

(a) his or her certificate of registration; and

(b) any card or other form of identification issued to him or her by the College for the purpose of identifying him or her as a member of the College. O. Reg. 451/10, s. 5.

REINSTATEMENT

24. (1) A former member who held a certificate of registration as a pharmacist or pharmacy technician and who resigned as a member of the College may apply for the reinstatement of his or her certificate of registration by submitting a completed application to the Registrar in the form provided by the Registrar. O. Reg. 451/10, s. 5.

(2) Subject to subsections (3), (4) and (6), the Registrar may reinstate the former member's certificate of registration if,

(a) the former member has paid,

(i) the required reinstatement fee,

(ii) the annual fee for the year in which the certificate of registration is to be reinstated, if not previously paid,

(iii) the annual fee for the year in which the former member resigned or was deemed to have resigned, if not previously paid unless the Registrar is satisfied that the former member did not engage in the practice of pharmacy in Ontario during that year, and

(iv) any other money owed by the former member to the College at the date the application for reinstatement is submitted, including, without being limited to, any penalty fees that were due at the time that he or she ceased to be a member and any costs or expenses ordered to be paid under section 53.1 of the Health Professions Procedural Code, any costs awarded to the College by a Court and any amount owing to the College under a by-law or former regulation made under the Act;

(b) the application for reinstatement was submitted to the Registrar within three years of the date on which the former member resigned or in the case of a former member who was deemed to have resigned under subsection 22 (1), three years from the date on which the former member was suspended where that suspension resulted in a deemed resignation; and

(c) the application meets the requirement set out in paragraph 7 of subsection 4 (1) with necessary modifications. O. Reg. 451/10, s. 5.

(3) A former member is ineligible for reinstatement under subsection (2) if he or she,

(a) is the subject of a proceeding for professional misconduct, incompetence or incapacity in Ontario or any like proceeding in any other jurisdiction in relation to the practice of pharmacy or another profession, or was the subject of such a proceeding, other than a proceeding that was completed on its merits;

(b) was, at the time he or she ceased to be a member or at any time since, the subject of a proceeding in respect of,

(i) any criminal offence in any jurisdiction,

(ii) any offence relating to the use, possession or sale of drugs in any jurisdiction,

(iii) any offence arising in any jurisdiction relating to the practice of pharmacy or any other profession or occupation, or

(iv) any offence under the *Controlled Drugs and Substances Act* (Canada);

(c) was, after he or she ceased to be a member, found guilty of,

(i) any criminal offence in any jurisdiction,

(ii) any offence relating to the use, possession or sale of drugs in any jurisdiction,

(iii) any offence arising in any jurisdiction relating to the practice of pharmacy or any other profession or occupation, or

(iv) any offence under the *Controlled Drugs and Substances Act* (Canada);

(d) is the subject of an inquiry or investigation by the Registrar, a committee, a panel of a committee or a board of inquiry of the College, or was the subject of such an inquiry or investigation, that was not completed on its merits or which resulted in the member's resignation;

(e) was, at the time he or she ceased to be a member, the subject of an outstanding order or requirement of a committee, a panel of a committee, or a board of inquiry of the College;

(f) was, at the time he or she ceased to be a member, in breach of an order or requirement of a committee, a panel of a committee, or a board of inquiry of the College;

(g) was, at the time he or she ceased to be a member, in violation of a decision of a panel of the Inquiries, Complaints and Reports Committee or of any predecessor committee, including a decision requiring the member to attend to be cautioned;

(h) was, at the time he or she ceased to be a member, in breach of any written agreement with or undertaking provided to the College; or

(i) had, at the time he or she ceased to be a member, terms, conditions or limitations on his or her certificate of registration, other than those applicable to all members of the class of certificate of registration he or she previously held. O. Reg. 451/10, s. 5.

(4) A former member must meet all of the requirements set out in subsection (2) within one year of submitting his or her application for reinstatement. O. Reg. 451/10, s. 5.

(5) Nothing in this section prevents a former member from making any number of applications for reinstatement or from making an application for a new certificate of registration. O. Reg. 451/10, s. 5.

(6) A former member who is seeking reinstatement of a certificate of registration as a pharmacist and who is otherwise eligible for the reinstatement shall be reinstated into Part B of the register unless the former member satisfies the Registrar that,

(a) the former member did not resign at a time when the member had been selected for but had not successfully completed a practice review under the College's Quality Assurance Program; and

(b) the member had performed at least 600 hours of patient care in Canada, the United States of America or another jurisdiction approved by the Council during the period of three years commencing immediately before the date of the member's resignation. O. Reg. 451/10, s. 5.

REINSTATEMENT, PURSUANT TO ORDER

25. If a former member's certificate of registration is ordered to be reinstated by a panel of the Discipline Committee or of the Fitness to Practise Committee, the Registrar shall reinstate the certificate of registration upon payment of,

(a) the required reinstatement fee; and

(b) the annual fee for the year in which the certificate of registration is to be reinstated, if not previously paid. O. Reg. 451/10, s. 5.

PART VII.1
NOTICES OF MEETINGS AND HEARINGS

NOTICE OF MEETINGS

26. (1) The Registrar shall ensure that notice of every Council meeting that is required to be open to the public under the Act is given in accordance with this section. O. Reg. 451/10, s. 5.

(2) The notice must be published at least 14 days before the date of the meeting in a daily newspaper of general circulation throughout Ontario. O. Reg. 451/10, s. 5.

(3) The notice must be in English and French. O. Reg. 451/10, s. 5.

(4) The notice must contain the following information:

1. The date, time and place of the meeting.

2. A statement of the purpose of the meeting. O. Reg. 451/10, s. 5.

(5) The Registrar shall provide the information contained in the notice to every person who requests it by telephone. O. Reg. 451/10, s. 5.

NOTICE OF HEARINGS

27. (1) The Registrar shall ensure that the information concerning an impending hearing by a panel of the Discipline Committee to deal with allegations of professional misconduct or incompetence made against a member is given, in accordance with this section, to a person who requests the information. O. Reg. 451/10, s. 5.

(2) The information shall be given,

(a) at least 14 days before the date of the hearing, if the request is received 14 days before the date of the hearing; or

(b) as soon as possible after the request is made, if the request is received after that time but before the date of the hearing. O. Reg. 451/10, s. 5.

(3) The information given shall be as follows:

1. The name of the member against whom the allegations have been made.

2. The member's principal place of practice.

3. The date, time and place of the hearing.

4. A statement of the purpose of the hearing. O. Reg. 451/10, s. 5.

(4) The Registrar shall provide the information in French to a person who requests that the information be provided in French, wherever reasonably possible. O. Reg. 451/10, s. 5.

PART VII.2
ADVERTISING

ADVERTISING

28. (1) In this section,

"advertisement" includes an announcement, directory listing or other form of communication similar to an advertisement;

"drug services" means one or more of the compounding, dispensing or sale by retail of drugs or the provision of information or advice with respect to drugs. O. Reg. 451/10, s. 5; O. Reg. 59/11, s. 1 (1, 2).

(2) A member shall not, through any medium, publish, display, distribute or use, or permit, directly or indirectly, the publication, display, distribution or use through any medium of, an advertisement relating to drug services that,

(a) is false, misleading or deceptive, whether as a result of the inclusion of information or the omission of information;

(b) is not readily comprehensible to the persons to whom it is directed;

(c) is not dignified and in good taste;

(d) contains anything that cannot be verified;

(e) contains testimonials, comparative statements or endorsements;

(f) contains a reference to a member's area of practice or to a procedure or treatment available from a member practising in the pharmacy, unless the advertisement discloses whether or not the member has an area of expertise and, if the member does have such an area of expertise, the particular expertise;

(g) contains references to a particular brand of equipment used to assist in providing drug services;

(h) contains information that is not relevant to the choice of a pharmacist; or

(i) contains any representations as to the safety or effectiveness or an indication for use of any drug referred to in Schedule I established by the regulations under the *Drug and Pharmacies Regulation Act*.

(j) REVOKED: O. Reg. 59/11, s. 1 (4).

O. Reg. 451/10, s. 5; O. Reg. 59/11, s. 1 (3, 4).

(3) An advertisement by a member that includes price information relating to drugs referred to in Schedule I established by the regulations under the Drug and Pharmacies Regulation Act shall include the price information for at least 15 different drugs, 10 of which each belong to a different one of the following drug classifications:

1. Anti-infective agents.
2. Antineoplastic agents.
3. Autonomic agents.
4. Blood formation and coagulation drugs.
5. Cardiovascular drugs.
6. Central nervous system drugs.
7. Diagnostic agents.
8. Electrolytic, caloric and water balance drugs.
9. Cough preparations.
10. Eye, ear, nose and throat preparations.
11. Gastrointestinal drugs.
12. Gold compounds.
13. Heavy metal antagonists.
14. Hormones and substitutes.
15. Oxytocics.
16. Skin and mucous membrane preparations.
17. Spasmolytics.
18. Unclassified therapeutic agents.
19. Vitamins. O. Reg. 451/10, s. 5; O. Reg. 59/11, s. 1 (5).

(4) Where an advertisement by a member includes price information relating to drugs referred to in Schedule I established by the regulations under the *Drug and Pharmacies Regulation Act*, the advertisement shall include at a minimum the following information with respect to each drug:

1. The quantity of the drug being advertised at the advertised price.
2. The total cost for the drug to the purchaser including any dispensing fee.
3. The time period during which the advertised price will be available. O. Reg. 59/11, s. 1 (6).

(5) An advertisement by a member that includes price information relating to drugs referred to in Schedule I established by the regulations under the *Drug and Pharmacies Regulation Act* shall include, in addition to the price information referred to in subsection (4), the following information with respect to each advertised drug:

1. The strength of the drug.
2. The brand name of the drug.
3. The dosage form of the drug. O. Reg. 59/11, s. 1 (6).

(6) Where an advertisement by a member includes price information relating to drugs referred to in Schedule I established by the regulations under the *Drug and Pharmacies Regulation Act,* equal prominence shall be given to each drug and, for each of those drugs, equal prominence shall be given to all the information required under subsections (4) and (5). O. Reg. 59/11, s. 1 (6).

(7), (8) REVOKED: O. Reg. 59/11, s. 1 (6).

