



Special Council Meeting

Monday, February 13, 2023 – 6:00 p.m. to 8:00 p.m.

Teleconference via Zoom & YouTube Live Stream

Please contact the College at info@denturists-cdo.com
to receive the meeting access information.

AGENDA

Item	Action	Page #
1. Call to Order Called in accordance with s. 22.16 of the CDO By-laws with formal notice given in accordance with s. 22.17.		
2. Approval of Agenda	Decision	1
3. Declaration of Conflict(s) Comments on Conflict of Interest Rebecca Durcan, College Counsel, Partner, Steinecke Maciura LeBlanc	Declaration	
4. College Mission and Mandate	Information	3
5. In Camera Meeting of Council Pursuant to section 7(2)(b) and (d) of the <i>Health Professions Procedural Code</i> , being Schedule 2 to the <i>Regulated Health Professions Act, 1991</i> .		
6. Governance/Strategic Planning Proposal 6.1 Briefing Note 6.2 CPMF Action Items	Decision	5 8
7. Registration Regulation, Emergency Class of Registration 7.1 Briefing Note 7.2 Draft 2023 Registration Regulation 7.3 Letter from Chief of Nursing and Professional Practice & ADM 7.4 2021 CDO Regulation Submission Template 7.5 2021 CDO Proposed Revision Clauses and Rationales 7.6 Template for Submitting Regulation Proposals 7.7 Emergency Class FAQs	Decision	13 19 36 39 50 89 101
8. Next Meeting Date ➤ 111 th Council Meeting – March 10, 2023	Information	

9. Adjournment		
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MISSION STATEMENT

The mission of the College of Denturists of Ontario is to regulate and govern the profession of Denturism in the public interest.



MANDATE AND OBJECTIVES

Under the *Regulated Health Professions Act 1991*, the duty of each College is to serve and protect the public interest by following the objects of the legislation. The objects of the College of Denturists are:

1. To regulate the practice of the profession and to govern the members in accordance with the health profession Act, this Code and the *Regulated Health Professions Act, 1991* and the regulations and by-laws.
2. To develop, establish and maintain standards of qualification for persons to be issued certificates of registration.
3. To develop, establish and maintain programs and standards of practice to assure the quality of the practice of the profession.
4. To develop, establish and maintain standards of knowledge and skill and programs to promote continuing evaluation, competence and improvement among the members.
 - 4.1 To develop, in collaboration and consultation with other Colleges, standards of knowledge, skill and judgment relating to the performance of controlled acts common among health professions to enhance inter-professional collaboration, while respecting the unique character of individual health professions and their members.
5. To develop, establish and maintain standards of professional ethics for the members.
6. To develop, establish and maintain programs to assist individuals to exercise their rights under this Code and the *Regulated Health Professions Act, 1991*.
7. To administer the health profession Act, this Code and the *Regulated Health Professions Act, 1991* as it relates to the profession and to perform the other duties and exercise the other powers that are imposed or conferred on the College.
8. To promote and enhance relations between the College and its members, other health profession colleges, key stakeholders, and the public.
9. To promote inter-professional collaboration with other health profession colleges.
10. To develop, establish, and maintain standards and programs to promote the ability of members to respond to changes in practice environments, advances in technology and other emerging issues.
11. Any other objects relating to human health care that the Council considers desirable. 1991, c. 18, Sched. 2, s. 3 (1); 2007, c. 10, Sched. M, s. 18; 2009, c. 26, s. 24 (11).



BRIEFING NOTE

To: **Council**

From: **Roderick Tom-Ying, Registrar & CEO**

Date: **February 13, 2023**

Subject: **Strategic Planning and Governance Proposal**

Public Interest Rationale

The College of Denturists of Ontario's mandate is to protect the public by ensuring Registered Denturists provide safe, ethical, and competent denturism care and service in Ontario. As part of that mandate, the College Council has the overall responsibility of ensuring that the organization has a clear vision and strategic plan that guides its direction.

Background

The CDO's current strategic plan (2017-2020) expired at the end of 2020. Due to the pandemic and significant disruptions to the College's organizational activities since March of 2020, the CDO reported its annual organizational plans (in 2020 and 2021) during Council meetings, instead of embarking on a fulsome strategic planning exercise.

The College's Registrar, working in conjunction with the President, understood that the CDO will be undertaking a number of substantial initiatives beginning in 2023 - some initiatives borne from CDO's Council direction and some initiatives that must be undertaken as directed by the Ontario Government. Due to the constant flux and changes since the pandemic began, the College's Registrar and President believes that a smaller scale strategic planning session would be prudent. As well, various governance items, as specified in the CPMF report, required resource allocation and external consultant assistance before the CDO could begin them.

Dundee Consulting Group (DCG) Ltd was contacted by the College's Registrar to inquire whether the services of Ms. Deanna Williams would be available to assist the CDO on its strategic plan and governance initiatives. DCG Ltd provided a proposal in January of 2023.

The Executive Committee met on January 30, 2023, to review the proposal from DCG Ltd and heard from the College's Registrar of the need to make progress on governance initiatives as laid out in the CPMF action items. The Executive Committee agreed that while the CDO was currently undergoing large scale initiatives, strategic planning and governance priorities should not be allowed to lapse. The Committee discussed the proposal and recommended that a 2-year strategic plan would best suit the needs of the CDO. The Committee noted the constant changes in the regulatory environment due to initiatives proposed by the Ontario Government, the CDO embarking on a regulatory partnership initiative in the first half of 2023, and the stabilization of the COVID-19 pandemic necessitated a strategic plan that was long enough to provide stable direction, but shorter in duration due to the unpredictability that the CDO currently faces over the next three years.

Ms. Deanna Williams of DCG Ltd. has proposed three projects that would assist the CDO with the development of its strategic plan including the hosting of a strategy workshop, the development of a skills and competency profile for Council and its Committees and conducting a third-party assessment of CDO's Council effectiveness.

Budget

Due to the strategic nature of the projects presented in the proposal, any costs associated with projects 1, 2 and 3 would be funded from the CDO's Strategic Initiatives Budget. The budget as it stands has enough funding to cover the costs of projects 1, 2 and 3.

The Strategic Initiatives budget was initially funded by Council with \$150,000 in deposits in 2022. This budget resides outside of the operating budget and is used to fund projects or initiatives of strategic value.

A year-to-date budget has been presented (attached) for Council's review.

Options

After review and discussion of this item, Council may elect to:

1. **Approve** the proposal as presented by Dundee Consulting Group LTD for all three projects.
2. **Approve** the proposal as presented by Dundee Consulting Group LTD for some of the projects.
3. **Approve with amendments** the proposal as presented by Dundee Consulting Group LTD.
4. **Do not approve** the proposal as presented by Dundee Consulting Group LTD.
5. Other

Attachments

1. CPMF Action Items



College Performance Measurement Framework (CPMF)

Action Items

Domain: Standard: Measure: Evidence	Evidence Narrative	Action	Priority (H/M/L)	Timing	Status*	Next Step
1.1.1.a.i; 1.1.b.i	Professional members are eligible to stand for election to Council only after meeting pre-defined competency / suitability criteria Statutory Committee candidates have: met pre-defined competency / suitability criteria,	Council will develop and implement a competency criteria for Council and Committee members.	M	2023	In Progress	Council to consider Governance and Strategic Planning Consultant's Proposal for 2023 initiative start
1.2.b	The framework includes a third-party assessment of Council effectiveness at a minimum every three years.	Council will engage a third-party assessor to evaluate its effectiveness.	M	2023-2024	In Progress	CDO has joined HPRO's call for expressions of interest to retain a Project Consultant to create a framework and competency matrices for Council and Committee member positions. Council to consider Governance



						Consultant’s Proposal for 2023 initiative start date with potential 2024 initial third-party assessment of Council
1.2.1.c	The College has a conflict of interest questionnaire that all Council members must complete annually.	Council will develop and introduce a conflict of interest questionnaire that can be utilized for Council and Committee meetings.	M	For June Council Meeting	Almost Completed	Legal has drafted a Conflict-of-Interest Questionnaire for Consideration by Council at its June 2023 Meeting (after elections)
3.3a. 3.3b.	The DEI plan is reflected in the Council’s strategic planning activities and appropriately resourced within the organization to support relevant operational initiatives (e.g. DEI training for staff). The College conducts Equity Impact Assessments to ensure that decisions are fair and that a policy, or program, or process is not discriminatory.	The College has joined an Oral Health College’s DEI working group to explore the creation of a decision-making framework with through the lens of DEI principles.	M	Ongoing	In Progress	Council engaged the services of CCDI to deliver DEI training sessions throughout 2022 and 2023. Awaiting direction from HPRO’s DEI working group and Executive Committee on the progress of this joint regulatory initiative.



7.15.1.b	Council uses performance and risk information to regularly assess the College’s progress against stated strategic objectives and regulatory outcomes.	The College will be developing a risk register to identify internal and external risks that may impact strategic objectives and regulatory outcomes.	M	Ongoing	In Progress	College Staff to explore the creation of a risk register
1.2.a.i,ii	Council has developed and implemented a framework to regularly evaluate the effectiveness of Council meetings and Council.	Council will develop a framework for regularly evaluating the effectiveness of Council and its meetings.	M	2022	Completed	Council reviews the feedback survey and comments received at each Council meeting. A post-Council feedback survey is sent to all Council members following each Council meeting.
1.2.1.d	Meeting materials for Council enable the public to clearly identify the public interest rationale (See Appendix A) and the evidence supporting a decision related to the College’s strategic direction or regulatory processes and actions (e.g. the minutes include a link to a publicly available briefing note).	Briefing Notes will include a section that identifies the Public Interest in the matter at hand. This section will also include a more explicit explanation of the relationship of the agenda item to the College’s strategic direction or regulatory processes.	H	Instituted September 2021	Completed	College Staff and other Briefing Note Authors to Include in Future Notes.



1.3.1.b	<p>The following information about Executive Committee meetings is clearly posted on the College’s website (alternatively the College can post the approved minutes if it includes the following information).</p> <ul style="list-style-type: none"> the meeting date; the rationale for the meeting; a report on discussions and decisions when Executive Committee acts as Council or discusses/deliberates on matters or materials that will be brought forward to or affect Council; and if decisions will be ratified by Council. 	<p>In the 2021 reporting period, the College will provide information regarding Executive Meetings, including the meeting date, rationale for the meeting, a report on discussions and decisions when the Committee acts as Council or discusses/deliberates on matter or materials that will be brought forward to Council, and if decisions will be ratified by Council.</p>	M	Instituted December 2021	Completed	College Staff to Post Summary Information on Website
4.8.1.a	<p>The College has and uses policies and processes to govern the collection, use, disclosure, and protection of information that is of a personal (both health and non-health) or sensitive nature that it holds</p>	<p>College staff will draft policies for the privacy of personal information and privacy breaches. They will be reviewed by Council during the 2021 reporting period.</p>	M	2022	Completed	Council approved the CDO’s Personal Information and Privacy Policy at its December 9, 2022 meeting with immediate implementation.



7.15.1.a	Outline the College’s KPI’s, including a clear rationale for why each is important.	<p>In the next reporting cycle, the College will investigate KPIs that reflect specific performance targets and risks. For example, establishing benchmark timelines for processing registration, quality assurance and complaint files.</p> <p>Council considers feedback surveys (Council meetings, webinars, peer & practice assessments, peer circles etc.) and consultation reports to inform performance targets and identify risks. This information will be utilized to inform formal KPI development during the upcoming reporting period.</p>	M	To be completed in conjunction with Strategic Planning	Completed and Ongoing	<p>CDO Council developed and regularly reviews KPIs against its 2017-2020 Strategic Plan.</p> <p>CDO Council to conduct strategic planning workshop in 2023 to develop a 2-year strategic plan to include KPIs</p>
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BRIEFING NOTE

To: **Council**

From: **Roderick Tom-Ying, Registrar & CEO**

Date: **February 13, 2023**

Subject: **Emergency Class of Registration**

Public Interest Rationale

The College of Denturists of Ontario's mandate is to protect the public by ensuring Registered Denturists provide safe, ethical, and competent denturism care and service in Ontario. Through recent amendments to the *Regulated Health Professions Act, 1991*, the Ontario Government has mandated that all Health Professions Regulators create an Emergency Class of Certificate of Registration. The Emergency Class of Registration is intended to enable Health Professions Regulators to expeditiously register health professions in times of public health crises.

Background

Bill 106 - the Pandemic and Emergency Preparedness Act, 2022, that came into effect in April 2022, made amendments to the Code that, among other things, mandate all Health Profession Regulatory Colleges to establish an Emergency Class of Certificate of Registration.

