

PROVINCE OF BRITISH COLUMBIA

ORDER OF THE MINISTER OF HEALTH

Health Professions Act

Ministerial Order No. M117

I, Brian Westgate, as delegate of the Minister of Health, order that:

- the notice period for amendments to the bylaws of the College of Psychologists of British Columbia made under the *Health Professions Act*, as set out in the schedule to the attached resolution of the board of the College dated April 3, 2020, be shortened to 5 days;
- the amendments to the bylaws of the College of Psychologists of British Columbia made under the *Health Professions Act*, as set out in the schedule to the attached resolution of the board of the College dated April 3, 2020, come into force on April 21, 2020.

April 21, 2020

Date



Brian Westgate
A/Director, Regulatory Initiatives
Ministry of Health

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: *Health Professions Act*, R.S.B.C. 1996, c. 183, s. 19 (3.2) (b) and s. 19 (6.2) (a) (ii)

Other: *Ministry of Health Act*, R.S.B.C. 1996, c. 301, s. 4 (2)

RESOLUTION OF THE BOARD
OF
THE COLLEGE OF PSYCHOLOGISTS OF BRITISH COLUMBIA
MADE THE 3rd DAY OF APRIL, 2020
AT VANCOUVER, BRITISH COLUMBIA

RESOLVED THAT, in accordance with the authority established in section 19(1) of the *Health Professions Act* (the "HPA"), and subject to filing with the Minister of Health (the "Minister") as required by section 19(3) of the *HPA*, and notice as required by section 19(6.2) of the *HPA*, the board amends the Bylaws of the College of Psychologists of British Columbia as set out in the attached Schedule.

CERTIFIED A TRUE COPY



Ms. Lisa Seed, Chair



Dr. Andrea Kowaz, Registrar

FILED MINISTRY OF HEALTH APR 20 2020 SIGNATURE:  NAME: <u>Brian Westgate</u> TITLE: <u>A/Director, Regulatory Initiatives</u>
--

SCHEDULE

The bylaws of the College of Psychologists of British Columbia made under the authority of the *Health Professions Act* are amended as follows:

1. Section 42 is amended by adding the following paragraph:

(f.1) temporary (emergency) registration;

2. Section 43 is amended by repealing subsection (3) and substituting the following:

(3) Subsection (1) does not apply to

- (a) applicants for renewal under section 51 or applicants for reinstatement under section 52, except as provided in section 51 or 52, or
- (b) applicants for temporary (emergency) registration under section 49.1.

3. Section 49 is amended

(a) in subsection (1)(b), by repealing subparagraph (ii) and substituting the following:

- (ii) a declaration, in a form acceptable to the registration committee, that the applicant is applying for temporary (visitor) registration solely for the purpose of
 - (A) acting as an expert witness,
 - (B) conducting a psychological assessment,
 - (C) participating in, or acting as an instructor for, a course, conference, or other time-limited educational event, or
 - (D) another temporary purpose acceptable to the registration committee, and

(b) by repealing subsection (1.1).

4. The following section is added:

49.1 Temporary (emergency) registration

- (1) Temporary (emergency) registration may be granted if the registrar makes a declaration of an emergency situation in accordance with criteria established by the board.
- (2) An applicant may be granted temporary (emergency) registration if the following conditions and requirements, established for the purposes of section 20(2) of the Act, are satisfied with the respect to the application:
 - (a) the applicant

- (i) is a non-practising registrant or former registered psychologist registrant who previously held registration as a registered psychologist registrant, who was in good standing immediately before they ceased to hold registered psychologist registration and whose registered psychologist registration was not cancelled in circumstances described in section 52(7)(a), (b) or (c), or
 - (ii) holds registration or licensure in another Canadian or a United States jurisdiction as the equivalent of a registered psychologist registrant, which is not subject to any practice limitations, restrictions or conditions in that jurisdiction that do not apply generally to registered psychologist registrants in British Columbia;
- (b) receipt by the registrar of
- (i) an application for temporary (emergency) registration in a form considered acceptable by the registration committee,
 - (ii) evidence satisfactory to the registration committee of the applicant's registration or licensure referred to in paragraph (a) and that the applicant is the person named therein,
 - (iii) a declaration in a form acceptable to the registration committee that the applicant is applying for temporary (emergency) registration solely for the purpose of providing services in the emergency situation, and
 - (iv) evidence satisfactory to the registration committee that the applicant is of good character and fit to engage in the practice of psychology.
- (3) A temporary (emergency) registrant may only provide services included in the practice of psychology for the purpose of providing assistance during the emergency situation, subject to any limitations or restrictions specified by the registrar or the board.
- (4) Temporary (emergency) registration is cancelled immediately, and the non-practising registration of any temporary (emergency) registrant granted temporary (emergency) registration on the basis of non-practising registration is restored, on the date determined by the registrar or the board.

5. Section 51 is amended by repealing subsections (1) and (2) and substituting the following:

- (1) Subject to section 48(4), registration other than temporary (visitor) registration or temporary (emergency) registration is subject to annual renewal on December 31 of each year in accordance with this section.
- (2) For the purposes of section 20(2) of the Act, and subject to section 48(4), the conditions and requirements for renewal of registration, other than temporary

(visitor) registration or temporary (emergency) registration, are receipt by the registrar of

- (a) a completed and signed application for renewal of registration in the form established in Schedule D or another form considered acceptable by the registration committee,
- (b) any applicable registration renewal fees specified in Schedule C,
- (c) any other outstanding fine, fee, debt or levy owed to the College,
- (d) a declaration of confirmation of appointment of professional executor in a form acceptable to the registration committee,
- (e) a declaration, in a form acceptable to the registration committee, attesting to the registrant's compliance with the Act, the regulations, and the bylaws, and any limits or conditions imposed under section 20, 32.2, 32.3, 33, 35, 36, 37.1, 38, 39 or 39.1 of the Act,
- (f) evidence satisfactory to the registration committee of meeting any applicable continuing competency and quality assurance requirements under Part 4.1, and
- (g) evidence satisfactory to the registration committee of professional liability coverage as required under section 61.