PROFESSIONAL MISCONDUCT RE ADVERTISING

29. It is professional misconduct for the purposes of clause 51 (1) (c) of the Health Professions Procedural Code for a member who advertises price information with respect to a drug referred to in Schedule I established by the regulations under the *Drug and Pharmacies Regulation Act* to charge any purchaser, including the executive officer under the *Ontario Drug Benefit Act* more for the drug than the member has advertised, pursuant to paragraph 2 of subsection 28 (4), as the total cost for the drug to the purchaser including any dispensing fee. O. Reg. 59/11, s. 2.

CLARIFICATION RE APPLICATION OF PART

30. Nothing in this Part prohibits a member from publishing, displaying, distributing or using, or permitting directly or indirectly the publication, display, distribution or use of, an advertisement that relates solely to the co-payment or dispensing fee charged by the member for supplying a drug that is a listed drug product under the *Ontario Drug Benefit Act* to an eligible person under that Act. O. Reg. 451/10, s. 5.

PART VII.3
CONTROLLED ACTS

INTERPRETATION

31. (1) In this Part,

"adapt" means, subject to subsection (2), 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;

Note: On September 30, 2026, the definition of "adapt" in section 31 of the Regulation is amended by striking out "subject to subsection (2)" in the portion before clause (a). (See: O. Reg. 126/20, s. 1 (2) and O. Reg. 766/21, s. 2)

"coronavirus exemption" means the exemption issued by the Minister of Health for Canada on March 19, 2020 under subsection 56 (1) of the *Controlled Drugs and Substances Act* (Canada) entitled "Subsection 56(1) Class Exemption for Patients, Practitioners and Pharmacists Prescribing and Providing Controlled Substances in Canada During the Coronavirus Pandemic", available on a website of the Government of Ontario, including any renewal or replacement of the exemption;

Note: On September 30, 2026, the definition of "coronavirus exemption" in section 31 of the Regulation is revoked. (See: O. Reg. 126/20, s. 1 (4) and O. Reg. 766/21, s. 2)

"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;

"point-of-care test" means a test that employs a medical device authorized by the Minister of Health for Canada for point-of-care use;

"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; O. Reg. 126/20, s. 1 (1, 3); O. Reg. 46/22, s. 1.

(2) While the coronavirus exemption is in effect, in this Part,

"adapt", in relation to the adaptation of a prescription for a controlled substance under the *Controlled Drugs and Substances Act* (Canada), means to change the prescription respecting,

(a) the dose and regime of the prescribed drug,

(b) the dosage form of the prescribed drug,

(c) the de-prescribing of the prescribed drug, or

(d) the part-filling of the prescription,

but does not include therapeutic substitution. O. Reg. 126/20, s. 1 (5)

Note: On September 30, 2026, subsection 31 (2) of the Regulation is revoked. (See: O. Reg. 126/20, s. 1 (6) and O. Reg. 766/21, s. 2)

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.

(3) In this Part,

(a) a reference to a part A pharmacist includes a member who holds a certificate of registration as a pharmacist (emergency assignment); and

(b) a reference to a pharmacy technician includes a member who holds a certificate of registration as a pharmacy technician (emergency assignment). O. Reg. 187/21, s. 9.

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).

(2.1) A pharmacy technician is authorized to perform an act provided for in subsection (4.1), subject to the terms, conditions and limitations imposed on their certificate of registration. O. Reg. 766/21, s. 1.

(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 two 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); O. Reg. 742/20, s. 1.

(4.1) For the purpose of paragraph 2 of subsection 4 (1) of the Act, a member referred to in subsection (2.1) is authorized to administer influenza vaccine by injection to a patient who is two 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) possesses sufficient knowledge, skill and judgment to be able to administer the influenza vaccine safely;

(c) meets all the requirements in paragraphs 2, 3 and 6 of subsection (3); and

(d) has confirmed that a member referred to in subsection (2), or another regulated health professional authorized to administer the influenza vaccine by injection, has,

   (i) received an informed consent from the patient or the patient's authorized agent,

   (ii) a sufficient understanding of the influenza vaccine and condition of the patient for the influenza vaccine to be administered safely, and

   (iii) considered whether administering the influenza vaccine by injection 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 and any other relevant circumstances. O. Reg. 766/21, s. 1.

(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 drugs:

1. For the sole purpose of smoking cessation, the following specified drugs:
   i. Varenicline Tartrate.
   ii. Bupropion Hydrochloride.
2. For the sole purpose of treating a minor ailment listed in Column 1 of the Table to Schedule 4, a drug in a class of drugs listed opposite the minor ailment in Column 2 of that Table. O. Reg. 460/22, s. 1 (1).

(2) REVOKED: O. Reg. 460/22, s. 1 (2).

(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;

(f) complies with the additional requirements under sections 37 and 38; and

(g) in the case of a drug referred to in paragraph 2 of subsection (1), has determined, through a therapeutic assessment, that the drug is the most appropriate treatment for the patient's minor ailment. O. Reg. 302/12, s. 1; O. Reg. 460/22, s. 1 (3).

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) Subject to subsection (2.1), 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; O. Reg. 126/20, s. 2 (1).

Note: On September 30, 2026, subsection 36 (2) of the Regulation is amended by striking out "Subject to subsection (2.1)" at the beginning. (See: O. Reg. 126/20, s. 2 (2) and O. Reg. 766/21, s. 2)

(2.1) During the period of time in which the coronavirus exemption is in effect, subsection (2) does not apply to the extent that the coronavirus exemption or the *Controlled Drugs and Substances Act* (Canada) authorizes the member to adapt or renew a prescription for a controlled substance under that Act. O. Reg. 126/20, s. 2 (3).

Note: On September 30, 2026, subsection 36 (2.1) of the Regulation is revoked. (See: O. Reg. 126/20, s. 2 (4) and O. Reg. 766/21, s. 2)

(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,
    iii. have access to the medical record that contains information about the prescription, or
    iv. during the period of time in which the coronavirus exemption is in effect, if the criteria set out in subparagraphs i, ii and iii cannot be met, be satisfied as to the existence and details of the prescription from an alternative source, including, but not limited to, the prescription label, the prescription receipt with medication history, a photograph of the prescription or a facsimile of the prescription.

Note: On September 30, 2026, paragraph 1 of subsection 36 (4) of the Regulation is amended by adding "or" at the end of subparagraph ii, by striking out "or" at the end of subparagraph iii and by revoking subparagraph iv. (See: O. Reg. 126/20, s. 2 (6) and O. Reg. 766/21, s. 2)

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 12 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; O. Reg. 126/20, s. 2 (5); O. Reg. 742/20, s. 2.

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 clause 35 (4) (d) or 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; O. Reg. 460/22, s. 2.

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;

(b) the pharmacy technician is under the direction of a Part A pharmacist at the time when the pharmacy technician performs the act; and

(c) if the act is performed to administer a point-of-care test, a Part A pharmacist interprets the results of the test and makes any professional decision arising from those results. O. Reg. 302/12, s. 1; O. Reg. 46/22, s. 2 (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, unless the act is performed to administer a point-of-care test.

1.1 The member may only perform the act to administer a point-of-care test if the test is listed in subsection 28 (2) of Ontario Regulation 45/22 and if it is administered for the purpose of assisting patients with the management of their medication to treat chronic disease.

1.2 Before performing an act described in paragraphs 1 or 1.1, the member must,

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

ii. 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,

ii. the name and work address of the member,

iii. the date the act was performed,

iv. the circumstances relating to the performance of the act and any adverse reaction experienced by the patient,

v. confirmation that an informed consent was given by the patient or his or her agent, and

vi. if the act was performed to administer a point-of-care test,

A. the results of the test, and

B. the professional decision arising from the results of the test and the rationale for the decision.

7. If the act is performed to administer a point-of-care test, the member must notify the patient's primary care provider (if any) within a reasonable time that the member performed the act and provide details respecting the act. O. Reg. 302/12, s. 1; O. Reg. 46/22, s. 2 (2, 3).

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

PART VIII
QUALITY ASSURANCE

GENERAL

41. In this Part,

"assessor" means an assessor appointed under section 81 of the Health Professions Procedural Code;

"Committee" means the Quality Assurance Committee. O. Reg. 98/98, s. 2.

42. The Committee shall administer the quality assurance program, which shall include the following components:

1. Maintenance of a portfolio of continuous learning.

2. Maintenance of a two-part register for pharmacist members.

3. Practice review and remediation.

4. Remediation of behaviour and remarks of a sexual nature. O. Reg. 98/98, s. 2.

CONTINUOUS LEARNING PORTFOLIO

43. (1) A pharmacist shall maintain a portfolio of continuous learning activities in accordance with guidelines on such activities published by the College and distributed to the members.

(2) A pharmacist shall submit the portfolio to the College on request. O. Reg. 98/98, s. 2.

TWO-PART REGISTER FOR PHARMACISTS

44. (1) The part of the College's register that lists pharmacists shall have a Part A (patient care) and a Part B (no patient care). O. Reg. 451/10, s. 7.

(2) Every pharmacist shall be listed in either Part A or Part B. O. Reg. 451/10, s. 7.

45. (1) Upon being issued a certificate of registration as a pharmacist for the first time, the member shall ask to be listed in Part A or Part B of the register by completing and submitting the form provided by the Registrar. O. Reg. 451/10, s. 7.

(2) Every year at the time of paying the annual membership fee, a pharmacist shall ask for a renewal of his or her listing in Part A or Part B or for a transfer to the other Part. O. Reg. 451/10, s. 7.

(3) A member who asks for a renewal of a listing in Part A after the third anniversary of being issued a certificate of registration as a pharmacist for the first time shall not be listed in that Part unless he or she has dispensed, sold or compounded drugs, provided non-prescription drugs, health care aids and devices or information related to drug use for at least 600 hours during the preceding three years in the course of providing patient care while practising the profession in Canada. O. Reg. 451/10, s. 7.

46. (1) A pharmacist may ask for a transfer from Part A of the register to Part B or from Part B to Part A at any time. O. Reg. 451/10, s. 7.

(2) If a member listed in Part A asks for a transfer to Part B, the member shall be transferred to Part B. O. Reg. 451/10, s. 7.

(3) If a member listed in Part B asks for a transfer to Part A, the member shall be transferred to Part A if he or she,

(a) undergoes a practice review in accordance with section 47; and

(b) satisfies the educational and practice requirements that may be specified by the Quality Assurance Committee. O. Reg. 451/10, s. 7.

(4) If the Registrar proposes to reject a request for a transfer to Part A, the request shall be referred to a panel of the Quality Assurance Committee. O. Reg. 451/10, s. 7.