Ontario Regulation 508/22 (Registration Requirements) sets out the required attributes of the Regulation establishing the Emergency Class of Certificate of Registration, as follows:

1. It must specify the circumstances that will cause the class to be open for registration.
2. It must specify that the Emergency Class of Certificates of Registration expire no more than one year after they are issued, but they are renewable for the same period, with no limit on the number of renewals, as long as the emergency circumstances persist.
3. It must specify circumstances in which a holder of an Emergency Certificate of Registration may apply for another class of Certificate of Registration, and it must exempt the applicant from at

least some of registration requirements that would ordinarily apply.

The above-listed requirements will come into effect on **August 31, 2023**. The Ministry has advised the CDO that to ensure its regulatory amendments are passed by the legislated timeline, the College must have its proposed amendments submitted to the Ministry no later than **May 1, 2023**.

Legal Guidance

The Regulatory Health Colleges received guidance from Mr. Richard Steinecke of Steinecke Maciura LeBlanc (SML), to develop a template for the required emergency class that would inform the regulatory amendments required of each regulator. The CDO has developed the draft Registration Regulation with the assistance of College legal counsel, Ms. Rebecca Durcan, that follows the template that Mr. Steinecke has laid out.

The proposed edits to the Registration Regulation must strike a required balance to provide an expedited route to registration under urgent circumstances while removing certain entry-to-practice requirements to ensure its effectiveness. The Ministry of Health and legislative counsel is unlikely to approve amendments that fail to provide an expedited and simplified route to licensure.

College Staff believe that this emergency class provision was intended to be used in times of major urgency e.g., public health crisis, future pandemics, etc. for front-line regulated health professions to assist with expedited licensure or in times of health or human resource/capacity issues.

College Staff cannot say with certainty when and if such provisions would be used at the CDO, due to the nature of the Denturism profession, but College Staff will continue to work in partnership with the Ministry on this endeavour to ensure that it has the legislation and regulatory process in place to meet the Minister of Health's goals while balancing public protection.

Proposed Draft Registration Regulation

The proposed edits to the Registration Regulation stipulates the following:

- Creation of a new class of Certificate of Registration: Emergency Class
 - Currently only General and Temporary classes exist
- Council has the ability to declare an emergency if:
 - The College has been or will be unable to deliver the qualifying examination in paragraph 2 of section 5.(1) of this Regulation for a period of nine months or longer;
 - The Minister of Health has requested the College to initiate registrations under this class based on his or her opinion that emergency circumstances call for it; or

- Any other emergency circumstances exist where the Council is of the opinion on reasonable and probable grounds that it is in the public interest to issue Emergency class certificates of registration.
- Exempted from undergoing the Qualifying Examinations (MCQ and OSCE)
- Must be supervised by a Denturist in the General class and approved by the Registrar
- Must practise the profession a minimum of 250 hours during each 12-month period
- Emergency Class certificate only lasts 12 months, can be renewed for another 12-month period
 - Can expire 6 months after Minister of Health withdraws emergency class request of CDO or Council declares emergency has ended
- (Required by Ministry) can transfer from Emergency Class to General Class upon:
 - Submitting application and application fee
 - Has practiced in the Emergency Class for a minimum of two years
 - Successfully completes the Jurisprudence program no earlier than 12 months prior to application (jurisprudence program to be enacted as mandatory with new Registration Regulations, currently voluntary)
 - All other routine requirements
 - No requirement to undergo Qualifying Examinations
- Current Registration Requirement provisions continue to exist:
 - Application forms and application fees
 - Criminal records and judicial matters check
 - Proof of Canadian citizenship, permanent residency, or work permit
 - Good character requirements
 - Reasonable fluency in either English or French
 - Proof of graduation from an approved Denturism program or equivalent as deemed by the Registration Committee for out of province or international candidates
 - Letter of Standing (if applicable)

Timelines

Legislative deadline for regulation to be enacted: August 31, 2023

CDO submission to MOH deadline: May 1, 2023

Council approval deadline: By March 2, 2023 latest

- 60-day public consultation required
- 60-days before May 1 deadline is March 2, 2023

2021 Proposed Draft Registration Regulation Background

The CDO was embarking on updating its current Registration Regulation that was first enacted in 1991 since 2012. A substantial revisit of the Registration Regulation occurred in 2018 with the drafting of an initial set of proposed revisions. A final set of revised provisions was submitted in a draft Registration Regulation to the Ministry of Health in 2021 after completing a fulsome consultation and drafting process. The submission package to the Ministry included the proposed revisions and an analysis of the following: financial implications, regulatory implications, rationale as to the proposed revisions, regulatory impact to Denturists, applicants, stakeholders, other regulated health professionals, the Ministry, other jurisdictions, and to the public.

The CDO embarked on three public and stakeholder consultations first in 2013, then in April 2018, and finally in October 2019. Upon conclusion of each consultation period, the CDO made revisions to its draft proposed Registration Regulation in light of feedback received. Due to the many competing priorities of the Ontario Government and the Ministry of Health, the CDO has not received feedback on the progress of its submitted Registration Regulation.

In light of the proposed Emergency Class of Registration that was ordered by the Ontario Government through the Chief of Nursing and Professional Practice and Assistant Deputy Minister, the CDO liaised with the Ministry of Health to ascertain whether the CDO would have a window of opportunity to move forward with its Draft Registration Regulation amendments in addition to adding amendments to create the Emergency Class. While Ministry Staff agreed it could be an opportune time, it cannot provide concrete promises due to the expedient nature required of health regulators for the Emergency Class provisions.

The CDO will continue to work with the Ministry in a collaborative manner to best assist the Ministry with moving forward with both the Emergency class amendments and the CDO proposed Registration Regulation amendments.

2021 Draft Registration Regulation Highlights

Attached to this package is the regulation submission template that describes in detail the proposed registration regulation provisions and an analysis of the revisions. As well, in an accompanying document, a chart details the existing clauses in the 1991 regulation along with proposed clauses and the rationale for it.

Below is a summative high-level overview of the proposed revisions to the Registration Regulation (for full details, please review the attachments):

- Creation of an "inactive" class of registration

- Many housekeeping items, terms, and wording are updated. New regulations provide CDO with less specific requirements, when possible, in order to provide future proof wording. E.g., removing George Brown College from the regulation specifically, replaced with approved educational programs by Council in the event George Brown College changes names or ceases to exist as an entity.
- Reduction of practice hour requirements from 1500 practice hours over a rolling three-year period to 750 hours, in alignment with other health regulators.
 - 750 practice hours per three year rolling period allows Denturists to work part time without facing regulatory interventions.
- Allow the Registrar to suspend and lift a suspension for failure to provide the College with information as required by the College By-Laws e.g., proof of insurance. Currently continued lack of proof of insurance would need to be referred to the ICRC committee for professional misconduct.
- If a member stays “suspended” for a period of three years, the Certificate of Registration will be revoked on the last day of the three-year period.
- Requirement of all new applicants to complete the Jurisprudence Program no earlier than 12 months prior to application. This was a requirement found in the overarching Code that is not specifically applied to the CDO to ensure harmony with the Code. Ensures new applicants have current knowledge of ethics, laws, and professional responsibilities.
- Removed a list of courses/curriculum that a Denturist must undertake in school from the regulation.
- Examination candidates must undertake the Qualifying Examination within 12 months of submitting their application.
- Examination candidates have 4 years to complete the Qualifying Examination – to prevent knowledge atrophy. Candidates can petition the Registration Committee for an extension due to extenuating circumstances.
- Examination candidates have 3 attempts at each portion of the Qualifying Examinations. Candidates must complete an additional training program or remedial activity specified by Registration Committee before each additional attempt. Registration Committee would review performance report to ascertain competencies required for upgrading/improvement.

Options

After review and discussion of this item, Council may elect to:

1. **Approve** the proposed amendments to the CDO Registration Regulation (**Emergency and 2021 amendments**) for public consultation to all Registrants and key stakeholders for a period of at least sixty (60) days (pursuant to subsection 95(1.4) of the *Health Professions Procedural Code*).
2. **Approve** the proposed Emergency Class amendments **only** to the CDO Registration Regulation for public consultation to all Registrants and key stakeholders for a period of at least sixty (60) days (pursuant to subsection 95(1.4) of the *Health Professions Procedural Code*).
3. Direct staff to **make amendments** to the proposed CDO Registration Regulation and approve the draft regulation for public consultation to all Registrants and key stakeholders for a period of at least sixty (60) days (pursuant to subsection 95(1.4) of the *Health Professions Procedural Code*).
4. Other

Attachments

1. Draft 2023 CDO Registration Regulation
2. Letter from Dr. Karima Velji, Chief of Nursing and Professional Practice and Assistant Deputy Minister re: Emergency Class of Registration
3. 2021 CDO Regulation Submission Template
4. 2021 CDO Proposed Revision Clauses and Rationales
5. Ministry of Health's Template for Submitting Regulation Proposals
6. Ministry of Health's FAQs for Emergency Class Regulation

ONTARIO REGULATION
made under the
DENTURISM ACT, 1991
REGISTRATION

Classes of certificates

1. The following are prescribed as classes of certificates of registration:
 1. General.
 2. Inactive.
 3. Temporary.
 4. Emergency.
- 1.1 A member who held a certificate of registration under the *Denturism Act*, immediately before this section came into force shall be deemed to be a holder of a certificate of registration issued pursuant to s. 1 para 1, subject to any term, condition, limitation, suspension, expiry or cancellation to which the member's certificate of registration was subject.
- 1.2 Where an application for a certificate of registration had been made but not finally dealt with before this Regulation came into force the application shall be dealt with in accordance with the previous Regulation.
- 1.3 The Council may declare that emergency circumstances exist such that it is in the public interest to issue certificates of registration in the Emergency class if:

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1. The College has been or will be unable to deliver the qualifying examination in paragraph 2 of section 5.(1) of this Regulation for a period of nine months or longer;
 2. The Minister of Health has requested the College to initiate registrations under this class based on his or her opinion that emergency circumstances call for it; or
 3. Any other emergency circumstances exist where the Council is of the opinion on reasonable and probable grounds that it is in the public interest to issue Emergency class certificates of registration.

Application for certificate of registration

2. (1) A person may apply for a certificate of registration by submitting a completed application in the form provided by the Registrar, any applicable fees required under the by-laws and any supporting information requested by the Registrar.

(2) Despite any other provision in this Regulation, a person who makes a false or misleading statement, representation or declaration in or in connection with their application is deemed not to have satisfied the requirements for a certificate of registration and the Registrar, in the absence of a hearing, may revoke the certificate for providing such a statement.

(3) The Registrar shall not revoke a certificate of registration under subsection (2) unless the Registrar has given the person written notice of the intention to do so and provided the person with 30 days to make written submissions with respect to the false or misleading statement, representation or declaration.

Requirements for issuance of certificate of registration, any class

3. An applicant must satisfy the following requirements for the issuance of a certificate of registration of any class:

1. The applicant must, at the time of application, provide written details about any of the following that relate to the applicant and, where any of the following change with respect to the applicant after submitting the application but before the issuance of a certificate, must immediately provide written details with respect to the change:
 - i. A finding of guilt for any of the following:
 - A. A criminal offence.
 - B. An offence resulting in either a fine greater than \$1,000.00 or any form of custody or detention.

- ii. A finding of professional misconduct, incompetence or incapacity, or any similar finding, in relation to another regulated profession in Ontario or to any regulated profession in another jurisdiction.
 - iii. A current proceeding for professional misconduct, incompetence or incapacity, or any similar proceeding, in relation to another regulated profession in Ontario or to any regulated profession in another jurisdiction.
 - iv. A finding of professional negligence or malpractice in any jurisdiction.
 - v. A refusal by any body responsible for the regulation of a profession in any jurisdiction to register or license the applicant.
 - vi. An attempt to pass a registration examination required for purposes of being licensed or certified to practise any health profession, whether in Ontario or another jurisdiction that has not resulted in a passing grade.
 - vii. Whether the applicant was in good standing at the time they ceased being registered, whether in Ontario or another jurisdiction, with a body responsible for the regulation of a profession.
2. The applicant's previous conduct must afford reasonable grounds for the belief that they will practise denturism in a safe and professional manner.
3. The applicant must be able to speak, read and write either English or French with reasonable fluency.
4. The applicant must not have a physical or mental condition or disorder that would make it desirable, in the interest of the public, that they not be issued a certificate of registration unless, should the applicant be given a certificate of registration, the imposition of a term, condition or limitation on that certificate is sufficient to address such concerns.
5. If the applicant is registered by any body responsible for the regulation of any other profession in Ontario or of any profession in any other jurisdiction, the applicant's registration must be in good standing and must continue to be in good standing until such time as the applicant is issued a certificate of registration.
6. If the applicant ceased being registered with any body responsible for the regulation of a profession in Ontario or in any other jurisdiction, the applicant must have been in good standing at the time they ceased being registered.