(5) The member shall be given a reasonable opportunity to make written submissions to the panel before it makes a decision. O. Reg. 451/10, s. 7.

(6) A member whose request to be listed in Part A is rejected by the panel may appeal to another panel of the Quality Assurance Committee. O. Reg. 451/10, s. 7.

(7) No member of a panel that rejects a request to be listed in Part A shall sit on a panel hearing an appeal of that decision. O. Reg. 451/10, s. 7.

(8) On an appeal, the member shall be given a reasonable opportunity to make written submissions to the panel before it makes a decision. O. Reg. 451/10, s. 7.

PRACTICE REVIEW AND REMEDIATION

47. (1) Each year the College shall select at random the names of pharmacists required to undergo a practice review.

(2) A pharmacist listed in Part A is required to undergo a practice review if his or her name is selected at random or the member is referred to the Committee by the Complaints Committee or Executive Committee.

(3) If a pharmacist listed in Part A fails to undergo a required practice review, the Committee may transfer the pharmacist to Part B after giving him or her a reasonable opportunity to make written submissions.

(4) A pharmacist listed in Part B is required to undergo a practice review if he or she is referred to the Committee by the Complaints Committee or Executive Committee or if the pharmacist has asked to be listed in Part A under subsection 46 (3).

(5) The Committee shall appoint an assessor to conduct a practice review.

(6) The assessor shall prepare a written report on the review and submit it to the Committee.

(7) After considering the report, the Committee may decide,

(a) that no further action is required;

(b) that the pharmacist is required to undertake the remediation specified by the Committee to correct any deficiency in his or knowledge, skills or judgment identified by the review; or

(c) that the pharmacist is to be listed in Part A where the review took place pursuant to a request to be listed in Part A.

(8) If the Committee proposes to require a pharmacist to undertake remediation under clause (7) (b), it shall not do so unless,

(a) the pharmacist has been given a report of the results of the review;

(b) the pharmacist has been given written notice of the Committee's intention to require him or her to undertake remediation;

(c) the pharmacist has been given at least 14 days from receipt of the notice to make written submissions to the Committee; and

(d) the Committee has considered any such submissions.

(9) After the pharmacist undertakes the specified remediation, the Committee may require him or her to undergo another practice review by an assessor, and subsections (6), (7) and (8) apply to that review. O. Reg. 98/98, s. 2.

48. (1) If the Committee requires a pharmacist to undertake remediation under section 47 and the pharmacist either fails to do so or fails to successfully complete the remediation, the Committee may direct the Registrar to impose terms, conditions or limitations on the pharmacist's certificate of registration for a specified period not exceeding six months.

(2) If the Committee proposes to make a direction under subsection (1), it shall not do so unless,

(a) the pharmacist has been given written notice of its intention;

(b) the pharmacist has been given at least 14 days from receipt of the notice to make written submissions to the Committee or to request an appearance before the Committee in order to make oral submissions; and

(c) the Committee has considered any such submissions.

(3) A pharmacist who requests an appearance under clause (2) (b) shall be given a reasonable opportunity to appear but the Committee may dispose of the matter if he or she has been given a reasonable opportunity to appear and does not.

(4) If the period specified under subsection (1) expires and the pharmacist still has not undertaken or successfully completed the remediation, the Committee may report him or her to the Executive Committee and provide it with such information as it considers appropriate, except information that may not be disclosed under section 83 of the Health Professions Procedural Code.

(5) If the Registrar imposes terms, conditions or limitations on a pharmacist's certificate of registration for a specified period pursuant to a direction given by the Committee under subsection (1), the Committee may direct the Registrar to remove the terms, conditions or limitations before the end of the specified period if the Committee is satisfied that they are no longer needed.

(6) After directing the imposition of terms, conditions or limitations on a pharmacist's certificate of registration for a specified period not exceeding six months under subsection (1), the Committee may direct the imposition of terms, conditions or limitation on the pharmacist's certificate of registration for a second specified period not exceeding six months under subsection (1) but, after having done so, the Committee shall not direct the imposition of terms, conditions or limitations on the pharmacist's certificate of registration for any further specified period.

(7) If the Committee directs a second imposition of terms, conditions or limitations on the pharmacist's certificate, subsections (2), (3), (4) and (5) apply with respect to the second imposition. O. Reg. 98/98, s. 2.

REMEDIATION OF BEHAVIOUR AND REMARKS OF A SEXUAL NATURE

49. (1) This section applies to matters referred to the Committee by,

(a) a panel of the Complaints Committee under subsection 26 (3) of the Health Professions Procedural Code; and

(b) the Executive Committee under section 79.1 of the Code.

(2) The chair of the Committee shall establish a panel from among the members of the Committee for the purpose of considering a matter referred to in subsection (1).

(3) The chair of the Committee shall appoint a mediator to attempt to resolve the matter.

(4) If the mediator is unable to resolve the matter within 90 days after being appointed, the mediator shall report the failure to the chair without delay and provide the chair with a written report on the mediation.

(5) The chair shall give the member complained against a copy of the mediator's report and a notice advising him or her of the right to make written submissions to the panel.

(6) The member shall be given at least 14 days after receipt of the mediator's report and recommendations to make written submissions to the panel or to request an appearance before the panel to make oral submissions, or to do both.

(7) A member who requests an appearance shall be given a reasonable opportunity to make an appearance, but the panel may dispose of the matter without such appearance if the member has been given a reasonable opportunity to appear.

(8) If the mediation concerns a matter referred by the Complaints Committee, the chair shall give the complainant a copy of the mediator's report.

(9) A mediator's proposed resolution of a matter referred to the Committee by the Complaints Committee must be acceptable to the complainant, the member complained against and the panel.

(10) A mediator's proposed resolution of a matter referred to the Committee by the Executive Committee must be acceptable to the member complained against and the panel.

(11) After considering the mediator's report and any written or oral submissions, the panel may require the member to undergo an assessment for the purpose of establishing if he or she requires education with respect to sexual abuse.

(12) The assessment shall be carried out by an assessor appointed by the Committee.

(13) The assessor shall provide a written report to the panel and shall make such recommendations as the assessor considers appropriate about the member's need for education with respect to sexual abuse.

(14) A copy of the report and recommendations, and a notice informing him or her of the right to make submissions in accordance with subsections (6) and (7), shall be provided to the member.

(15) After considering the assessor's report and recommendations and the member's submissions, if any, the panel may require the member to attend or participate in a sexual abuse education program.

(16) If the panel proposes to take action under subsection (15), the member has the right to make submissions in accordance with subsections (6) and (7). O. Reg. 98/98, s. 2.

50. (1) If a member refuses to undergo an assessment under subsection 49 (11) or to attend or participate in a program under subsection 49 (15), the panel may direct the Registrar to impose terms, conditions or limitations on the member's certificate of registration for a specified period not exceeding six months.

(2) If the panel proposes to take action under subsection (1), the member has the right to make submissions in accordance with subsections 49 (6) and (7).

(3) If the panel is satisfied that the terms, conditions and limitations imposed on a member's certificate or registration are no longer needed, it shall direct the Registrar to remove them before the end of the specified period.

(4) If, at the end of the specified period, the member continues to refuse to undergo the required assessment or to attend or participate in the program, the panel shall refer the matter to the Executive Committee. O. Reg. 98/98, s. 2.

PANEL REQUIREMENTS

51. (1) The Committee may sit as a panel to consider a report on a practice review or any matter arising out of a practice review, a matter relating to the imposition of terms, conditions or limitations on a member's registration under section 48 or a matter under section 49.

(2) A panel shall have at least three members appointed by the chair of the Committee from among the Committee members; at least one member of the panel shall be a member appointed to the Committee by the Lieutenant Governor in Council.

(3) Three members of a panel constitute a quorum. O. Reg. 98/98, s. 2.

PART IX
INSPECTION OF DRUG PREPARATION PREMISES

TEMPORAL APPLICATION

52. This Part applies to the College and members as of the day that it comes into force, except that,

(a) sections 54, 55, 56, 59 and 60 apply as of 90 days from the day that this Part comes into force; and

(b) the requirements in subsection 57 (1) and section 58 apply as of 30 days from the day that this Part comes into force. O. Reg. 154/13, s. 1.

INTERPRETATION

53. (1) In this Part,

"designated member" means,

(a) the member designated for a drug preparation premises in accordance with section 58, or

(b) where only one member engages in or supervises drug preparation activities at or in connection with a drug preparation premises, that member;

"drug" means a substance or a preparation containing a substance referred to in clauses (a) to (d) of the definition of "drug" in subsection 1 (1) of the *Drug and Pharmacies Regulation Act*, but does not include,

(a) a substance or preparation referred to in those clauses that is manufactured, sold or represented for use in animals or fowl, or

(b) a substance or preparation referred to in clause (e), (f), (g), (h) or (i) of that definition;

"drug preparation activities" means reconstituting, diluting or otherwise preparing a drug or combining, admixing or mixing together two or more substances, at least one of which is a drug, to create a final product for the purposes of the sale or provision to another person, other than pursuant to or in anticipation of a prescription;

"drug preparation premises" means any place where a member engages in drug preparation activities, or where drug preparation activities take place that a member supervises, but does not include,

(a) a pharmacy in respect of which a valid certificate of accreditation has been issued under the *Drug and Pharmacies Regulation Act*,

(b) a premises in respect of which a valid establishment licence has been issued under the *Food and Drugs Act* (Canada), or

(c) a hospital or a health or custodial institution approved or licensed under any general or special Act;

"inspector" means a person appointed by the College to carry out an inspection on behalf of the College;

"supervise" means to supervise either directly or indirectly. O. Reg. 154/13, s. 1.

(2) Anything that may be done by the College under this Part may be done by the Council or by a committee established under clause 94 (1) (i) of the Health Professions Procedural Code. O. Reg. 154/13, s. 1.

INSPECTION

54. (1) All drug preparation premises are subject to inspection by the College in accordance with this Part. O. Reg. 154/13, s. 1.

(2) In carrying out an inspection of a drug preparation premises under subsection (1), the College may also require any or all of the following:

1. Inspection, examination or testing regarding any equipment, instrument, materials or any other thing that may be used in the drug preparation premises.
2. Examination and copying of books, accounts, reports, records or similar documents that are, in the opinion of the College, relevant to the member's practice with respect to the drug preparation activities at or in connection with the drug preparation premises.
3. Inquiries or questions to be answered by the member that are relevant to the member's practice with respect to the drug preparation activities at or in connection with the drug preparation premises.
4. Direct observation of a member in his or her practice with respect to drug preparation activities at or in connection with the drug preparation premises. O. Reg. 154/13, s. 1.