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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 required by the by-laws by the date the applicant will begin practising under his or her certificate of registration.
8. The applicant must, at the time of application, provide the Registrar with the results of a current police record check.
9. The applicant must be a Canadian citizen or a permanent resident of Canada or have an authorization under the Immigration and Refugee Protection Act (Canada) consistent with his or her proposed certificate of registration.

Terms, conditions and limitations of every certificate**4. Every certificate of registration is subject to the following terms, conditions and limitations:**

1. The member shall provide the College with written details about any of the following that relate to the member, no later than 30 days after the event occurs:
 - i. Registration with another body that governs a regulated profession in Ontario or any other jurisdiction.
 - ii. A finding of professional misconduct, incompetence or incapacity, or any similar finding, in relation to another regulated profession in Ontario or to any regulated profession in another jurisdiction.
 - iii. A current proceeding for professional misconduct, incompetence or incapacity, or any similar proceeding, in relation to another regulated profession in Ontario or to any regulated profession in another jurisdiction.
 - iv. A finding of professional negligence or malpractice in any jurisdiction.
 - v. A refusal by any body responsible for the regulation of a profession in any jurisdiction to register or license the member.
 - vi. An attempt to pass a registration examination required for purposes of being licensed or certified to practise any health profession, whether in Ontario or another jurisdiction that has not resulted in a passing grade.
 - vii. Whether the member was in good standing at the time they ceased being registered with a body responsible for the regulation of a profession in Ontario or any other jurisdiction.

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- viii. Where the member is a member of another regulated profession in Ontario or any regulated profession in another jurisdiction, any failure by the member to comply with any obligation to pay fees or provide information to the body responsible for the regulation of such professions, the initiation of any investigations by such bodies in respect of the applicant, or the imposition of sanctions on the applicant by such bodies.
 - ix. Any other event that would provide reasonable grounds for the belief that the member will not practise denturism in a safe and professional manner.
2. The member shall provide the College with written details about any finding of guilt related to any offence as soon as possible after receiving notice of the finding, but not later than 30 days after receiving the notice.
 3. The member shall maintain professional liability insurance in the amount and in the form required under the by-laws and the member shall, within two business days of the termination of professional liability insurance, provide the College, with written notice if the member no longer maintains such insurance.
 4. The member shall not practise denturism if the member does not have professional liability insurance in the amount and in the form required under the by-laws.
 5. The member shall prominently display his or her certificate of registration at the principal location at which he or she practises denturism.
 6. Immediately prior to the suspension, revocation, resignation or expiry of a certificate of registration the member shall return the certificate of registration to the Registrar.
 7. Further to section 8 of the Act, a member shall only use titles respecting the profession in accordance with the following:
 - i. A member who holds a General certificate of registration may only use the title “Denturist”, “Registered Denturist” and/or the designation “DD.”
 - ii. A member who holds an Inactive certificate of registration may only use the title “Denturist (Inactive)”, “Registered Denturist (Inactive)” and/or the designation “DD (Inactive).”
 - iii. A member holding a Temporary certificate of registration may only use the title “Denturist (Temp.)” “Registered Denturist (Temp.), and/or the designation “DD (Temp.).”

Commented [RD1]: Remember that members are now obligated to also update the College about any criminal charges. However, this is set out in the Code so you don't need to include it in the reg.

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- iv. A member holding an Emergency certificate of registration may only use the title “Denturist (Emerg.)” “Registered Denturist (Emerg.), and/or the designation “DD (Emerg.)”
- 8. The member shall only practise in the areas of denturism in which the member is educated and has the necessary knowledge, skill and judgement.
- 9. The member’s certificate of registration expires if the member ceases to be a Canadian citizen or a permanent resident of Canada or have an authorization under the Immigration and Refugee Protection Act (Canada) consistent with his or her certificate of registration.

General class

5. (1) The following are non-exemptible registration requirements for a General certificate of registration:

- 1. The applicant must have successfully completed a post-secondary program in denturism or equivalent that,
 - i. is approved by the Council or a body designated by the Council, or
 - ii. is, in the opinion of a panel of the Registration Committee, substantially equivalent to a program approved by the Council or a body designated by the Council.
- 2. The applicant must have successfully completed a qualifying examination in denturism set or approved by the Council.
- 3. The applicant must have successfully completed, no earlier than twelve months prior to the date of application for registration, the jurisprudence program that was set or approved by the Council.

(2) Except in the case of an applicant to whom subsection 7 (1) applies, where the applicant has not completed the requirement set out in paragraph 2 of subsection (1) within the twelve months immediately prior to the date that they submitted their application for General certificate of registration the applicant must,

- (a) have practised the profession for at least 750 hours during the three-year period of time that immediately preceded the date that the applicant submitted his or her application for a General certificate of registration;
- (b) have successfully completed, within the twelve months immediately preceding the date on which the applicant submitted their application for a General certificate of registration, a refresher program approved by the Registration Committee; or
- (c) have taught denturism in a program referred to in paragraph 1 of subsection (1) for a period of at least twelve months in the three years preceding the application.

Additional Terms, etc., General class certificate

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

1. The member must either,
 - a. Engage in a minimum of 750 hours of denturism during every three-year period where the first three year period begins on the day that the member is issued a General certificate of registration and each subsequent three year period begins on the first anniversary of the commencement of the previous period, or
 - b. Teach denturism in a program referred to in paragraph 1 of subsection 5(1), for a period of twelve months during every three-year period where the first three-year period begins on the day that the member is issued a General certificate of registration and each subsequent three year period begins on the first anniversary of the commencement of the previous period, or
2. Within the 12 months prior to the expiry of each period referred to in subparagraphs (1) (a) or (b) in which the member does not met the requirements, successfully complete a refresher program approved by the Registration Committee.

(2) If a member fails to meet the term, condition and limitation described in subsection (1) paragraph 1, the Registrar shall refer the member to the Quality Assurance Committee for a peer and practice assessment.

Labour mobility, General class

7. (1) Where section 22.18 of the Health Professions Procedural Code applies to an applicant for a General certificate of registration, the applicant is deemed to have met the requirements set out in paragraphs 1, and 2 of subsection 5 (1) of this Regulation.

(2) It is a non-exemptible registration requirement that an applicant referred to in subsection (1) provide one or more certificates or letters or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a dentist in every jurisdiction where the applicant holds an out-of-province certificate.

(3) If an applicant to whom subsection (1) applies is unable to satisfy the Registrar or a panel of the Registration Committee that the applicant practised the profession of denturism to the extent that would be permitted by a General certificate of registration at any time in the three years immediately before the date of that applicant's application, it is a non-exemptible requirement that the applicant must meet any

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further requirement to undertake, obtain or undergo material additional training, experience, examinations or assessments that may be specified by a panel of the Registration Committee.

(4) An applicant referred to in subsection (1) is deemed to have met the requirement of paragraph 3 of section 3 if the requirements for the issuance of the out-of-province certificate included language proficiency requirements equivalent to those required by that paragraph.

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

Inactive class

8. The following are non-exemptible registration requirements for an Inactive certificate of registration:

1. The applicant must be or have previously been a member holding a General certificate of registration.
2. The applicant must not be in default of any fee, penalty or other amount owing to the College.
3. The applicant must have provided the College with any information that it has required of the applicant.

Additional terms, etc., Inactive certificate

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

1. The member shall not engage in the practice of the profession.
2. The member shall not supervise or teach the practice of the profession.
3. The member shall not make any claim or representation that they are authorized to practise the profession.

Issuing other certificate to Inactive holder

10. The Registrar may issue to the holder of an Inactive certificate of registration the General certificate of registration that the member previously held if the member,

- (a) submits a completed application to the Registrar,
- (b) pays any penalty or other amount owed to the College,
- (c) pays any fees required under the College's by-laws,
- (d) provides the College with any information that it has required of the member,
- (e) satisfies the Registrar that they will be in compliance with all of the terms, conditions and limitations of the General certificate of registration as of the anticipated date on which the certificate will be issued,
- (f) satisfies a panel of the Registration Committee that they will possess the current knowledge, skill and judgment relating to the practice of the profession that would be expected of a member holding a General certificate of registration, and
- (g) satisfies the Registrar that they will be in compliance with any outstanding requirements of the College's Quality Assurance Committee or any outstanding orders or requirements of the Council, Executive Committee, Inquiries, Complaints and Reports Committee, Discipline Committee and Fitness to Practise Committee as of the anticipated date on which the certificate will be issued.

Temporary class

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

1. The applicant must be registered or licensed to practise denturism in another jurisdiction in which the requirements for registration or licensure are similar to those in paragraphs 1 and 2 of subsection 5 (1).
2. A holder of a General certificate of registration who is approved by the Registrar must have agreed to supervise the applicant and to be responsible for ensuring that the applicant provides appropriate and continuing care to patients.
3. The applicant must have an offer of employment or appointment that relates to the practice or teaching of the profession which does not exceed thirty days.
4. The applicant must not have held a Temporary certificate of registration in the twelve-month period immediately before the date of the application unless the Registrar is of the opinion that, based on exceptional circumstances, this requirement should not apply.

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5. The applicant must have successfully completed, no earlier than twelve months prior to the date of the application, the jurisprudence program that was set or approved by Council.
 6. The applicant must have,
 - i. engaged in the practice of denturism for at least 750 hours in the three years preceding the application, or
 - ii. taught denturism at a program referred to in paragraph 1 of subsection 5 (1)(i) for a period of at least twelve months in the three years preceding the application.
- (2) The requirements of paragraphs 1, 2 and 3 of subsection (1) are non-exemptible.

Additional terms, etc., Temporary class

12. The following are additional terms, conditions and limitations on every Temporary certificate of registration:
1. The member may only practise denturism under the supervision of the holder of a General certificate of registration referred to in paragraph 2 of subsection 11 (1).
 2. Upon the request of the Registrar the member shall provide evidence satisfactory to the Registrar of the member's compliance with the limitation set out in paragraph 1 and shall provide such evidence within the time period set by the Registrar.
 3. The member's certificate of registration expires on the earlier of the expiry date noted on the certificate of registration or the day that is thirty days after the date on which the certificate was issued.

Labour mobility, Temporary class

13. (1) Where section 22.18 of the Health Professions Procedural Code applies to an applicant for a Temporary certificate of registration, the applicant is deemed to have met the requirements set out in paragraphs 1 and 6 of subsection 11 (1).

(2) It is a non-exemptible registration requirement that an applicant referred to in subsection (1) provide one or more certificates or letters or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a practitioner of denturism in every jurisdiction where the applicant holds an out-of-province certificate.

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

(4) An applicant referred to in subsection (1) is deemed to have met the requirement of paragraph 3 of section 3 if the requirements for the issuance of the out-of-province certificate included language proficiency requirements equivalent to those required by that paragraph.

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

Emergency Class

13.1 (1) The following are non-exemptible registration requirements for an Emergency certificate of registration:

1. The applicant must have successfully completed a post-secondary program in denturism or equivalent that,
 - (a) is approved by the Council or a body designated by the Council, or
 - (b) is, in the opinion of a panel of the Registration Committee, substantially equivalent to a program approved by the Council or a body designated by the Council.
2. A holder of a General certificate of registration who is approved by the Registrar must have agreed to supervise the applicant and to be responsible for ensuring that the applicant provides appropriate and continuing care to patients.

Additional terms, etc., Emergency class

13.2(1) The following are additional terms, conditions and limitations on every Emergency certificate of registration:

1. The member may only practise denturism under the supervision of the holder of a General certificate of registration referred to in paragraph 3 of subsection 13.1 (1) or another holder of a General certificate if the Registrar provides written pre-approval.
2. Upon the request of the Registrar the member shall provide evidence satisfactory to the Registrar of the member's compliance with the limitation set out in paragraph 1 and shall provide such evidence within the time period set by the Registrar.
3. The member shall not supervise another person in the practice of the profession.
4. The Member shall practise the profession a minimum of 250 hours during each 12 month period that they hold registration in the Emergency class.
5. If a member fails to meet the condition described in paragraph 4, the Registrar shall refer the member to the Quality Assurance Committee for a peer and practice assessment unless the member,

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- (a) has successfully completed a refresher program approved by the Registration Committee;
or
 - (b) has resigned his or her certificate.
6. Unless stated otherwise on the certificate, a certificate of registration in the Emergency class expires one year after it is issued, unless it is renewed.
7. Unless stated otherwise on the certificate, a renewed certificate of registration in the Emergency class expires one year after it is issued, unless it is renewed again.
8. Despite paragraphs 6 and 7, a certificate of registration in the Emergency class expires six months after the earlier of:
- (a) the date the Minister withdraws their request that certificates of registration in the Emergency class be issued or renewed, and
 - (b) the Council declares that the emergency circumstances where it is in the interest of the public to issue and renew certificates of registration in the Emergency class have ended.