55. An inspector may, on the production of information identifying him or her as an inspector, enter and have access to any drug preparation premises at reasonable times and may inspect the drug preparation premises and do any of the things mentioned in subsection 54 (2) on behalf of the College. O. Reg. 154/13, s. 1.

56. (1) It is the duty of every member engaging in or supervising drug preparation activities at or in connection with drug preparation premises that are subject to an inspection to,

(a) submit to an inspection of the drug preparation premises in accordance with this Part;

(b) promptly answer a question or comply with a requirement of the inspector that is relevant to an inspection under this Part; and

(c) co-operate fully with the College and the inspector who is conducting an inspection of a drug preparation premises in accordance with this Part. O. Reg. 154/13, s. 1.

(2) A member shall not engage in or supervise drug preparation activities at or in connection with a drug preparation premises where an inspector has been denied entry or access. O. Reg. 154/13, s. 1.

57. (1) No member shall commence engaging in or supervising drug preparation activities at or in connection with drug preparation premises unless the member has previously given notice in writing to the College in accordance with subsection (5) of the member's intention to do so. O. Reg. 154/13, s. 1.

(2) Where a member has provided notice in writing to the College in accordance with subsection (1) and the drug preparation premises have not passed an inspection or passed an inspection with conditions within the previous five years, the College shall ensure that an inspection of the drug preparation premises is performed within 60 days from the day that the College receives the member's notice or 150 days from the day this Part comes into force, whichever is later. O. Reg. 154/13, s. 1.

(3) A member who engages in or supervises drug preparation activities at or in connection with a drug preparation premises as of the day that is 30 days from the day this Part comes into force shall give notice in writing to the College in accordance with subsection (5) within 90 days from the day this Part comes into force. O. Reg. 154/13, s. 1.

(4) The College shall ensure that an inspection of the drug preparation premises with respect to which a member gives notice under subsection (3) is performed within 150 days from the day this Part comes into force. O. Reg. 154/13, s. 1.

(5) The notice required in subsections (1) and (3) shall include the following information, submitted in the form and manner required by the College:

1. The full name of the member giving the notice and the full name of the individual or corporation who is the owner or occupier of the drug preparation premises, if he or she is not the member who is required to give notice under this section.
2. The full address of the drug preparation premises.
3. The date when the member first began engaging in or supervising drug preparation activities at or in connection with the drug preparation premises or the proposed date when the member intends to begin engaging in or supervising drug preparation activities at or in connection with the drug preparation premises.
4. Any other information the College requires that is relevant to an inspection of the drug preparation premises conducted under this Part. O. Reg. 154/13, s. 1.

58. Where two or more members engage in or supervise drug preparation activities at or in connection with a drug preparation premises, the members shall designate a member as the designated member for the drug preparation premises, and shall immediately notify the College of the designated member's identity. O. Reg. 154/13, s. 1.

59. All drug preparation premises are subject to an inspection by the College once every five years after the initial inspection of the premises or more often if, in the opinion of the College, it is necessary or advisable to do so. O. Reg. 154/13, s. 1.

60. (1) After an inspection of a drug preparation premises, the College shall determine, in accordance with the accepted standards of practice, whether the drug preparation premises pass, pass with conditions or fail. O. Reg. 154/13, s. 1.

(2) In determining whether drug preparation premises pass, pass with conditions or fail an inspection, the College may consider,

(a) the inspection results provided to the College by the inspector;

(b) information provided by one or more members engaging in or supervising drug preparation activities at or in connection with the drug preparation premises respecting the inspection, including the answers given by them in response to inquiries or questions asked by the inspector;

(c) the information contained in a notice given by a member under subsection 57 (1) or (3);

(d) any submissions made by the member or members engaging in or supervising drug preparation activities at or in connection with the drug preparation premises that are relevant to the inspection; and

(e) any other information that is directly relevant to the inspection of the drug preparation premises conducted under this Part. O. Reg. 154/13, s. 1.

(3) The College shall deliver a report, in writing and in accordance with section 39 of the *Regulated Health Professions Act, 1991*, to the individual or corporation that is the owner or occupier of the drug preparation premises and to the designated member for the drug preparation premises, within a reasonable time after the inspection is completed. O. Reg. 154/13, s. 1.

(4) Any report made by the College respecting an inspection of drug preparation premises where a member is engaging in or in respect of which the member is supervising drug preparation activities shall make a finding that the drug preparation premises passed, passed with conditions or failed the inspection and shall provide reasons where the drug preparation premises passed with conditions or failed the inspection. O. Reg. 154/13, s. 1.

(5) Any report made by the College that finds that drug preparation premises failed an inspection or passed with conditions is effective on the day that it is received, in accordance with section 39 of the *Regulated Health Professions Act, 1991*, by the designated member for the drug preparation premises. O. Reg. 154/13, s. 1.

(6) The designated member who receives a report made by the College that finds that a drug preparation premises failed an inspection or passed with conditions shall promptly provide copies of the report to all members engaging in or supervising drug preparation activities at or in connection with the drug preparation premises. O. Reg. 154/13, s. 1.

(7) A member shall not engage in or supervise drug preparation activities at or in connection with a drug preparation premises that fail an inspection until,

(a) the College delivers a report indicating that the drug preparation premises passed a subsequent inspection, or passed with conditions; or

(b) after considering submissions under subsection (9), the College substitutes a finding that the drug preparation premises pass or pass with conditions. O. Reg. 154/13, s. 1.

(8) A member shall not engage in or supervise drug preparation activities at or in connection with drug preparation premises that pass an inspection with conditions except in accordance with the conditions set out in the report until,

(a) the College delivers a report indicating that the drug preparation premises passed a subsequent inspection; or

(b) after considering submissions under subsection (9), the College substitutes a finding that the drug preparation premises pass. O. Reg. 154/13, s. 1.

(9) A member may make submissions in writing to the College within 14 days from the date on which a report made by the College that finds that the drug preparation premises passed with conditions or failed the inspection becomes effective in accordance with subsection (5). O. Reg. 154/13, s. 1.

(10) The College may or may not elect to reinspect the drug preparation premises after receiving a member's submissions, but no more than 60 days after a member provides his or her submissions, the College shall do one or more of the following:

1. Confirm its finding that the drug preparation premises failed the inspection or passed with conditions.

2. Make a report and find that the drug preparation premises passed with conditions.

3. Make a report and find that the drug preparation premises passed the inspection. O. Reg. 154/13, s. 1.

(11) Drug preparation premises that fail an inspection or pass with conditions may be subject to one or more further inspections within a reasonable time after the College delivers its report, at the request of a member, any other person to whom the College gave the report, or at any time at the discretion of the College. O. Reg. 154/13, s. 1.

(12) Where, as a result of an inspection carried out under this Part, a report made by the College finds that a member's knowledge, skill or judgment is unsatisfactory, the College may direct the Registrar to refer the report to the Quality Assurance Committee. O. Reg. 154/13, s. 1.

(13) Where, as a result of an inspection carried out under this Part, a report made by the College finds that a member may have committed an act of professional misconduct or may be incompetent or incapacitated, the College may direct the Registrar to refer the report to the Inquiries, Complaints and Reports Committee. O. Reg. 154/13, s. 1.

PART X
FUNDING FOR THERAPY AND COUNSELLING

61. In this Part,

"member" includes a former member. O. Reg. 225/13, s. 1.

62. (1) The alternative requirements that must be satisfied in order for a person to be eligible for funding under clause 85.7 (4) (b) of the Health Professions Procedural Code are prescribed in this section. O. Reg. 225/13, s. 1.

(2) A person is eligible for funding for therapy or counselling if,

(a) there is an admission made by a member in a statement to the College or in an agreement with the College that he or she sexually abused the person while the person was a patient of the member;

(b) a member has been found guilty under the *Criminal Code* (Canada) of sexually assaulting the person while the person was a patient of the member;

(c) there is a statement, contained in the written reasons of a committee of the College given after a hearing, that the person, while a patient, was sexually abused by a member; or

(d) there is sufficient evidence presented to the Patient Relations Committee to support a reasonable belief that the person, while a patient, was sexually abused by a member. O. Reg. 225/13, s. 1.

(3) For the purposes of clause (2) (d), and without limiting the generality of that clause, the following kinds of evidence may support a reasonable belief that a person, while a patient, was sexually abused by a member:

1. Evidence of reports made with respect to the member under subsection 85.1 (1) or 85.2 (1) of the Health Professions Procedural Code.

2. Evidence that corroborates the person's allegations of sexual abuse by the member. O. Reg. 225/13, s. 1.

(4) A person is not eligible under subsection (2) unless, at the time the sexual abuse occurred, the person was a patient of the member and the member was practising in Ontario. O. Reg. 225/13, s. 1.

(5) Despite subsections (2), (3) and (4), a person is eligible for funding for therapy or counselling under this Part only if,

(a) the person submits an application for funding to the Patient Relations Committee in the form provided by the College and, in the application, the person names the member who is alleged to have sexually abused the person;

(b) the person adheres to the procedures followed by the Patient Relations Committee when determining whether the person has satisfied the requirements for eligibility for funding; and

(c) the person provides such other information as is required by the Patient Relations Committee. O. Reg. 225/13, s. 1.

(6) A decision by the Patient Relations Committee that a person is eligible for funding for therapy or counselling does not constitute a finding against the member and shall not be considered by any other committee of the College dealing with the member. O. Reg. 225/13, s. 1.

TABLES 1, 2 REVOKED: O. Reg. 452/16, s. 2.