Issuing other certificate to Emergency holder

13.3(1). The Registrar may issue to the holder of an Emergency certificate of registration a General certificate of registration if the member,

1. submits a completed application to the Registrar,
2. pays any penalty or other amount owed to the College,
3. pays any fees required under the College's by-laws,
4. provides the College with any information that it has required of the member,
5. must have successfully completed, no earlier than twelve months prior to the date of application for registration, the jurisprudence program that was set or approved by the Council,
6. satisfies the Registrar that they will be in compliance with all of the terms, conditions and limitations of the General certificate of registration as of the anticipated date on which the certificate will be issued,
7. has practised in the Emergency class for a minimum of two years as of the date of their application, and

8. satisfies the Registrar that they will be in compliance with any outstanding requirements of the College's Quality Assurance Committee or any outstanding orders or requirements of the Council, Executive Committee, Inquiries, Complaints and Reports Committee, Discipline Committee and Fitness to Practise Committee as of the anticipated date on which the certificate will be issued.

Examination

In this Regulation,

“candidate” means a person who is registered, or who is attempting to register, to take the qualifying examination in denturism referred to in paragraph 2 of subsection 5(1).

14. (1) In setting or approving the qualifying examination in denturism, the Council shall specify the general areas of competency to be examined and shall ensure that the examinations provide a reliable and valid measure of a candidate's knowledge, skill and judgment in the practice of denturism in Ontario.

(2) The qualifying examination shall be offered at least once each year.

(3) A candidate is not eligible to take the qualifying examination on the candidate's first attempt unless the candidate has satisfied the requirement set out in paragraph 1 of subsection 5 (1) within the twelve months immediately prior to the date that they submitted their application for the qualifying examination. If the 12 month requirement is not met, then the requirements of s.5(2) must have been met.

(4) Subject to subsections (3), a candidate is eligible to take the qualifying examination during the 4 year period beginning on the date that the application to take the qualifying examination was submitted.

(5) The 4 year period described in subsection (4) may be extended if a panel of the Registration Committee is satisfied that exceptional circumstances prevented the candidate from taking the qualifying examination during the initial 4 year period.

(6) Subject to subsection (7) a candidate who fails the qualifying examination may apply for re-examination.

(7) In every instance where a candidate has failed the qualifying examination on their third attempt, the candidate is not eligible to apply to take the examination again until the candidate successfully completes another program equivalent to the program specified in paragraph 1 of subsection 5 (1) or additional training program specified by the Registration Committee.

(8) A candidate who fails a qualifying examination may appeal the results of the examination to a person or body set or approved by the Council that has no involvement in the administration of the qualifying examination.

(9) An appeal under subsection (8) shall be limited solely to the questions of whether the process followed in sitting the qualifying examination was appropriate and whether the candidate had an illness or personal emergency sufficient to warrant nullifying the results.

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(10) If the person or body adjudicating the appeal decides that the results of the examination should be nullified, the examination attempt does not count against the candidate for any purpose, including the application of section 14(7).

(11) In an appeal under subsection (8) the candidate shall not be given access to any information that would undermine the integrity of the examination process.

Suspensions, revocations and reinstatements

15. (1) If a member fails to provide the College with information about the member as required under the by-laws or section 4 of this regulation,

- (a) the Registrar may give the member a notice of intention to suspend the member's certificate of registration, and
- (b) the Registrar may suspend the member's certificate of registration if the member fails to provide the information within 30 days after the notice is given.

(2) If the Registrar suspends a member's certificate of registration under subsection (1), the Registrar shall lift the suspension upon being satisfied that,

- (a) the former member has given the required information to the College and any other information that has since been required by the College under the by-laws,
- (b) the former member has the professional liability insurance in the amount and in the form required under the by-laws,
- (c) the former member is in compliance with any outstanding orders issued by a committee of the College and any undertakings given by the former member to the College,
- (d) the former member has paid any fees required under the by-laws for lifting the suspension,
- (e) the former member has paid any other outstanding fees required under the by-laws, and
- (f) the former member possesses the current knowledge, skill and judgement relating to the practice of the profession that would be expected of a member holding a certificate of registration of the same class as the one for which they are applying to be reinstated.

16. (1) If the Registrar has evidence that a member no longer maintains professional liability insurance in the amount and in the form as required under the by-laws, the Registrar may immediately suspend the member's certificate of registration.

(2) If the Registrar suspends a member's certificate of registration under subsection (1), the Registrar shall lift the suspension upon being satisfied that,

- (a) the former member has the professional liability insurance in the amount and in the form required under the by-laws,
- (b) the former member has given all information that has been required by the College under the by-laws to the College,
- (c) the former member is in compliance with any outstanding orders issued by a committee of the College and any undertakings given by the former member to the College,
- (d) the former member has paid any fees required under the by-laws for lifting the suspension,
- (e) the former member has paid any other outstanding fees required under the by-laws, and
- (f) the former member possesses the current knowledge, skill and judgement relating to the practice of the profession that would be expected of a member holding a certificate of registration of the same class as the one for which they are applying to be reinstated.

17. If the Registrar suspends the member's certificate of registration under section 24 of the Health Professions Procedural Code, the Registrar shall lift the suspension upon being satisfied that,

- (a) the former member has the professional liability insurance in the amount and in the form as required under the by-laws,
- (b) the former member has given all information that has been required by the College under the by-laws to the College,
- (c) the former member is in compliance with any outstanding orders issued by a committee of the College and any undertakings given by the former member to the College,
- (d) the former member has paid any fees required under the by-laws for lifting the suspension,
- (e) the former member has paid any other outstanding fees required under the by-laws, and
- (f) the former member possesses the current knowledge, skill and judgement relating to the practice of the profession that would be expected of a member holding a certificate of registration of the same class as the one for which they are applying to be reinstated.

18. If the Registrar suspends a member's certificate of registration under section 15 or 16 of this regulation, or under section 24 of the Health Professions Procedural Code and the suspension has not been lifted, the certificate is revoked on the day that is 3 years after the day it was suspended.

Revocation

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X. Ontario Regulation 833/93 is revoked.

Commencement

X. This Regulation comes into force on the day it is filed.

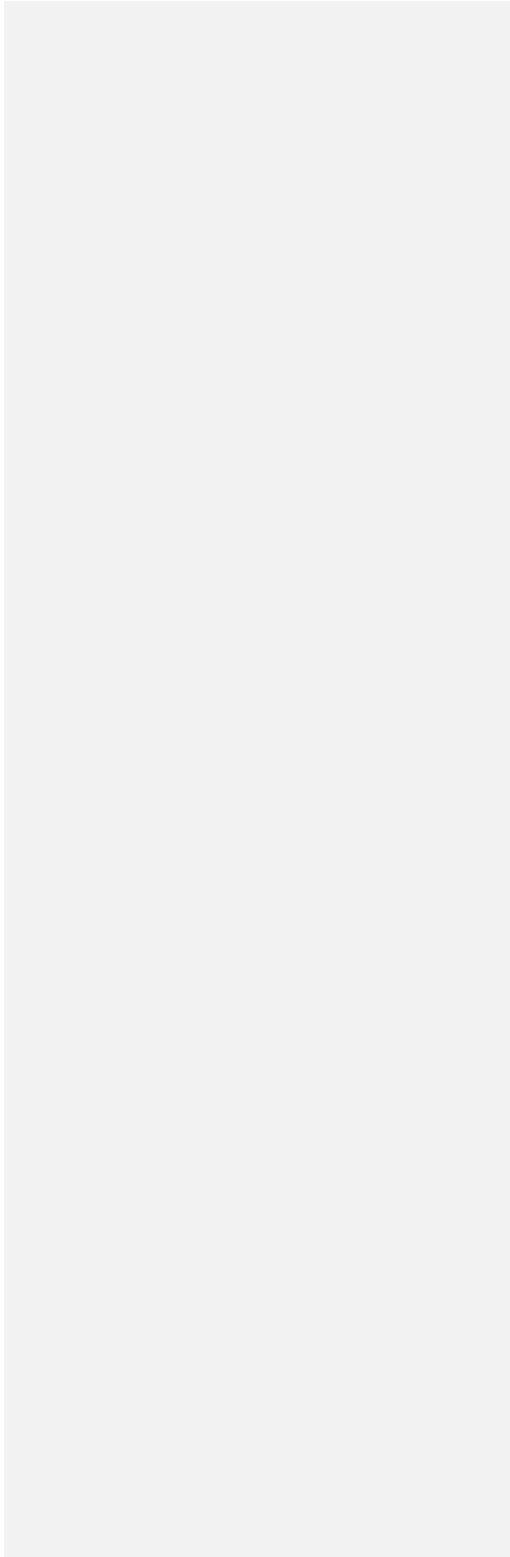
Made by:

COUNCIL OF THE COLLEGE OF DENTURISTS OF ONTARIO:

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Signature (in blue ink)

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Name (in print)

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Full Title (in print)



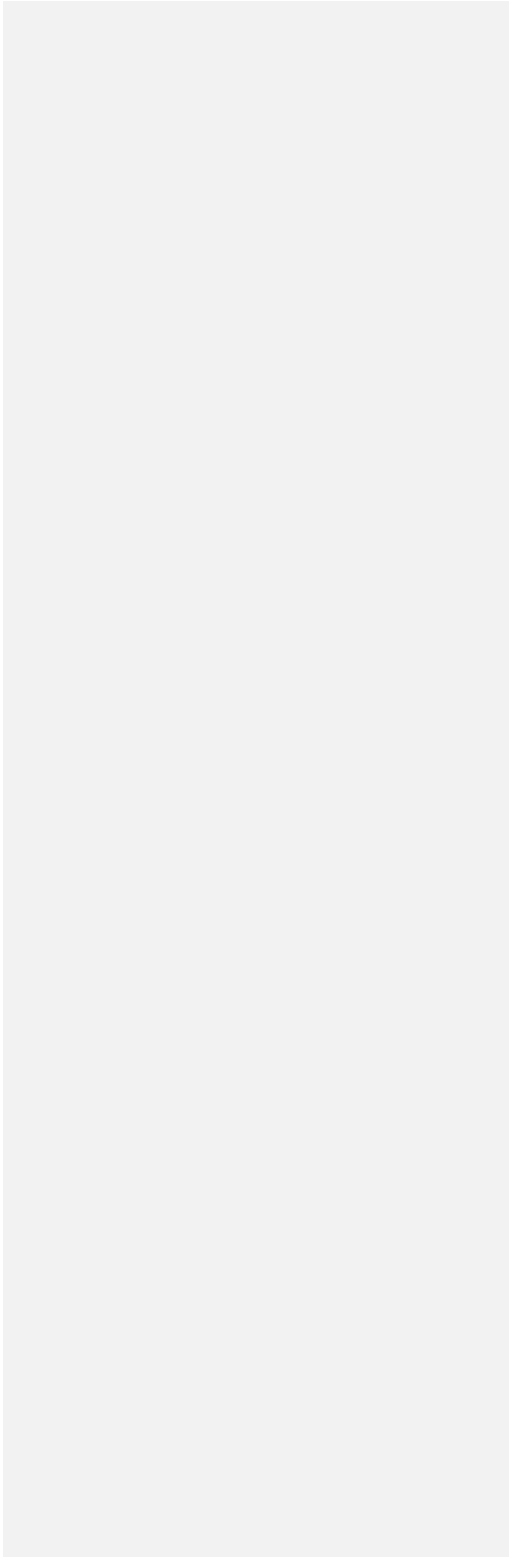
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Name (in print)

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Full Title (in print)

Date made:



Ministry of Health

Office of the Chief of Nursing
and Professional Practice and
Assistant Deputy Minister
777 Bay Street, 19th Floor
Toronto ON M7A 2J3

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Ministère de la Santé

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et de la pratique professionnelle et
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Agenda Item 7.3



December 14, 2022

MEMORANDUM TO: Registrars and Executive Directors

FROM: **Dr. Karima Velji**
Chief of Nursing and Professional Practice and Assistant Deputy
Minister
Ministry of Health

RE: Ontario Regulation 508/22 (Registration Requirements) made under
the *Regulated Health Professions Act, 1991* (RHPA).