SCHEDULE 1
INJECTED SUBSTANCES

(Arranged by American Hospital Formulary Service (AHFS) Pharmacologic-Therapeutic Classification)

1. 8:00 Anti-infective Agents
    i. 8:18 Antivirals
        A. 8:18.08.04 HIV Entry and Fusion Inhibitors
            1. Enfuvirtide
        B. 8:18.20 Interferons
            1. Interferon Alfa-2b
            2. Peginterferon alfa-2a
            3. Peginterferon alfa-2b
2. 10:00 Antineoplastic Agents
            1. Goserelin
            2. Leuprolide
            3. Methotrexate
3. 12:00 Autonomic Drugs
    i. 12:12 Sympathomimetic (Adrenergic) Agents
        A. 12:12.12 Alpha- and Beta-Adrenergic Agonists
            1. Scopolamine
            2. Hyoscine
            3. Glycopyrrolate
            4. Epinephrine
4. 20:00 Blood Formation and Coagulation
    i. 20:04 Antianemia Drugs
        A. 20:04.04 Iron Preparations
            1. Iron
    ii. 20:12 Coagulants and Anticoagulants
        A. 20:12.04 Anticoagulants
            1. Dalteparin
            2. Danaparoid
            3. Enoxaparin
            4. Fondaparinux
            5. Heparin
            6. Nadroparin
            7. Tinazaparin
    iii. 20:16 Hematopoietic Agents

1. Ancestim
2. Darbepoetin alfa
3. Epoetin alfa
4. Filgrastim
5. Pegfilgrastim
6. Romiplostim

5. 28:00 Central Nervous System Agents
   i. 28:08 Analgesics and Antipyretics
      A. 28:08.08 Opiate Agonists
         1. Codeine
         2. Hydromorphone
         3. Meperidine
         4. Morphine
      B. 28:08.12 Opiate Partial Agonists
         1. Nalbuphine
         2. Pentazocine
   ii. 28:16 Psychotherapeutic Agents
      A. 28:16.08 Antipsychotics
         1. Haloperidol
         2. Methotrimeprazine
   iii. 28:32 Antimigraine Agents
      A. 28:32.28 Selective Serotonin Agonists
         1. Sumatriptan
6. 40:00 Electrolytic, Caloric, and Water Balance
   i. 40:12 Replacement Preparations
      1. Normal saline
7. 48:00 Respiratory Tract Agents
   i. 48:92 Respiratory Tract Agents, Miscellaneous
      1. Omalizumab
8. 56:00 Gastrointestinal Drugs
   i. 56:22 Antiemetics
      A. 56:22.08 Antihistamines
         1. Dimenhydrinate
         2. Prochlorperazine
   ii. 56:32 Prokinetic Agents
      1. Metoclopropamide
   iii. 56:92 GI Drugs, Miscellaneous
      1. Certolizumab Pegol
      2. Methylnaltrexone
9. 64:00 Heavy Metal Antagonists
   1. Deferoxamine
10. 68:00 Hormones and Synthetic Substitutes

i. 68:18 Gonadotropins
    1. Follitropin-alpha
    2. Follitropin-beta
    3. Gonadotropin-chorionic
    4. Gonadotropin-chorionic-alfa
    5. Gonadotropin-human
    6. Lutropin-alfa
    7. Menotropins
    8. Urofollitropin
ii. 68:20 Antidiabetic Agents
    1. Exenatide
    2. Insulins
    3. Liraglutide
iii. 68:22 Antihypoglycemic Agents
    A. 68:22:12 Glycogenolytic Agents
        1. Glucagon
iv. 68:24 Parathyroid
    1. Calcitonin Salmon
    2. Teriparatide
v. 68:28 Pituitary
    1. Desmopressin
    2. Vasopressin
vi. 68:30 Somatotropin Agonists and Antagonists
    A. 68:30.04 Somatotropin Agonists
        1. Somatropin
    B. 68:30.08 Somatotropin Antagonists
        1. Pegvisomant
vii. 68:32 Progestins
    1. Medroxyprogesterone

11. 88:00 Vitamins
i. 88:08 Vitamin B Complex
    1. Cyanocobalamin
    2. Folic Acid
    3. Methylcobalamin
    4. Pyridoxine
    5. Thiamine
ii. 88:12 Vitamin C
    1. Ascorbic Acid
iii. 88:24 Vitamin K Activity
    1. Vitamin K

12. 92:00 Miscellaneous Therapeutic Agents
i. 92:12 Antidotes

1. Leucovorin

ii. 92:20 Biologic Response Modifiers

1. Denosumab
2. Glatiramer
3. Interferon-Beta-1A
4. Interferon-Beta-1B
5. Natalizumab

iii. 92:36 Disease-modifying Antirheumatic Drugs

1. Abatacept
2. Adalimumab
3. Anakinra
4. Etanercept
5. Gold Sodium Thiomalate
6. Golimumab
7. Ustekinumab

iv. 92:40 Gonadotropin- releasing Hormone Antagonists

1. Cetrorelix
2. Ganirelix

v. 92:92 Other Miscellaneous Therapeutic Agents

1. Octreotide

13. Miscellaneous

1. Sterile Water for Injection (Diluent)

O. Reg. 452/16, s. 3.

SCHEDULE 2
INHALED SUBSTANCES

(Arranged by American Hospital Formulary Service (AHFS) Pharmacologic-Therapeutic Classification)

1. 8:00 Anti-infective Agents

i. 8:18 Antivirals

A. 8:18.28 Neuraminidase Inhibitors

1. Zanamivir

ii. 8:12 Antibacterials

A. 8:12.07.16 Monobactams

1. Tobramycin
2. Aztreonam

2. 12:00 Autonomic Drugs

i. 12:08 Anticholinergic Agents

A. 12:12.08 Antimuscarinics/Antispasmodics

1. Ipratropium
2. Tiotropium

ii. 12:12 Sympathomimetic (Adrenergic) Agents

A. 12:12.08.12 Selective Beta2- Adrenergic Agonists

1. Fenoterol

2. Formoterol
3. Salbutamol
4. Salmeterol
5. Terbutaline

iii. 12:16 Sympatholytic (Adrenergic Blocking) Agents
A. 12:16.04.04 Non-Selective alpha-Adrenergic Blocking Agents
1. Dihyroergotamine

iv. 12:92 Autonomic Drugs, Miscellaneous
1. Nicotine

3. 28:00 Central Nervous System Agents
i. 28:08 Analgesics and Antipyretics
A. 28:08.12 Opiate Partial Agonists
1. Butorphanol

ii. 28:32 Antimigraine Agents
A. 28:32.28 Selective Serotonin Agonists
1. Sumatriptan
2. Zolmitriptan

4. 40:00 Electrolytic, Caloric, and Water Balance
i. 40:12 Replacement Preparations
1. Sodium chloride

5. 48:00 Respiratory Tract Agents
i. 48:24 Mucolytic Agents
1. Dornase alfa

6. 52:00 Eye, Ear, Nose and Throat (EENT) Preparations
i. 52:02 Antiallergic Agents
1. Sodium Cromoglycate
2. Levocabastine

ii. 52:08 Anti-inflammatory Agents
A. 52:08.08 Corticosteroids
1. Beclomethasone
2. Budesonide
3. Ciclesonide
4. Flunisolide
5. Fluticasone
6. Mometasone
7. Triamcinolone

iii. 52:32 Vasoconstrictors
1. Oxymetazoline
2. Phenylephrine
3. Xylometazoline

7. 68:00 Hormones and Synthetic Substitutes
i. 68:18 Gonadotropins

1. Buserelin
2. Nafarelin

ii. 68:24 Parathyroid

1. Calcitonin Salmon

iii. 68:28 Pituitary

1. Desmopressin
2. Vasopressin

8. 92:00 Miscellaneous Therapeutic Agents

i. 92:12 Antidotes

1. Acetylcysteine

O. Reg. 452/16, s. 3.

SCHEDULE 3
VACCINES

1. Bacille Calmette-Guerin (BCG) Vaccines
2. Haemophilus Influenzae type b (Hib) Vaccines
3. Meningococcal Vaccines
4. Pneumococcal Vaccines
5. Typhoid Vaccines
6. Combined Typhoid and Hepatitis A Vaccines
7. Hepatitis A Vaccines
8. Hepatitis B Vaccines
9. Hepatitis A and B combined Vaccines
10. Herpes Zoster Vaccines
11. Human Papillomavirus (HPV) Vaccines
12. Japanese Encephalitis Vaccines
13. Rabies Vaccines
14. Varicella Vaccines
15. Yellow Fever Vaccines

O. Reg. 452/16, s. 3.

SCHEDULE 4
DRUGS — MINOR AILMENTS

(Arranged by American Hospital Formulary Service (AHFS) Pharmacologic-Therapeutic Classification)

Item	Column 1 Minor Ailment	Column 2 AHFS Classification
1.	Acne (mild)	84:04.04 Skin and Mucous Membrane Agents – Anti-infectives – Antibacterials 84:16 Skin and Mucous Membrane Agents – Cell Stimulants and Proliferants 84:28 Skin and Mucous Membrane Agents – Keratolytic Agent 84:92 Skin and Mucous Membrane Agents – Miscellaneous
2.	Allergic rhinitis	4:08 Antihistamine Drugs – Second Generation Antihistamines 52:02 Eye, Ear, Nose and Throat (EENT) Preparations — Antiallergic Agents 52:08.08 Eye, Ear, Nose and Throat (EENT) Preparations — Anti-inflammatory Agents — Corticosteroids

3.	Candidal stomatitis	8:14.28 ~~Anti-infectives~~Anti-infective Agents — Antifungals — Polyenes
4.	Conjunctivitis (bacterial, allergic or viral)	4:04.20 Antihistamine Drugs – First Generation Antihistamines – Propylamine Derivatives ~~04:04.20~~ ~~Propylamine Derivatives~~ 52:~~32~~02 Eye, Ear, Nose and Throat (EENT) Preparations — ~~Vasoconstrictors~~ Antiallergic Agents 52:04.04 Eye, Ear, Nose and Throat (EENT) Preparations — Anti-infectives — Antibacterials 52:~~02~~32 Eye, Ear, Nose and Throat (EENT) Preparations — ~~Antiallergic Agents~~ Vasoconstrictors
5.	Dermatitis (atopic/eczema, allergic or contact)	84:06 Skin and Mucous Membrane Agents — Anti-inflammatory Agents
6.	Diaper dermatitis	84:04.08 Skin and Mucous Membrane Agents – Anti-infectives – Antifungals 84:06.08 Skin and Mucous Membrane Agents – Anti-inflammatory Agents – Corticosteroids
7.	Dysmenorrhea	28:08.04 Central Nervous System Agents — Analgesics and Antipyretics — Nonsteroidal Anti-inflammatory Agents
8.	Gastroesophageal reflux disease (GERD)	56:04 Gastrointestinal Drugs — Antacids and Adsorbents 56:28.12 Gastrointestinal Drugs — Antiulcer Agents and Acid Suppressants — Histamine H_2-Antagonists 56:28.36 Gastrointestinal Drugs — ~~Antinuclear~~Antiulcer Agents and Acid Suppressants — Proton-Pump Inhibitors
9.	Hemorrhoids	12:12.04 Autonomic Drugs — Sympathomimetic (Adrenergic) Agents — Alpha-Adrenergic Agonists 52:04.92 Eye, Ear, Nose and Throat (EENT) – Anti-infectives — Miscellaneous 84:~~06~~04.04 Skin and Mucous Membrane Agents – Anti-infectives – Antibacterials 84:06 Skin and Mucous Membrane Agents — Anti-inflammatory Agents 84:08 Skin and Mucous Membrane Agents — Antipruritics and Local Anesthetics ~~84:04.04~~ ~~Skin and Mucous Membrane Agents — Anti-infectives — Antibacterials~~
10.	Herpes labialis	8:18.32 Anti-infective Agents — Antivirals — Nucleosides and Nucleotides 84:~~06~~04.06 Skin and Mucous ~~Member Agents — Anti-inflammatory Agents~~Membrane Agents – Anti-infectives – Antivirals 84:~~04.06~~06 Skin and Mucous Membrane Agents — ~~Anti-infectives — Antivirals~~ Anti-inflammatory Agents
11.	Impetigo	84:04.04 Skin and Mucous Membrane Agents — Anti-infectives — Antibacterials 84:06 Skin and Mucous ~~Member~~Membrane Agents – Anti-inflammatory Agents
12.	Insect bites and urticaria	4:04 Antihistamine Drugs — First Generation Antihistamines 4:08 Antihistamine Drugs — Second Generation Antihistamines 84:06 Skin and Mucous ~~Member~~Membrane Agents — Anti-inflammatory

		Agents 84:08 Skin and Mucous Membrane Agents — Antipruritics and Local Anesthetics
~~11.~~	~~Tick bites, post-exposure prophylaxis to prevent Lyme disease~~	~~8.12.24~~ ~~Anti-infective Agents — Antibacterials — Tetracyclines~~
13.	Musculoskeletal sprains and strains	28:08.04 Central Nervous System Agents — Analgesics and Antipyretics — Nonsteroidal Anti-inflammatory Agents ~~28.08.92~~28:08.92 Central Nervous System Agents — Analgesics and Antipyretics — Miscellaneous
14.	Nausea and vomiting of pregnancy	56:22 Gastrointestinal drugs – Antiemetics and Antinauseants
15.	Aphthous Ulcers (Canker Sores)	84:06.08 Skin and Mucous Membrane Agents – Anti-inflammatory Agents – Corticosteroids
16.	Pinworms/Threadworms	8:08 Anti-infective Agents – Anthelmintics
17.	Tick bites, post-exposure prophylaxis to prevent Lyme disease	8:12.24 Anti-infective Agents — Antibacterials — Tetracyclines
18.	Urinary Tract Infection (uncomplicated)	8:12.20 Anti-infective Agents — Antibacterials — Sulfonamides 8:36 Anti-infective Agents — Urinary Anti-infectives
19.	Vulvovaginal candidiasis	84:04.08 Skin and Mucous Membrane Agents – Anti-infectives – Antifungals

O. Reg. 460/22, s. 3.

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Changes:	
Add	51
~~Delete~~	48
~~Move From~~	3
Move To	3
Table Insert	7
~~Table Delete~~	1
Table moves to	0
~~Table moves from~~	0
Embedded Graphics (Visio, ChemDraw, Images etc.)	0
Embedded Excel	0
Format changes	0
Total Changes:	113

BOARD BRIEFING NOTE

MEETING DATE: MARCH 2023

FOR DECISION

From: Finance and Audit Committee

Topic: Audited Financial Statements

Issue/Description: Approval of 2022 Audited Financial Statements

Public interest rationale: The Finance and Audit Committee engages external auditors to assess and test the College's internally produced financial statements, significant accounting policies, management judgements and estimates, and the internal control environment to obtain reasonable assurance about whether the financial statements are free from material misstatement.

Strategic alignment, regulatory processes, and actions: By completing the audit and publishing its results, the public trust in the financial health of the College can be maintained.

Background: The audit was conducted by a team of auditors from Tinkham LLP Chartered Professional Accountants. Prepared as a result of the audit, the Audited Financial Statements comprise the College's statement of financial position as of December 31, 2022, the statement of operations, changes in net assets and cash flows for the year then ended, and notes to the financial statements including a summary of significant accounting policies.

The statements reflect the adjustments to the reserve values, with funds allocated to the investigations and hearings reserve fund based on an estimation of files for which external prosecution is expected. The surplus from 2022 will be retained in unrestricted reserves to cover a portion of the budgeted shortfall of revenue over expenditure for 2023. The remaining shortfall will be drawn from the restricted reserves.

Analysis: The Finance and Audit Committee reviewed the Auditor's Report and the internal controls and met in camera with the auditors both before and after the audit and is satisfied that the financial reporting risks outlined in the audit planning letter are being appropriately addressed.

The opinion of the auditor is that the financial statements present fairly, in all material respects, the financial position of the College as at December 31, 2022, its results of operations and its cash flows for the year then ended in accordance with Canadian Accounting Standards for not-for-profit organizations.

Motion: **That the Board of Directors approve the attached Audited Financial Statements for the operations of the Ontario College of Pharmacists for 2022 as prepared by management and audited by Tinkham LLP Chartered Professional Accountants.**

Attachments:

10.1. 2022 Audited Financial Statements

ONTARIO COLLEGE OF PHARMACISTS

Financial Statements

December 31, 2022

TINKHAM LLP | CHARTERED PROFESSIONAL ACCOUNTANTS

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INDEPENDENT AUDITOR'S REPORT

To the Board of Directors of
Ontario College of Pharmacists

Opinion

We have audited the financial statements of the Ontario College of Pharmacists (the "College"), which comprise the statement of financial position as at December 31, 2022, and the statements of operations, changes in net assets, and cash flows for the year then ended, and notes to the financial statements, including a summary of significant accounting policies.

In our opinion, the accompanying financial statements present fairly, in all material respects, the financial position of the College as at December 31, 2022, and its results of operations and its cash flows for the year then ended in accordance with Canadian accounting standards for not-for-profit organizations.

Basis for Opinion

We conducted our audit in accordance with Canadian generally accepted auditing standards. Our responsibilities under those standards are further described in the *Auditor's Responsibilities for the Audit of the Financial Statements* section of our report. We are independent of the College in accordance with the ethical requirements that are relevant to our audit of the financial statements in Canada, and we have fulfilled our other ethical responsibilities in accordance with these requirements. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

Responsibilities of Management and Those Charged with Governance for the Financial Statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with Canadian accounting standards for not-for-profit organizations and for such internal control as management determines is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is responsible for assessing the College's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless management either intends to liquidate the College or to cease operations, or has no realistic alternative but to do so.

Those charged with governance are responsible for overseeing the College's financial reporting process.

Auditor's Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with Canadian generally accepted auditing standards will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of these financial statements.

As part of an audit in accordance with Canadian generally accepted auditing standards, we exercise professional judgment and maintain professional skepticism throughout the audit. We also:

- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for our opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the College's internal control.
- Evaluate the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by management.
- Conclude on the appropriateness of management's use of the going concern basis of accounting and, based on the audit evidence obtained, whether a material uncertainty exists related to events or conditions that may cast doubt on the College's ability to continue as a going concern. If we conclude that a material uncertainty exists, we are required to draw attention in our auditor's report to the related disclosures in the financial statements or, if such disclosures are inadequate, to modify our opinion. Our conclusions are based on the audit evidence obtained up to the date of our auditor's report. However, future events or conditions may cause the College to cease to continue as a going concern.
- Evaluate the overall presentation, structure and content of the financial statements, including the disclosures, and whether the financial statements represent the underlying transactions and events in a manner that achieves fair presentation.

We communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that we identify during our audit.

TORONTO, Ontario
DATE

Licensed Public Accountants

ONTARIO COLLEGE OF PHARMACISTS
Statement of Financial Position

As at December 31	2022	2021
Assets		
Current		
Cash	**$ 2,450,948**	$ 5,723,733
Investments (note 4)	**12,000,000**	7,000,000
Accounts receivable (note 3)	**385,442**	214,953
Prepaid expenses	**387,481**	327,644
	15,223,871	13,266,330
Accounts receivable (note 3)	**42,875**	62,000
Property and equipment (note 5)	**4,035,461**	4,233,545
	$ 19,302,207	$ 17,561,875
Liabilities		
Current		
Accounts payable and accrued liabilities	**$ 2,785,863**	$ 2,224,619
Deferred revenue	**5,751,181**	5,413,124
	8,537,044	7,637,743
Net assets		
Internally restricted (note 6)	**9,200,000**	9,100,000
Unrestricted	**1,565,163**	824,132
	10,765,163	9,924,132
	$ 19,302,207	$ 17,561,875

Commitments (note 7)

Approved on behalf of the Board of Directors

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See accompanying notes to the financial statements.

ONTARIO COLLEGE OF PHARMACISTS
Statement of Operations

Year ended December 31	2022	2021
Revenues		
Registrant fees - Pharmacists	**$ 13,537,579**	$ 12,697,722
- Pharmacy technicians	**2,927,840**	2,734,284
Community pharmacy fees	**6,503,462**	6,144,322
Hospital pharmacy fees	**1,068,079**	1,028,891
Registration fees	**795,045**	930,508
Discipline cost recoveries	**466,100**	442,890
Investment income	**350,781**	97,542
	25,648,886	24,076,159
Expenses		
Board and committee (schedule I)	**712,237**	583,326
Personnel (schedule II)	**17,879,876**	16,432,633
Regulatory programs (schedule III)	**3,459,068**	3,214,947
Operations (schedule IV)	**2,396,053**	2,152,907
	24,447,234	22,383,813
Excess of revenues over expenses from operations for the year before amortization	**1,201,652**	1,692,346
Amortization	**360,621**	421,283
Excess of revenues over expenses for the year	**$ 841,031**	$ 1,271,063

See accompanying notes to the financial statements.

ONTARIO COLLEGE OF PHARMACISTS
Statement of Changes in Net Assets

Year ended December 31	Internally Restricted (note 6)	Unrestricted	2022 Total	2021 Total
Balance, beginning of year	**$ 9,100,000**	**$ 824,132**	**$ 9,924,132**	$ 8,653,069
Excess of revenues over expenses for the year	**-**	**841,031**	**841,031**	1,271,063
	9,100,000	**1,665,163**	**10,765,163**	9,924,132
Inter-fund transfers representing:				
Investigations and hearings reserve fund: Transfer from unrestricted net assets	**100,000**	**(100,000)**	**-**	-
Contingency reserve fund:				
Balance, end of year	**$ 9,200,000**	**$ 1,565,163**	**$ 10,765,163**	$ 9,924,132

See accompanying notes to the financial statements.