On October 27, 2022, the Lieutenant Governor in Council approved a regulation made under the RHPA that, amongst other things, requires health regulatory Colleges to develop regulations creating an emergency class of registration¹. Features of this class must include:

1. The specific emergency circumstances that will cause the class to be open for registration.
2. A time period of no more than a year duration, but renewable for the same period of time with no limit on the number of times they may be renewed as long as the emergency circumstance persists.
3. Circumstances in which a member of the emergency class must become eligible for registration in another registration class and be exempt from at least some registration requirements that would ordinarily apply to that other class of registration.

These regulations must be approved by the Lieutenant Governor in Council by August 31, 2023. To achieve this, this memo offers several considerations intended to assist in the development of your regulations whilst respecting the Colleges' authority to make these regulations.

Specifying emergency circumstances

The term 'emergency circumstance' should be broader than a declared state of emergency made under the *Emergency Management and Civil Protection Act, 1990*. For example, an emergency circumstance might include situations where:

- a. There is a significant interruption of a registration pathway leading to a lengthy delay for many applicants in their being registered.
- b. Where the Minister of Health requests the College to initiate registrations under this class based on her opinion that emergency circumstances call for it; or

¹ As required by section 16.3 of the Health Professions Procedural Code.

- c. Any other emergency circumstance where it is in the public interest to issue emergency class of registration.

To support the regulations, it is suggested that the Colleges develop the process for determining the existence of emergency circumstances, as well as the process for determining when the emergency circumstance has resolved.

Similarly, it is suggested that Colleges consider what terms, conditions and limitations should be placed upon the holder of the emergency class of registration, if any, including any supervisory requirements.

Expiry of emergency class of registration

Colleges should determine the appropriate length of time for the initial issuance emergency class certificates (up to one year). Certificates must be renewable for the same period whilst the emergency circumstances exist.

Colleges should consider the impact on employers and the broader health system for determining when emergency class certificates terminate. If the termination occurs prior to the renewal date, consideration needs to be given to the way sufficient notice of expiry will be provided to the certificate holder and their employer to avoid disruptions in patient care.

Transition from emergency class of registration to another class

This class is another tool that may be used to mitigate the potential disruption to Ontario's supply of regulated health professionals and serves as another pathway to registration when emergency circumstances exist. Those who will be practising the profession under an emergency class of registration must be provided with a route to continue to practise under a different class of registration.

Consideration may be given to such factors as the length of time an applicant has practised under an emergency class of registration and to the demonstrated ability to practise safely. Colleges might also want to consider an active practice requirement rather than relying on the length of time a person holds the emergency class certificate.

Timelines

As noted above, these regulations are required to be approved by the Lieutenant Governor in Council by August 31, 2023. To give sufficient time to secure that approval, health regulatory Colleges should submit their proposed regulations to the Ministry on or before May 1, 2023.

We understand that this is an expedited timeline, however, given the substantial nature of these changes, we are recommending that Colleges plan for a 60-day circulation period. We acknowledge that this may necessitate the scheduling additional Council meetings to seek various approvals that are required as part of your own processes and procedures. Ministry staff will work with you as you develop your proposed regulation submissions in efforts to ensure timelines are met and that any policy issues are resolved. Please contact Allison Henry (allison.henry@ontario.ca) if you have any questions.

The ministry looks forward to working with you and we would like to thank you for ensuring that the province has the supply of safe competent providers to meet the needs of our population now and in the future.

A handwritten signature in black ink, appearing to read "Karima Velji". The signature is stylized with a large initial 'K' and a long horizontal stroke extending to the right.

Dr. Karima Velji

Chief of Nursing and Professional Practice and Assistant Deputy Minister



Regulation Submission Template

General Information

1. The proposed regulation is a new regulation. It will replace, in its entirety, the existing registration regulation Ontario Regulation 833/93 made under the Denturism Act, 1991.
2. **Provide a short description of the proposed regulation or amendment. (Briefly describe the purpose of regulation or regulation amendment and the intended outcomes).**

The existing registration regulation was initially approved over twenty-five years ago and many of the provisions contained within the original regulation require updating. Numerous issues of concern respecting this College's entry to practice/registration policies and procedures were raised in the independent audit report of the College of Denturists of Ontario ordered by the Minister of Health and Long Term Care in 2011 and conducted by PricewaterhouseCoopers throughout that year. In order to fully address the audit concerns respecting entry to practice and registration within the denturism profession in Ontario, a major revision of the College's existing registration regulation was both necessary and appropriate rather than amending the current registration regulation.

The prescriptive nature of the existing regulation specifies a specific academic institution from which eligible applicants must graduate and a list of topics that any other program must include to be considered equivalent. The new regulation no longer names any educational programs from which applicants must graduate but rather requires applicants to have graduated from a post-secondary program in denturism or the equivalent that is approved by the Council or a body designated by the Council or is, in the opinion of the Registration Committee, substantially equivalent to the same. The move away from identified courses will permit the Registration Committee to focus on necessary competencies in order to demonstrate equivalency. This will permit the registration process at the College to be more transparent, objective, impartial and fair.

In 2013, Ontario partnered with Alberta and British Columbia to develop a national competency profile for denturists in Canada. Over the past few years, the three provinces have partnered again to review and revise the national competency profile, develop a national accreditation process and a national written component of the Qualifying Examination. The competency profile will continue to form

(among other things) the basis of educational outcomes against which recognized educational programs for denturists should be eventually accredited.

The existing regulation has two classes of registrant (general class and temporary class). The profession currently includes denturists who are and wish to remain "inactive" and so, the new regulation reflects a corresponding "inactive" class of registrant. A key component of the proposed regulation is the introduction of this additional class of registration within the College. The new inactive class mirrors those already in place in a number of provinces where denturism is regulated. The new class of registration proposed in this regulation will allow denturists to remain accountable to the College while they are in Ontario, thereby supporting protection of the public.

3. **Please provide general information on why the existing provisions are in the regulation, if known, and how they are currently being applied by the College. (More detailed information regarding how provisions are currently be applied by the College should be provided in Form B)**

Existing provisions are being applied by the College through the work of the Registration Committee and Qualifying Examinations Committee. Policies have been developed and approved by Council to interpret the existing provisions and provide clarity to candidates, applicants and members regarding entry-to-practice and registration requirements.

4. **Describe the rationale for the regulation or regulation amendment. (Explain why the College is proposing the regulation or regulation amendment and why the College is bringing it forward at this time. How does the proposal accomplish the policy objective the College is trying to achieve? What is the problem that needs to be fixed? Have the practice standards for the profession changed? What events or circumstances have prompted the College to bring forward this change? What policy principles guided the development of the regulation? What evidence supports the policy? If a threshold is being established or changed (e.g., when determining a minimum number of practice hours), how was the threshold determined?)**

The CDO has identified the need to amend its Registration Regulation to enable timelier suspension of members who fail to provide mandatory information as required by College by-laws. Amendments are required to permit flexibility to make changes to academic program registration requirements and for timely academic program approval. The College also requires amendments to address housekeeping updates to its registration, reinstatement and resignation requirements.

As mentioned previously, numerous issues of concern respecting this College's entry to practice/registration policies and procedures were raised in the independent audit report of the College of Denturists of Ontario ordered by the Minister of Health and Long Term Care in 2011 and conducted by PricewaterhouseCoopers throughout that year. In order to fully address the audit concerns respecting entry to practice and registration within

the denturism profession in Ontario, a major revision of the College's existing registration regulation was both necessary and appropriate.

In the 2013 consultation, the Registration Committee requested feedback regarding the proposal to reduce the practice hours requirement from 1500 to 750 over a three year period. A number of scenarios were considered in establishing the need to lower the required practice hours. In determining the practice hour requirements, the Committee considered legal advice, the minimum requirements of other regulatory health professions, as well as different practice scenarios and situations (e.g. full-time practice, academic practice, parental leave, short term or long term sick leave, contractual or locum work, and semi-retirement.) Based on the survey results, 53% of members that responded to the survey agreed, with 16% somewhat agreeing and 10% neutral, that 750 hours allows for a denturist to maintain the necessary skills to perform clinical procedures related to the provision of denturism services.

5. **Provide an explanation of how the proposed regulation is considered to be in keeping with the *Regulated Health Professions Act, 1991 (RHPA)* and the public interest. (Explain how the change will benefit or protect the public. Identify the risk(s) to the public if the amendment is not passed. If the regulation proposal contains elements that are reflective of professional interests, explain why they are necessary and how they uphold the public interest.)**

The CDO is proposing to revoke and replace its current Registration Regulation (O.Reg. 833/93) made under the *Denturism Act, 1991* to include the following changes, both substantive and housekeeping, that are required to:

- Ensure the CDO can enforce compliance with requests for information from its members, in a timely manner. Specifically, the proposed amendments would:
 - Enable the Registrar to suspend a member for failure to provide the College with information required by College by-laws;
 - Set out conditions under which the Registrar can lift suspensions imposed due to a member's failure to provide required information; and
 - Enable the Registrar to revoke a certificate of registration where a member was non-compliant following a suspension for failure to provide information.
- Ensure that entry-to-practice and registration requirements are current, robust and aligned with other health regulatory colleges and that the public can easily identify a member's registration status. Specifically, the provisions would:
 - Introduce a new registration class that would clearly identify to the public denturists who no longer are authorized to provide direct care to patients, but who remain involved in the profession through an inactive class of certificate;
 - Identify the restricted titles for each class of registration.
 - Ensure that applicants and members demonstrate good character prior to and during registration with the College;
 - Require all applicants to complete a jurisprudence exam as part of registration requirements;

- Update currency requirements for renewal of a Certificate of Registration in the General Class; and
 - Enable the Registrar to refer members who do not meet currency requirements to the Quality Assurance Committee for a peer and practice assessment; and
 - Provide clarity regarding the processes for completing the qualifying examination.
- Enable the College to implement best practices for registration processes that protect the public interest, including:
 - Enabling competition amongst education programs by removing the identification of specific academic programs in the regulation and permitting timelier approval of academic programs and curriculum through a third party approved by Council;
 - Enabling transparent, objective, impartial, fair, consistent and periodic consideration of all education programs offering denturism programs; and
 - Clarifying the processes for taking the Qualifying examination, including eligibility requirements, appeals and number of attempts.

6. **Set out the authority to make this regulation and the relevant provisions contained in the RHPA and/or enabling statute. (*What regulation making authority is the College relying upon to make the proposed amendment? How is the amendment consistent with the provisions contained in the RHPA, Health Professions Procedural Code (HPPC) or profession specific Act? Please note: Colleges should use terms and language used within the RHPA or their professions specific Acts when drafting their regulation proposals. More detailed information should be contained in Form B.*)**

The College's obligation under the Regulated Health Professions Act, 1991 (RHPA) to set and enforce requirements for entry into the profession is clear, and it's authority to make this registration regulation, subject to approval of the Lieutenant Governor in Council and with prior review of the Minister, is set out in s.95 of the RHPA, Health Professions Procedural Code, specifically under s. 95(1)(a),(b),(c), (d) and (f).

7. **Is this proposal consistent with any ministry policy or guidelines related to the amendments (e.g., incorporation by reference)? If not, please provide information that explains the need for the College to deviate from the ministry's policy. (*The ministry will only consider amendments where the ministry is satisfied that not meeting the guidelines or ministry policies would pose a significant threat to public safety or significantly compromise the public interest.*)**

It is the College's position that this proposal is consistent with Ministry policy and guidelines in support of public interest and protection. The amendments will ensure that the expectations of the Fairness Commissioner will be respected and enshrined. The modernizing of the entry to practice requirements will ensure that applicants and members are fully aware of what is required to become and remain registered. It will

also permit the public to clearly know what is required to become a member of the CDO and the currency requirements of members of the CDO.

8. **With respect to this regulation proposal, what are the financial implications, if any, to the membership, applicants (if appropriate) and to stakeholders? (e.g. educational programs, change in examinations, etc.)**

The proposed amendments are not expected to have any new incremental costs to Ontario businesses. The proposed regulatory amendments deal with outcomes from non-compliance with legislative requirements when renewing a certificate of registration and introduce no new registration costs to members and minimal new registration costs for applicants who are not considered a business (a \$100 one-time jurisprudence examination fee).

Currently, there are 3 academic programs offering a post-secondary course in denturism that are administered by not-for-profit institutions,, which are not considered businesses. The introduction of a third-party accreditation body will require that all academic programs pay a fee to receive accreditation, but currently this would not impose any costs to businesses. If private for-profit academic programs are opened in the future, they would be required to incur the accreditation costs and this would be a cost to businesses but would be in place when the academic program enters the market.