ONTARIO COLLEGE OF PHARMACISTS
Statement of Cash Flows

Year ended December 31	2022	2021
Cash flows provided from (used in) operating activities		
Excess of revenues over expenses for the year	**$ 841,031**	$ 1,271,063
Item not requiring a cash outlay		
Amortization	**362,096**	390,067
Loss (gain) on disposal of property and equipment	**(1,475)**	31,216
	1,201,652	1,692,346
Changes in non-cash working capital balances:		
Accounts receivable	**(151,364)**	107,924
Prepaid expenses	**(59,837)**	(18,590)
Accounts payable and accrued liabilities	**561,244**	490,834
Deferred revenue	**338,057**	263,977
	1,889,752	2,536,491
Cash provided from (used in) investing activities		
Redemption (purchase) of investments (net)	**(5,000,000)**	3,000,000
Purchase of equipment	**(164,012)**	(223,272)
Building renovations	**-**	(6,123)
Proceeds from disposals of equipment	**1,475**	1,325
	(5,162,537)	2,771,930
Change in cash during the year	**(3,272,785)**	5,308,421
Cash, beginning of year	**5,723,733**	415,312
Cash, end of year	**$ 2,450,948**	$ 5,723,733

See accompanying notes to the financial statements.

1 Organization

The Ontario College of Pharmacists (the "College") regulates pharmacy to ensure that the public receives quality services and care. The vision of the College is to lead the advancement of pharmacy to optimize health and wellness through patient centered care.

The College is the registering and regulating body for pharmacy in Ontario. All persons within Ontario who wish to dispense prescriptions and sell products defined as drugs to the public must first have met the professional qualifications set by the College, and be registered as a pharmacist or pharmacy technician. Likewise, all pharmacies must meet certain standards for operations and be accredited by the College. In addition to setting initial standards, the College ensures ongoing adherence to the professional and operational standards.

The College is a not-for-profit organization, incorporated as a non-share corporation in 1871 under the laws of Ontario and, as such, is exempt from income taxes.

2 Significant accounting policies

These financial statements have been prepared by management in accordance with Canadian accounting standards for not-for-profit organizations.

a) Financial instruments

The College initially measures its financial assets and financial liabilities at fair value. The College subsequently measures all financial assets and financial liabilities at amortized cost.

b) Property and equipment

Property and equipment are recorded at cost. Amortization is provided over the estimated useful lives of the assets at the following annual rates:

Buildings	4% declining balance
Furniture and equipment	15% declining balance
Computer equipment	straight line over 3 years
Computer software	straight line over 2 years

The above rates are reviewed annually to ensure they are appropriate. Any changes are adjusted for on a prospective basis. If there is an indication that the assets may be impaired, an impairment test is performed that compares carrying amount to net recoverable amount. There were no impairment indicators in 2022.

c) Revenue recognition

i) Fees

The College's principal source of revenue is registrant and pharmacy fees which are recognized as revenue in the period to which these fees relate. Registrant and pharmacy fees received in the current year, applicable to a subsequent year are recorded as deferred revenue on the statement of financial position and will be accounted for in income in the year to which they pertain.

ii) Investment income

Investment income consists of interest and is recognized as earned.

iii) Discipline cost recoveries

Discipline cost recoveries are recognized in the year in which the files have been settled and costs have been awarded.

iv) Other revenues

All other revenues being registration and other fees, rental income and other miscellaneous income are recognized as revenue when services are provided or as earned.

2 Significant accounting policies continued

d) Management estimates

The preparation of the College's financial statements in conformity with Canadian accounting standards for not-for-profit organizations requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities, disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the year.

Key areas where management has made difficult, complex or subjective judgments, often as a result of matters that are uncertain, include, among others, accounts receivable valuation, useful lives for amortization of property and equipment and other assets and liabilities valuation. Actual results could differ from these and other estimates, the impact of which would be recorded in future periods. Estimates and underlying assumptions are reviewed on an ongoing basis.

3 Accounts receivable

As at December 31	**2022**	2021
Accounts receivable and cost recoveries from registrants	**$ 962,299**	$ 633,602
Allowance for impaired receivables	**(746,237)**	(465,478)
Net	**216,062**	168,124
HST receivable	**132,923**	63,654
Accrued interest receivable	**75,866**	41,849
Other receivables	**3,466**	3,326
	$ 428,317	$ 276,953
Current portion	**385,442**	214,953
Long term portion - due 2024 to 2026 (2021 - due 2023 to 2024)	**42,875**	62,000
	$ 428,317	$ 276,953

4 Investments

As at December 31	**2022**	2021
Guaranteed investment certificates		
4.25%, maturing December 15, 2023, redeemable before maturity	**$ 7,000,000**	$ -
1.50%, maturing March 20, 2023, not redeemable before maturity	**5,000,000**	-
0.80%, maturing May 3, 2022, not redeemable before maturity	**-**	7,000,000
	$ 12,000,000	$ 7,000,000

5 Property and equipment

As at December 31	2022		2021	
	Cost	**Accumulated amortization**	Cost	Accumulated amortization
Land	**$ 363,134**	**$ -**	$ 363,134	$ -
Buildings	**6,738,547**	**3,599,554**	6,738,547	3,468,763
Furniture and equipment	**727,054**	**354,857**	721,405	289,687
Computer hardware	**851,844**	**690,707**	698,853	549,204
Computer software	**507,973**	**507,973**	507,973	488,713
	$ 9,188,552	**$ 5,153,091**	$ 9,029,912	$ 4,796,367
Net book value		**$ 4,035,461**		$ 4,233,545

6 Net assets - internally restricted

The Board of Directors of the College has internally restricted net assets to be used for specific purposes. These funds are not available for unrestricted purposes without approval of the Board.

As at December 31	**2022**	2021
Investigations and hearing reserve fund	**$ 1,300,000**	$ 1,900,000
Contingency reserve fund	**7,900,000**	7,200,000
	$ 9,200,000	$ 9,100,000

a) Investigations and hearings reserve fund

The Investigations and Hearings Reserve Fund is designated to cover external legal costs for the conduct of inquiries, discipline hearings, fitness to practice hearings and appeals which exceed annual budget provisions for those activities.

b) Contingency reserve fund

The Contingency Reserve Fund is designated to provide for extraordinary expenses that exceed or fall outside of the provisions of the College's operating budget and to fund the College's obligations in extreme circumstances as determined and approved by the Board of Directors.

7 Commitments

a) The College entered an agreement with Pharmapod Canada Limited in December 2020 for a term of five years to provide a medication incident reporting system. The annual future payments, contingent on attaining annual performance targets, are estimated to be $1,300,000.

b) The College has indemnified its past, present and future directors, officers and volunteers against expenses (including legal expenses), judgments and any amount actually or reasonably incurred by them in connection with any action, suit or proceeding, subject to certain restrictions, in which they are sued as a result of their involvement with the College, if they acted honestly and in good faith with a best interest of the College. The College has purchased directors' and officers' liability insurance to mitigate the cost of any potential future suits and actions, but there is no guarantee that the coverage will be sufficient should any action arise.

In the normal course of operations, the College has entered into agreements that include indemnities in favour of third parties, either express or implied, such as in service contracts, lease agreements and purchase contracts. In these agreements, the College agrees to indemnify the counterparties in certain circumstances against losses or liabilities arising from the acts or omissions of the College. The terms of these indemnities are not explicitly defined and the maximum amount of any potential liability cannot be reasonably estimated.

8 Credit facility

The College has a credit facility available in the amount of $1,500,000 bearing interest at bank prime rate, subject to certain terms and conditions. At December 31, 2022, the facility had not been drawn upon.

9 Financial instruments

The College is exposed to various risks through its financial instruments. The following analysis provides a measure of the College's risk exposure at the statement of financial position date.

General objectives, policies and processes

The Board of Directors has overall responsibility for the determination of the College's risk management objectives and policies.

Credit risk

Credit risk is the risk that one party to a financial instrument will cause a financial loss for the other party by failing to discharge an obligation. The College is exposed to credit risk through its cash, investment, and accounts receivable and cost recoveries from registrants.

Accounts receivable from registrants are generally unsecured. This risk is mitigated by the College's requirement for registrants to pay their fees in order to renew their annual license to practice. The College also has collection policies in place.

Credit risk associated with cash and investments is minimized by ensuring that these assets are invested in financial obligations of a major Canadian financial institution. All funds are held by one major Canadian financial institution and therefore a concentration risk exists. Balances exceed the maximum insured amount.

Liquidity risk

Liquidity risk is the risk that the College will not be able to meet a demand for cash or fund its obligations as they come due. The College meets its liquidity requirements and mitigates this risk by monitoring cash activities and expected outflows and holding assets that can be readily converted into cash, so as to meet all cash outflow obligations as they fall due.

Market risk

Market risk is the risk that the fair value or future cash flows of a financial instrument will fluctuate because of changes in market prices. Market risk is comprised of currency risk, interest rate risk and equity risk.

The College is not exposed to currency or equity risk.

Interest rate risk

Interest rate risk refers to the risk that the fair value of financial instruments or future cash flows associated with the instruments will fluctuate due to changes in market interest rates. The exposure of the College to interest rate risk arises from its interest bearing investment and cash. The primary objective of the College with respect to its fixed income investments ensures the security of principal amounts invested and achieves a satisfactory investment return giving consideration to risk.

Changes in risk

There have been no significant changes in risk exposures from the prior year.

ONTARIO COLLEGE OF PHARMACISTS
Schedule I
Board and Committee

Year ended December 31	2022	2021
Board of directors	**$ 99,907**	$ 51,943
Committees		
Accreditation	**5,133**	5,135
Discipline	**383,497**	329,079
Drug preparation premises (DPP)	**2,717**	2,114
Executive	**4,920**	8,340
Finance and audit	**26,618**	3,635
Fitness to practice	**16,994**	7,908
Governance and screening committees	**8,421**	20,284
Inquiries, complaints and reports (ICRC)	**99,607**	88,466
Patient relations	**35,480**	21,901
Quality assurance	**5,876**	11,710
Registration	**23,067**	32,811
	$ 712,237	$ 583,326

Schedule II
Personnel

Year ended December 31	2022	2021
Salaries	**$ 14,577,725**	$ 13,614,339
Benefits	**2,855,385**	2,545,818
Personnel costs - other	**446,766**	272,476
	$ 17,879,876	$ 16,432,633

ONTARIO COLLEGE OF PHARMACISTS
Schedule III
Regulatory Programs

Year ended December 31	2022	2021
Association fees - NAPRA	**$ 132,769**	$ 132,769
Communication initiatives	**26,676**	57,544
Donations, contributions and grants - partnership	**-**	2,000
Election expenses	**5,650**	5,287
Examinations, certificates and registrations	**234,436**	217,364
Health inquiry / investigation & intake	**52,284**	57,571
Legal - conduct external	**1,192,378**	1,224,819
Legal - regulatory	**57,153**	71,851
Medication safety programs	**1,376,090**	1,068,692
Practice assessment of competence at entry	**79,329**	79,767
Practice input initiatives	**90,958**	63,581
Professional development / remediation	**-**	1,693
Professional health program	**77,052**	92,394
Quality assurance - program administration	**134,293**	139,615
	$ 3,459,068	$ 3,214,947

Schedule IV
Operations

Year ended December 31	2022	2021
Association fees - general	**$ 14,804**	$ 12,435
Audit	**28,800**	26,300
Bank / credit card charges	**535,731**	547,324
Consulting - operations	**367,524**	143,644
Courier and delivery	**3,860**	1,496
Donations and contributions - others	**-**	1,100
Information system maintenance	**619,618**	510,757
Insurance - errors and omissions	**7,176**	6,761
Legal - operations	**25,370**	316,487
Niagara Apothecary:		
Expenses	**46,584**	17,769
Sales and donations	**(14,877)**	-
Office services equipment leasing and maintenance	**12,621**	13,762
Postage	**2,166**	14,092
Property:		
Expenses	**351,695**	308,455
Rental income	**(108,285)**	(114,287)
Publications - annual report and Pharmacy Connection	**8,833**	24,679
Subscriptions	**38,466**	17,962
Supplies and stationery	**28,203**	15,280
Telecommunications	**204,872**	184,966
Travel	**222,892**	103,925
	$ 2,396,053	$ 2,152,907

BOARD BRIEFING NOTE

MEETING DATE: MARCH 2023

FOR INFORMATION

From: Finance and Audit Committee

Topic: Selection of Investment Manager

Issue/Description: Selection of Investment Manager following revision of Policy 4.12 Investments.

Public interest rationale: In accordance with Standard 4 of the College Performance Framework (CPMF), the College must demonstrate that it is a responsible steward of its financial resources, including setting out a reserve policy which builds and maintains a level of reserves that covers operations should unforeseen circumstances arise. The investment policy considers how those reserve funds, as well as revenue collected but not yet required to fund operating expenses, should be prudently invested with recognition of market conditions including inflation and market risk.

Strategic alignment, regulatory processes, and actions: Ensuring that operations are adequately funded supports the strategic and operating plan and all regulatory activity.

Background:

- The revised Policy 4.12 Investments and Investment Policy Statement and Procedure for Reserve Funds was approved by the Board of Directors and went into effect December 2022. The next step for the committee was to select an investment manager.

Analysis:

- Mercer Investment Consulting, who assisted with the revision of Policy 4.12 Investments, recommended that BMO Nesbitt Burns be hired as the College's investment manager as they handle OCP's short-term investments and understand the College's finance system and approach. Also, in May 2022, Frank Teti, Senior Portfolio Manager, BMO Nesbitt Burns, made a presentation to the Finance and Audit Committee on his firm's approach to long-term investments for not-for-profit organizations.

- Based on Mercer's recommendation and taking into consideration committee members' experience in working with BMO Nesbitt Burns investment managers in other organizations, the Chair of FAC polled committee members by email to assess their comfort in proceeding with BMO Nesbitt Burns versus seeking proposals from other investment firms. It was noted that the firm has been professional, knowledgeable, and appropriately cautious in handling institutional investment funds with other organizations. It was also noted that other investment firms are likely to charge similar fees, so there would be little variance from one firm to another in that regard. The FAC committee members unanimously supported proceeding with the investment firm BMO Nesbitt Burns.

- The Finance and Audit Committee, on March 6, 2023, ratified this decision by passing a motion to select Frank Teti, Senior Portfolio Manager, BMO Nesbitt Burns as the Investment Manager for the Ontario College of Pharmacists.

Next Steps:

- The committee will be meeting with the investment manager in June 2023 to discuss the next steps.

BOARD BRIEFING NOTE

MEETING DATE: MARCH 2023

FOR DECISION

From: Executive Committee

Topic: Appointment of the 2023 Screening Committee

Issue/Description: Appointment of the Screening Committee to screen for competence of individuals seeking to run for election to the Board and appointment to Committees for the 2023 - 2024 Board year.

Public interest rationale: Ensuring there are robust and transparent governance practices setting out the process for screening candidates, including external unbiased individuals versed in governance principles, provides protection against perceived bias.

Background: Annually in advance of the Board election cycle, the Board appoints a Screening Committee to undertake the process of screening applicants for competency prior to running for election to the Board and being appointed to College Committees. As per the by-laws, the Committee is comprised of a mix of Board Directors, both public and elected, and two Lay Committee Appointees with an understanding of regulatory governance.

The composition of the Screening Committee is set out in the by-laws.

The Screening Committee shall be composed of:

- Chair of the Governance Committee.
- Two (2) additional Directors, one or more of whom shall be a Public Director; and
- Two (2) or more Lay Committee Appointees. Provide a succinct background to the issue for consideration.

Analysis:

Lay Committee Appointees:

To provide continuity during these formative years with the new governance structure, the Lay Committee Appointees that have served on the screening for the last three years are recommended for reappointment.

- **David Collie, FCPA, FCMA, C.Dir, MBA**
  David has extensive board, governance, and regulatory experience. He is the former President and CEO of The Electrical Safety Authority, served on the NAPRA Board as a public member and was a College Performance Measurement Framework (CPMF) Working Group Member. He also sits on many boards including the Ontario Health Association and Hamilton Health Sciences.

- **Megan Sloan, RPN, BScN, MA**
  Megan is currently the Assistant Clinical Manager at Children's Hospital of Eastern Ontario and a healthcare leader with experience in quality improvement, project management, regulation, governance, and strategy. Megan was a member of the Council at the College of Nurses of Ontario for six years and served on the task force established to review all aspects of its governance — from the basics of how Council is formed, to how it operates. The task force reviewed global governance trends, best practices and expert advice. It also shared how to apply these to the College's governance. The findings and recommendations were published in a report called *Final Report: A vision for the future*.

OCP Board Representatives:
To minimize the potential for conflict of interest, elected Directors whose terms are expiring, and are both eligible and intending to run for election in 2023 are excluded from appointment to the Screening Committee. Likewise, aside from the cross-appointment of the Chair of the Governance Committee as provided in by-law section 9.23, appointees to the Governance Committee are not recommended.

- **Gene Szabo**
  Gene has served on the Board since 2019 and served on the Screening Committee in 2021 and 2022. Gene is the former Vice-President of Labour Relations and Executive Director at the Association of Canadian Finance Officers. His community involvement includes serving as the Co-Chair of the Patient, Family and Public Advisory Council of Health Quality Ontario (HQO) and serving as a member of the Ontario Health Technologies Advisory. Gene has volunteered extensively and was awarded the Sovereign's Medal for Volunteers on September 24, 2018.

- **Dan Stapleton**
  Dan has had senior roles in several organizations, including VP Corporate Services at the Real Estate Council of Ontario, the regulator for Ontario's real estate profession, where he had responsibility for Communications, Finance, HR, IT, Insurance, Legal, and the Discipline & Appeals Tribunal. He also served as CEO of the Human Resources Professionals Association, the Canadian Physiotherapy Association, and the Ontario Community Support Association. Prior to that he was in hospital administration for several years as Assistant VP Patient Services at Princess Margaret Hospital, and Director, Social Work at Michael Garron Hospital. He has a MSW and BSc from U of T and a certificate in health services management from the Canadian Healthcare Association. In addition to the Ontario College of Pharmacists, his governance experience includes serving on the boards of a large condominium corporation in Toronto, a national professional association, and an arts organization.

Motion: That the Board approve the appointments of the 2023 Screening Committee as follows:

- Governance Committee Chair
- Public Director – Gene Szabo
- Public Director – Dan Stapleton
- Lay Committee Appointee – David Collie
- Lay Committee Appointee – Megan Sloan

BOARD BRIEFING NOTE

MEETING DATE: MARCH 2023

FOR DECISION

From: Shenda Tanchak, Registrar and CEO

Topic: Approval of OCP's 2024 Strategic Plan

Issue/Description: Following a 1.5 day retreat, the Board will be asked to approve a new Strategic Plan.

PUBLIC INTEREST RATIONALE: OCP is committed to striving to fulfill its mandate to serve and protect the public by the most effective and efficient means possible. Given competing priorities and limited resources, careful consideration must be given about how best to achieve this outcome. Identification of OCP values, regulatory principles and strategic goals (together, "The Strategic Plan") will guide operational and policy decisions in the coming years, aiming to optimize regulatory performance.

BACKGROUND:

- In preparation for the strategic planning retreat, the Board participated in several preparatory steps:
  - presentations about the future of pharmacy and an example of an alternative approach to discipline hearings;
  - a brainstorming session outlining the key political, economic, social, and technological factors to be considered when identifying strategic goals;
  - A discussion held between the Board and frontline staff at OCP who regularly engage with members of the public and registrants, uncovering issues and risks in pharmacy practice;
  - Delivery of a White Paper and "lunch and learn" sessions exploring the outlook for pharmacy practice and the regulation of professionals; and
  - A survey in which Board members were asked to identify your own key priorities for OCP

- Staff too have been engaged in the preparatory process, through participation in the White Paper "lunch and learns" and the frontline discussions, a management workshop to identify key priorities and an all-staff workshop in which staff were asked to identify OCP values.

- Key external stakeholders were also asked to participate in the survey to identify key priorities for OCP.

- A package of materials summarizing the results of these activities was provided to the Board in advance of the retreat.

- At the retreat, through a series of planned in-person activities and discussions, the Board will discuss values, regulatory principles, and strategic goals, as well as the lifetime of the Strategic Plan. These will be brought forward for consideration at the Board meeting.

Decision Sought: The Board will be asked to approve 3 separate Plan elements:

1. OCP Values
2. Regulatory Principles
3. Strategic Goals