9. **Please provide an analysis of the impact the proposed regulation amendment would have on:**

Impact on the public:

It is anticipated that the new regulation will help the College better protect the public through the creation of additional and more flexible classes of registration, ensuring that all denturists who wish to provide denture services to the public of Ontario in various capacities are registered with the College, and hence accountable. The ability to mandate professional liability insurance, and immediately suspend if it is determined that a member is not complying with this TCL, provides assurance to the public that the CDO is protecting its interests. The public can also take comfort by the numerous TCLs imposed upon certificates of registration which requires members to alert the CDO when certain events occur. This provides a level of accountability which will hopefully reassure the public.

The profession:

Many denturists who are currently not practicing the profession but still wish to be registered with the College have expressed support for formal creation of the "inactive" class of registrant. This change is seen to be beneficial to the profession but clearly also to the public through enhanced accountability.

The other regulated health professions:

There are no anticipated negative or positive impacts.

Ministry or government programs:

There are no anticipated negative or positive impacts.

Other jurisdictions:

The absence of any commentary from any other jurisdiction suggests no anticipated negative or positive impact.

10. **Please provide a summary of how other Canadian jurisdictions regulate the subject matter. (Include information on whether there are any developments or precedents established in other jurisdictions that are relevant or supportive of the regulation proposal. Please include the source of information such as internet web site references).**

See Appendix A: Summary of Canadian Denturist Colleges

Mutual Recognition Agreement (MRA) Labour Mobility and Office of the Fairness Commissioner (Registration Regulations or Amendments)

11. **If this is a registration regulation or amendment, please provide an explanation of how it reflects requirements set out in your profession's MRA. A signed copy of the final signed MRA document highlighting the relevant areas should also be attached.**

The CDO does not have a formal mutual recognition agreement with any other Canadian regulator of denturism. However, all provinces and territories have a provincial denturist association and they all belong to the national association called the Denturist Association of Canada (DAC). All provincial associations are signatories to the DAC agreement to mutually recognize the profession across the country.

12. **Please explain how this amendment is consistent with the principles of labour mobility.**

Notwithstanding this mutual recognition at the association level, under the *Canadian Free Trade Agreement*, the College has been registering applicants who have been registered as denturists in other Canadian jurisdictions provided that they submit a letter of good standing as a denturist from their respective regulatory body. The College will continue this practice under the new proposed regulation (under section 7) where an applicant holds an out-of-province certificate of registration.

13. **If your profession does not have a MRA for the class of member affected, please describe what accommodation has been made by the College to register these applicants.**

N/A

14. **Please provide an explanation of how the amended regulation meets the College's duty to provide registration practices that are transparent, objective, impartial and fair.**

The proposed new regulation supports the principles of fair, objective, transparent and impartial registration practices in several ways.

Fairness will be achieved by removing dated provisions and creating a modern set of entry to practice requirements.

Objectivity will be achieved by removing a dedicated (and traditional) educational institution from the regulation and permitting graduates of various educational institutions to qualify for membership.

Transparency will be achieved by setting out, clearly, what is required in order to obtain a certificate of registration from the CDO. Further, the TCLs of all members will now be set out and will alert the membership and the public as to what is expected of denturists in Ontario.

Finally, impartiality will be attained by enshrining the examination expectations. The examination was developed based on the national competency profile for denturists in Canada for entry to practice level. This will ensure that this assessment is administered in an impartial manner.

15. **Please include any comments provided by the Office of the Fairness Commissioner.**

A representative from the Office of the Fairness Commissioner (OFC) previously attended Council meetings in 2013 as an observer and as such, has been party to much of the discussion leading to most of the substantial changes provided in the new regulation. No comments or concerns were expressed.

A previous discussion with the OFC staff and the supervisor Deanna Williams revealed that the existing registration regulation needed to be changed to align with the OFC vision of transparency and fairness in registration practices. No concerns respecting the College's new proposed registration regulation were raised by the Office of the Fairness Commissioner during any of the consultations.

16. **If no changes were made as a result of concerns that were raised by the Office of the Fairness Commissioner, please explain why. Provide details regarding the concerns and how the College intends to address those concerns (if any were raised).**

N/A

Outdated References/Changing Names of Statutes

17. **If the regulation amendments propose to remove outdated references to legislation, please ensure that where statutes have been amended, in addition to receiving a name change (i.e. *Immigration Act*), that the provisions being relied upon and/or referenced in your regulations are current, up to date and continue to be relevant.**

N/A

Circulation

18. **When was the proposed regulation circulated and for how long?**

The proposed regulation was circulated in April 2018 for 60 days and in October 2019 for another 60 days.

The Ministry of Health posted the revised Registration Regulation on the Regulatory Registry for a public 45-day consultation on February 19, 2021. Since the College has concluded its own Stakeholder Consultation and addressed comments in the draft document, it is unlikely that the consultation conducted by the Ministry of Health will yield significantly different comments requiring modification of the draft revisions. However, should those arise, they will be shared with Council.

19. **What were the dates on which Council approved circulation for the proposal and Council approved the regulation?**

Council approved circulation for the proposed regulation on March 9, 2018 and September 6, 2019. At its June 19, 2020 meeting, Council moved to approve the draft Revised Registration Regulation and for it to be submitted to the Ministry of Health for approval, subject to any revisions that may arise from the Ministry's consultation

20. **How was the proposal circulated/ communicated to members? Please provide a copy of information circulated including any cover correspondence or directions.**

A substantial portion of the revised regulation was circulated to stakeholders and members in 2013 via email and posted on the College's website.

The proposed revisions to the Registration Regulation were emailed to the membership and stakeholders for feedback and comments. In addition, it was posted on the College's public website for broader public consultation on the Consultations page on the following dates:

April 2018:

<https://denturists-cdo.com/getmedia/57dc55f3-60c5-442b-a5ee-99efe86b8a82/Registration-Regulation-Consultation.pdf.aspx?ext=.pdf>

October 2019:

https://denturists-cdo.com/getmedia/7d417557-edd4-4a88-a603-7b2e7e7313e3/2019-10-07_Registration-Regulation-Consultation_FINAL.pdf.aspx?ext=.pdf

21. **How many members are currently registered with the College? If appropriate, please provide a break down by class of membership.**

738 Active Members as of March 23, 2021

*There is only 1 class of registration under Ontario Regulation 833/93

22. **How many members provided comments on the proposal? Please provide a summary of the comments received and how, the College managed any concerns that were identified. (Provide a breakdown of the comments received reflecting those in favour and those again providing numbers wherever possible. What kinds of concerns were raised with respect to the proposed changes? How did the College respond to the members raising concerns?)**

2013:

•3 responses – See 2013 Consultation Feedback and Legal Responses

2018:

•26 responses – See 2018 Consultation Report & DAO Submission*

2019:

•38 – See 2019 Consultation Report

Appendix B – Stakeholder Responses and Feedback provides a breakdown of the comments received and accompanying responses to those comments. The concerns that were identified will be managed through targeted communication to the membership explaining the provisions.

The version of the regulation that was circulated in 2018 included all of the provisions from the 2013 revisions to which a consultation occurred. There were a few substantive changes that were highlighted in this iteration and therefore, it was circulated for comment. Between 2018 and 2019, the regulation was revised again, and the citizenship requirement remained while the recommended jurisprudence program requirement was removed. These changes were circulated in 2019.

23. **Provide a summary, and provide copies of any relevant correspondence regarding the College's consultations with:**

- professional associations
- other colleges,
- the Office of the Fairness Commissioner (if this is a registration regulation or amendment) and
- stakeholders

(Indicate what whether the stakeholder was in support of the proposed changes. Indicate what sections were considered contentious and the kinds of concerns that were raised with respect to the proposed changes and by whom? Please provide a summary of how the College responded to the stakeholders raising concerns?)

Please see:

- Appendix B – Stakeholder Responses and Feedback
- April 2018 Consultation Materials
- October 2019 Consultation Materials
- 2013 Circulation Materials

24. **If changes were made to the proposed regulation based on stakeholder and member feedback were they substantive?**

No changes were made to the proposed regulation based on stakeholder and member feedback.

25. **Please explain what changes were made and why.**

N/A

26. **Was the proposed regulation re-circulated to the members and stakeholders for comments as a result of the changes?**

N/A

a. If so, what was the outcome of the re-circulation? Were there any additional comments provided?

b. On what date did Council approve the revised proposed regulation?

27. **If no changes were made as a result of concerns that were raised by members and stakeholders, please explain why. Provide details on how the College intends to manage any contentious issues.**

Council did not discuss any changes as a result of the consultation report and legal counsel response to those comments.

28. **Have the circulation requirements for this proposal been waived or abridged pursuant to subsection 95 (1.6) of the *Health Professions Procedural Code (Code)*? If yes, please attach a copy of the Minister's letter that provides approval for waiving or abridging the requirement to circulate the proposed regulation.**

N/A

Timelines

29. **Is there a date that affects when the regulation should come into force? Please provide details. If the amendment requested by the College is urgent please explain why the amendment is needed now and what the consequence will be if the amendment(s) does (do) not move forward according to the College's request. Also indicate reasons why this has become urgent and was not part of the regular course of college business with sufficient lead time allocated. Please indicate what the College's plan would be if the date is not met.**

The College requests that this regulation comes into force simultaneously with the Quality Assurance Regulation that was previously filed with the Ministry.

Existing Clause	Proposed New Clause	Rationale
<p>1. (1) The following are non-exemptible registration requirements for a certificate of registration:</p> <p>1. The applicant must have a diploma in denture therapy or denturism from,</p> <p style="padding-left: 40px;">i. George Brown College of Applied Arts and Technology,</p> <p style="padding-left: 40px;">ii. any other institution that, in the opinion of the Registration Committee, issues an equivalent diploma or degree.</p>	<p>Removed. Content addressed under s.5 of proposed new draft. Please see s.5 in Proposed New Clause column.</p>	
<p>2. The applicant must have successfully completed the qualifying examination in denturism set by the Council within 12 months of the application.</p>	<p>Removed. Content addressed under s. 5 of proposed new draft. Please see s. 5 in Proposed New Clause column.</p>	
<p>3. The applicant must be a Canadian citizen or a permanent resident of Canada or have an authorization under the Immigration and Refugee Protection Act (Canada) consistent with his or her proposed certificate of registration. O. Reg. 833/93, s. 1 (1); O. Reg. 404/94, s. 1 (1); O. Reg. 225/03, s. 1 (1); O. Reg. 23/12, s. 1 (1).</p>	<p>Content addressed under s. 3 of proposed new draft. Please see s.3 in Proposed New Clause column.</p>	
<p>(2) For the purposes of subparagraph ii of paragraph 1 of subsection (1), a diploma or degree is equivalent if it offers courses in the areas listed in the Schedule. O. Reg. 833/93, s. 1 (2).</p>	<p>Content addressed under s. 14 of proposed new draft. Please see s.14 in Proposed New Clause column.</p>	

Existing Clause	Proposed New Clause	Rationale
(3) Revoked: O. Reg. 23/12, s. 1 (2).	<p>Remove.</p> <p>Classes of certificates</p> <p>1. The following are prescribed as classes of certificates of registration:</p> <ol style="list-style-type: none"> 1. General. 2. Inactive. 3. Temporary. 	<p>The authority to make this requirement is contained in clause 95(1)(a) of the HPCC.</p> <ul style="list-style-type: none"> • Inactive class allows for members who are not practising to remain registrants of the College <ul style="list-style-type: none"> ○ Intent is short-term, most to move back into General after 1-3 years ○ Common reasons: parental leave, illness/injury, not currently working in the profession (short-term). This provides greater flexibility for members and still keeps them within the regulated umbrella of the College. • General and Temporary already exist in the current regulation
	<p>1.1 A member who held a certificate of registration under the Denturism Act, immediately before this section came into force shall be deemed to be a holder of a certificate of registration issued pursuant to s. 1 para 1, subject to any term, condition, limitation, suspension, expiry or cancellation to which the member’s certificate of registration was subject.</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • Administrative provision – transfer current membership into revised regulation • Despite its desire to modernize its entry to practice requirements, the College wishes to ensure a seamless transfer. This provision will reassure members and the public that despite the new requirements, current members of the College shall remain members.

Existing Clause	Proposed New Clause	Rationale
	1.2 Where an application for a certificate of registration had been made but not finally dealt with before this Regulation came into force the application shall be dealt with in accordance with the previous Regulation.	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> Administrative provision – fairness to candidates/applicants that are partially through the registration process but have not yet become registrants.
2. The following are the standards and qualifications for a certificate of registration:	Application for certificate of registration	
1. The applicant submits a completed application to the Registrar in the form provided by the Registrar, together with the application fee.	2. (1) A person may apply for a certificate of registration by submitting a completed application in the form provided by the Registrar, any applicable fees required under the by-laws and any supporting information requested by the Registrar.	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> Requires applicants to provide additional information to supporting their application, provides the Registrar and/or RC with a full picture of the applicant’s current and previous conduct to try to ensure that registrants practice safely, ethically and competently. The form will contain relevant information required for the registration process. It is the initiating document and must contain all current contact information and supporting documentation in order for the registration process to run smoothly.
2. The applicant’s past and present conduct affords reasonable grounds for belief that the applicant, i. is mentally competent to practise denturism, and	Content addressed under s. 3 of proposed new draft. Please see s.3 in Proposed New Clause column.	

Existing Clause	Proposed New Clause	Rationale
<p>ii. will practise denturism with decency, integrity and honesty and in accordance with the law.</p>		
<p>3. The applicant has not made, by commission or omission, any false or misleading representation or declaration on or in connection with an application.</p>	<p>(2) Despite any other provision in this Regulation, a person who makes a false or misleading statement, representation or declaration in or in connection with their application is deemed not to have satisfied the requirements for a certificate of registration and the Registrar, in the absence of a hearing, may revoke the certificate for providing such a statement.</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> The College expects its members to act honestly and with integrity. The public expects that registered professionals have been appropriately assessed by their regulatory body. This is not possible without complete and accurate information being provided by the applicant. An applicant who is dishonest or careless on such an important matter is ungovernable.
	<p>(3) The Registrar shall not revoke a certificate of registration under subsection (2) unless the Registrar has given the person written notice of the intention to do so and provided the person with 30 days to make written submissions with respect to the false or misleading statement, representation or declaration.</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> This process provides fairness to the registrant, allowing them to explain discrepancies in their application prior to the Registrar making a final decision with respect to revocation. This codified procedure will also assist the College and the member understand what is needed to occur before such a decision is made.
<p>4. The applicant must deliver his or her original diploma in denture therapy or denturism and documentation identifying the applicant personally to the Registrar if the applicant did</p>	<p>Remove.</p>	<ul style="list-style-type: none"> This requirement is irrelevant. Candidates are required to provide documentation, including official transcripts, at the point of registering

Existing Clause	Proposed New Clause	Rationale
<p>not receive a diploma in denture therapy or denturism from George Brown College of Applied Arts and Technology.</p>		<p>for the Qualifying Examination. Transcripts note the date of the credential was awarded, as well as the name of the credential. Requiring candidates or applicants to provide an official transcript and their actual diploma is redundant.</p>
<p>5. The applicant must have reasonable fluency in either English or French. O. Reg. 833/93, s. 2.</p>	<p>Content addressed under s. 3 of proposed new draft. Please see s.3 in Proposed New Clause column.</p>	
	<p>Requirements for issuance of certificate of registration, any class</p> <p>3. An applicant must satisfy the following requirements for the issuance of a certificate of registration of any class:</p> <p>1. The applicant must, at the time of application, provide written details about any of the following that relate to the applicant and, where any of the following change with respect to the applicant after submitting the application but before the issuance of a certificate, must immediately provide written details with respect to the change:</p> <p>i. A finding of guilt for any of the following:</p> <p style="padding-left: 40px;">A. A criminal offence. B. An offence resulting in either</p> <p>a</p> <p style="padding-left: 40px;">fine greater than \$1,000.00 or any form</p> <p>of</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • This information may bring into question an applicant’s character or fitness to practise. These concerns may be linked to justifiable concerns regarding public safety. • This is a common type of provision. The College is entrusted to ensure that its applicants for registration are competent and free of any findings or proceedings that would call into question their suitability to practise or put patients at risk. • The College expects both applicants and registrants to act honestly and with integrity. These are important facts and applicants are obliged to disclose them as part of the application process. However, the College recognizes that

Existing Clause	Proposed New Clause	Rationale
	<p>custody or detention.</p> <p>ii. A finding of professional misconduct, incompetence or incapacity, or any similar finding, in relation to another regulated profession in Ontario or to any regulated profession in another jurisdiction.</p> <p>iii. A current proceeding for professional misconduct, incompetence or incapacity, or any similar proceeding, in relation to another regulated profession in Ontario or to any regulated profession in another jurisdiction.</p> <p>iv. A finding of professional negligence or malpractice in any jurisdiction.</p> <p>v. A refusal by any body responsible for the regulation of a profession in any jurisdiction to register or license the applicant.</p> <p>vi. An attempt to pass a registration examination required for purposes of being licensed or certified to practise any health profession, whether in Ontario or another jurisdiction that has not resulted in a passing grade.</p> <p>vii. Whether the applicant was in good standing at the time they ceased being registered, whether in Ontario or another jurisdiction, with a body responsible for the regulation of a profession.</p>	<p>applicants cannot remember all minor non-criminal offences (e.g., parking, speeding) that occurred in their entire lives so the wording relating to non-criminal offences is qualified to capture only significant previous non-criminal offences.</p>
	<p>2. The applicant's previous conduct must afford reasonable grounds for the belief that they will practise denturism in a safe and professional manner.</p>	<p>This clause addresses content covered in s.2.2. of the current regulation. The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p>

Existing Clause	Proposed New Clause	Rationale
		<ul style="list-style-type: none"> Using the information provided in s.3.1., the Registrar and/or RC can make better registration decisions to ensure safety of patients The rationale for this provision mirrors the rationale as set out above.. The purpose of the provision is to ensure that applicants have the character and competence to practise safely and ethically.
	<p>3. The applicant must be able to speak, read and write either English or French with reasonable fluency.</p>	<p>This clause addresses content covered in s.2.5. of the current regulation. The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> 2 official languages are English/French An applicant must be able to communicate effectively with their patients and keep accurate records. This is essential for the relationship between patient and provider. It is also necessary for effective communication within the health care system.
	<p>4. The applicant must not have a physical or mental condition or disorder that would make it desirable, in the interest of the public, that they not be issued a certificate of registration unless, should the applicant be given a certificate of registration, the imposition of a term, condition or limitation on that certificate is sufficient to address such concerns.</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> Balancing fairness to the applicant to be registered while protecting patients from potential harm Patients expect to be treated by a regulated professional who is capable and not suffering from a physical or

Existing Clause	Proposed New Clause	Rationale
		mental condition that is likely to affect the care that they deliver.
	5. If the applicant is registered by any body responsible for the regulation of any other profession in Ontario or of any profession in any other jurisdiction, the applicant's registration must be in good standing and must continue to be in good standing until such time as the applicant is issued a certificate of registration	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • Demonstration of good character, governability • Applicants who do not meet this requirement will be considered on a case-by-case basis, with the specific allegations under consideration in order to make a registration decision
	6. If the applicant ceased being registered with any body responsible for the regulation of a profession in Ontario or in any other jurisdiction, the applicant must have been in good standing at the time they ceased being registered.	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • Demonstration of good character, governability • Applicants who do not meet this requirement will be considered on a case-by-case basis, with the specific allegations under consideration in order to make a registration decision
	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 required by the by-laws by the date the applicant will begin practising under his or her certificate of registration.	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • Applicants sign an undertaking that confirms they will get PLI that meets the requirements set out in the By-laws once registered • Ensures that registrants are financially able to handle negligence or malpractice • This is a mandatory requirement of all regulated health professionals.

Existing Clause	Proposed New Clause	Rationale
	8. The applicant must, at the time of application, provide the Registrar with the results of a current police record check.	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • The College’s mandate is to protect the public interest in access to safe, competent and ethical care and service by Registered Denturists. Findings of guilt, courts orders, or outstanding charges or warrants to arrest may bring into question an applicant’s character or fitness to practise. These concerns may be linked to justifiable concerns regarding public safety. Consequently, a criminal record and judicial matters check is required for all applicants who apply on or after November 1, 2018 (as set out in College policy). The criminal record and judicial matters check must be dated within 6 months of the date of application for a Certificate of Registration.
	9. The applicant must be a Canadian citizen or a permanent resident of Canada or have an authorization under the Immigration and Refugee Protection Act (Canada) consistent with his or her proposed certificate of registration.	This clause addresses content covered in s.1(1)3. of the current regulation. The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • This will provide further reassurance to the public that members of this College have complied with all residency requirements. It ensures that the registration process does not foster illegal work in Canada.

Existing Clause	Proposed New Clause	Rationale
<p>3. The following are the terms, conditions and limitations of a certificate of registration:</p> <p>1. The member shall, within 15 days from the day the member becomes aware of any of the following, provide the College with written and, if necessary, oral details of any of the following that relate to the member and that occur or arise after the registration of the member,</p> <p>i. a finding of guilt in relation to any offence,</p> <p>ii. a finding of professional misconduct, incompetency, incapacity or other similar finding in Ontario in relation to another profession or in another jurisdiction in relation to the profession or another profession,</p> <p>iii. the commencement of a proceeding for professional misconduct, incompetency or incapacity, or similar conduct, in Ontario in relation to another profession or in another jurisdiction in relation to the profession or another profession.</p>	<p>Content addressed under s. 4 of proposed new draft. Please see s.4 in Proposed New Clause column.</p>	
<p>2. The member's certificate of registration expires if the member ceases to be a Canadian citizen or a permanent resident of Canada or have an authorization under the Immigration and Refugee Protection Act (Canada) consistent with his or her certificate of</p>	<p>Content addressed under s. 4 of proposed new draft. Please see s.4 in Proposed New Clause column.</p>	

Existing Clause	Proposed New Clause	Rationale
registration.		
<p>3. After the second anniversary date of its issue, the certificate of registration expires on the date the annual fee is due unless the member</p> <p>i. has engaged in the practice of denturism for at least 1,500 hours in the preceding three years,</p> <p>ii. has successfully completed the most recent qualifying examinations in denturism set by the Council.</p> <p>iii. has successfully completed, in the preceding six months, the courses set by the Council, or</p> <p>iv. has taught denturism at an institution referred to in paragraph 1 of section 1 for a period of at least twelve months in the preceding three years.</p>	<p>Content addressed under s. 6 of proposed new draft. Please see s.6 in Proposed New Clause column.</p>	
<p>4. The member shall give the College information as required by the by-laws and in the form and manner required by the by-laws.</p>	<p>Content addressed under s. 4 of proposed new draft. Please see s.4 in Proposed New Clause column.</p>	
<p>5. The member shall pay the annual fee as required by the by-laws. O. Reg. 833/93, s. 3; O. Reg. 404/94, s. 2; O. Reg. 318/02, s. 1; O. Reg. 23/12, s. 2.</p>	<p>Remove.</p>	<ul style="list-style-type: none"> • This is addressed in section 24 of the HPCC and in the by-laws
	<p>Terms, conditions and limitations of every certificate</p> <p>4. Every certificate of registration is subject to the following terms, conditions and limitations:</p> <p>1. The member shall provide the College with written details about any of the following that relate to the member, no later than 30 days</p>	<p>This clause addresses content covered in s.3.1. and s. 3.4 of the current regulation. The authority to make this requirement is contained in clause 95(1)(c) of the HPCC.</p> <ul style="list-style-type: none"> • These TCLs will apply to all certificates. These TCLs reflect requirements that need to be met by all members of the

Existing Clause	Proposed New Clause	Rationale
	<p>after the event occurs:</p> <p>i. Registration with another body that governs a regulated profession in Ontario or any other jurisdiction.</p> <p>ii. A finding of professional misconduct, incompetence or incapacity, or any similar finding, in relation to another regulated profession in Ontario or to any regulated profession in another jurisdiction.</p> <p>iii. A current proceeding for professional misconduct, incompetence or incapacity, or any similar proceeding, in relation to another regulated profession in Ontario or to any regulated profession in another jurisdiction.</p> <p>iv. A finding of professional negligence or malpractice in any jurisdiction.</p> <p>v. A refusal by any body responsible for the regulation of a profession in any jurisdiction to register or license the member.</p> <p>vi. An attempt to pass a registration examination required for purposes of being licensed or certified to practise any health profession, whether in Ontario or another jurisdiction that has not resulted in a passing grade.</p> <p>vii. Whether the member was in good standing at the time they ceased being registered with a body responsible for the regulation of a profession in Ontario or any other jurisdiction.</p> <p>viii. Where the member is a member of</p>	<p>profession.</p> <ul style="list-style-type: none"> Items ii – ix may bring into question a member’s character or fitness to practise. These concerns may be linked to justifiable concerns regarding public safety.

Existing Clause	Proposed New Clause	Rationale
	<p>another regulated profession in Ontario or any regulated profession in another jurisdiction, any failure by the member to comply with any obligation to pay fees or provide information to the body responsible for the regulation of such professions, the initiation of any investigations by such bodies in respect of the applicant, or the imposition of sanctions on the applicant by such bodies.</p> <p>ix. Any other event that would provide reasonable grounds for the belief that the member will not practise denturism in a safe and professional manner.</p>	
	<p>2. The member shall provide the College with written details about any finding of guilt related to any offence as soon as possible after receiving notice of the finding, but not later than 30 days after receiving the notice.</p>	<p>The authority to make this requirement is contained in clause 95(1)(c) of the HPCC.</p> <ul style="list-style-type: none"> may bring into question a member’s character or fitness to practise. These concerns may be linked to justifiable concerns regarding public safety.
	<p>3. The member shall maintain professional liability insurance in the amount and in the form required under the by-laws and the member shall, within two business days of the termination of professional liability insurance, provide the College, with written notice if the member no longer maintains such insurance.</p>	<p>The authority to make this requirement is contained in clause 95(1)(c) of the HPCC.</p> <ul style="list-style-type: none"> The bylaws will be able to differentiate between the requirements for General, Inactive and Temporary class certificates of registration ensuring fairness to the member while still protecting the public interest.
	<p>4. The member shall not practise denturism if the member does not have professional liability insurance in the amount and in the form required under the by-laws.</p>	<p>The authority to make this requirement is contained in clause 95(1)(c) of the HPCC.</p> <ul style="list-style-type: none"> This provision is important to ensure that all members have the appropriate

Existing Clause	Proposed New Clause	Rationale
		professional liability insurance coverage and that the public's interest is maintained
	5. The member shall prominently display his or her certificate of registration at the principal location at which he or she practises denturism.	The authority to make this requirement is contained in clause 95(1)(c) of the HPCC. <ul style="list-style-type: none"> • Signals to the public that the practitioner is registered with the College and can provide denturism services
	6. Immediately prior to the suspension, revocation, resignation or expiry of a certificate of registration the member shall return the certificate of registration to the Registrar.	The authority to make this requirement is contained in clause 95(1)(c) of the HPCC. <ul style="list-style-type: none"> • Mitigates risk of unauthorized practice • Unless former members surrender their certificate of registration to the College, the public is at risk that they will continue to hold out or practise as a member of the regulated profession.
	7. Further to section 8 of the Act, a member shall only use titles respecting the profession in accordance with the following: <ol style="list-style-type: none"> i. A member who holds a General certificate of registration may only use the title "Denturist", "Registered Denturist" and/or the designation "DD." ii. A member who holds an Inactive certificate of registration may only use the title "Denturist (Inactive)", "Registered Denturist (Inactive)" and/or the designation "DD (Inactive)." iii. A member holding a Temporary certificate of registration may only use the title "Denturist (Temp.)" "Registered Denturist (Temp.), and/or 	The authority to make this requirement is contained in clause 95(1)(p) of the HPCC. <ul style="list-style-type: none"> • Helps the public identify the class of registration and whether or not they are permitted to treat patients • The public must be able to identify the registered status of health professionals. Members are expected to refer to themselves as registered health professionals to assure the public of their accountability to a regulatory body and to the law. Registered status assures the public of a level of quality and safety. It is

Existing Clause	Proposed New Clause	Rationale
	the designation "DD (Temp)."	important for members to identify their specific certificate to ensure the patients have a clear understanding of their professional status and their authority to practise.
	8. The member shall only practise in the areas of denturism in which the member is educated and has the necessary knowledge, skill and judgement.	The authority to make this requirement is contained in clause 95(1)(c) of the HPCC. <ul style="list-style-type: none"> The practice of denturism is broad. The public has the right to expect that members will only practise to the extent of their individual competence.
	9. The member's certificate of registration expires if the member ceases to be a Canadian citizen or a permanent resident of Canada or have an authorization under the Immigration and Refugee Protection Act (Canada) consistent with his or her certificate of registration.	This clause addresses content covered in s.3.2. of the current regulation. The authority to make this requirement is contained in clause 95(1)(c) of the HPCC. <ul style="list-style-type: none"> This provision ensures that the registration process does not foster illegal work in Canada.
<p>4. Despite section 1, the Registration Committee may issue a certificate of registration that will expire after a period of no more than thirty days to an applicant who,</p> <p>(a) is qualified to practise denturism in a jurisdiction outside of Ontario;</p> <p>(b) has an appointment to teach a brief continuing education program in denturism primarily for denturists; and</p> <p>(c) provides a written undertaking given</p>	Content addressed under s. 11 and s. 13 of proposed new draft. Please see s.11 and s.13 in Proposed New Clause column.	

Existing Clause	Proposed New Clause	Rationale
<p>by a member to supervise the applicant and be responsible for providing continuing care for patients attended to by the applicant in Ontario. O. Reg. 833/93, s. 4.</p>		
<p>4.1 (1) Where section 22.18 of the Health Professions Procedural Code applies to an applicant, the requirements of paragraphs 1 and 2 of subsection 1 (1) of this Regulation are deemed to have been met by the applicant. O. Reg. 23/12, s. 3.</p>	<p>Content addressed under s.13 of proposed new draft. Please see s.13 in Proposed New Clause column.</p>	
<p>(2) Despite subsection (1), it is a non-exemptible registration requirement that an applicant referred to in subsection (1) provide one or more certificates or letters or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a denturist in every jurisdiction where the applicant holds an out-of-province certificate. O. Reg. 23/12, s. 3.</p>	<p>Content addressed under s. 13 of proposed new draft. Please see s.13 in Proposed New Clause column.</p>	
<p>(3) Without in any way limiting the generality of subsection (2), being in “good standing” with respect to a jurisdiction shall include the fact that,</p> <p>(a) the applicant is not the subject of any discipline or fitness to practise order or of any proceeding or ongoing investigation or of any interim order or agreement as a result of a complaint,</p>	<p>Content addressed under s. 13 of proposed new draft. Please see s.13 in Proposed New Clause column.</p>	

Existing Clause	Proposed New Clause	Rationale
<p>investigation or proceeding; and</p> <p>(b) the applicant has complied with all continuing competency and quality assurance requirements of the regulatory authority of the jurisdiction. O. Reg. 23/12, s. 3.</p>		
<p>(4) Where an applicant to whom subsection (1) applies is unable to satisfy the Registrar or a panel of the Registration Committee that the applicant practised the profession of denturism to the extent that would be permitted by a certificate of registration at any time in the preceding three years immediately before the date of that applicant's application, the applicant must meet any further requirement to undertake, obtain or undergo material additional training, experience, examinations or assessments that may be specified by a panel of the Registration Committee. O. Reg. 23/12, s. 3.</p>	<p>Content addressed under s. 13 of proposed new draft. Please see s.13 in Proposed New Clause column.</p>	
<p>(5) An applicant referred to in subsection (1) is deemed to have met the requirements of paragraph 5 of section 2 if the requirements for the issuance of the applicant's out-of-province certificate of registration included language proficiency requirements equivalent to those required by that paragraph. O. Reg. 23/12, s. 3.</p>	<p>Content addressed under s. 13 of proposed new draft. Please see s.13 in Proposed New Clause column.</p>	
<p>(6) Despite subsection (1), an applicant is not deemed to have met a requirement if that</p>	<p>Content addressed under s. 13 of proposed new draft. Please see s.13 in Proposed New</p>	

Existing Clause	Proposed New Clause	Rationale
requirement is described in subsection 22.18 (3) of the Health Professions Procedural Code. O. Reg. 23/12, s. 3.	Clause column.	
5. Omitted (provides for coming into force of provisions of this Regulation). O. Reg. 833/93, s. 5.	Remove.	
	<p>General class</p> <p>5. (1) The following are non-exemptible registration requirements for a General certificate of registration:</p>	<p>The authority to make this requirement is contained in clause 95(1)(d) of the HPCC.</p> <ul style="list-style-type: none"> • These requirements are determined to be the basic minimum requirements to assure the public of safe, ethical care by denturists.
	<p>1. The applicant must have successfully completed a post-secondary program in denturism or equivalent that,</p> <p>i. is approved by the Council or a body designated by the Council, or</p> <p>ii. is, in the opinion of a panel of the Registration Committee, substantially equivalent to a program approved by the Council or a body designated by the Council.</p>	<p>This clause addresses content covered in s.1(1)1. of the current regulation. The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • Accreditation framework provides for program review and approval on a cyclical basis → ensures curriculum is current, relevant and is taught according to pedagogical best practices. • Academic Assessments for out-of-province and international programs conducted by the RC according to policy. Framework for the review will consider competency profile requirements and consideration of practical experience delivered within the program. The RHPA requires the

Existing Clause	Proposed New Clause	Rationale
		<p>College to treat international applicants with transparency, objectivity, impartiality and fairness. Ontario benefits by recognizing the knowledge, skill and judgment of international applicants.</p> <ul style="list-style-type: none"> • Academic requirement ensures that all members meet entry to practice competencies and foundational knowledge. • Denturism requires a breadth and depth of knowledge, skill and judgment in order to practice safely and ethically. In today's society, this requires the structure of a formal, comprehensive and focused education program.
	<p>2. The applicant must have successfully completed a qualifying examination in denturism set or approved by the Council.</p>	<p>This clause addresses content covered in s.1(1)2. of the current regulation. The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • Qualifying Examination consists of 2 parts: Part 1 – Written (Multiple Choice Questions) Part 2 – Clinical (Objectively Structured Clinical Examination) <p>The QE is based upon internationally recognized testing standards and procedures. The examination is designed to ensure that each candidate is afforded an optimal, standardized assessment and</p>

Existing Clause	Proposed New Clause	Rationale
		<p>that the examination is valid, objective and defensible.</p> <p>Examinations provide an objective verification of an applicant’s entry-to-practice competencies. Examinations also focus on competencies (rather than credentials), which is both fair and in the public interest.</p>
	<p>3. The applicant must have successfully completed, no earlier than twelve months prior to the date of application for registration, the jurisprudence program that was set or approved by the Council.</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • Ensures current knowledge of ethics, laws, and professional responsibilities • It is important that applicants understand the obligation to be knowledgeable in the context of practice within Ontario’s health care system, including the legislative framework, regulatory requirements, etc. • The College is responsible for ensuring that this knowledge guides its members while practising the profession.
	<p>(2) Except in the case of an applicant to whom subsection 7 (1) applies, where the applicant has not completed the requirement set out in paragraph 2 of subsection (1) within the twelve months immediately prior to the date that they submitted their application for General certificate of registration the applicant must,</p> <p>(a) have practised the profession for at least</p>	<p>This clause addresses content covered in s.1(1)2. of the current regulation. The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • The College does not wish applicants to suffer atrophy of skills before they become a member. Therefore, by creating a tight timetable between

Existing Clause	Proposed New Clause	Rationale
	<p>750 hours during the three-year period of time that immediately preceded the date that the applicant submitted his or her application for a General certificate of registration;</p> <p>(b) have successfully completed, within the twelve months immediately preceding the date on which the applicant submitted their application for a General certificate of registration, a refresher program approved by the Registration Committee; or</p> <p>(c) have taught denturism in a program referred to in paragraph 1 of subsection (1) for a period of at least twelve months in the three years preceding the application.</p>	<p>examination and application, the College is minimizing that risk. If an applicant does not meet the window, there are alternate routes to demonstrate currency.</p> <ul style="list-style-type: none"> Note that this is an exemptible requirement so that the Registration Committee can waive this requirement in appropriate cases.
	<p>Additional Terms, etc., General class certificate</p> <p>6. (1) The following are additional terms, conditions and limitations on every General certificate of registration:</p>	<p>The authority to make this requirement is contained in clause 95(1)(c) of the HPCC.</p> <ul style="list-style-type: none"> This provision clarifies the scope of practice of this class of registration.
	<p>1. The member must either,</p> <p>a. Engage in a minimum of 750 hours of denturism during every three-year period where the first three year period begins on the day that the member is issued a General certificate of registration and each subsequent three year period begins on the first anniversary of the commencement of the previous period, or</p> <p>b. Teach denturism in a program referred to in paragraph 1 of subsection 5(1), for a period of twelve months during every three-year period</p>	<p>This clause addresses content covered in s.3.3. of the current regulation. The authority to make this requirement is contained in clause 95(1)(c) of the HPCC.</p> <ul style="list-style-type: none"> This TCL ensures that members of the College remain current and competent. The thresholds are not onerous and contemplate various types of practice – while not compromising patient care. If a member is not anticipated to meet the minimum requirement, a system is put in place to require remedial

Existing Clause	Proposed New Clause	Rationale
	where the first three-year period begins on the day that the member is issued a General certificate of registration and each subsequent three year period begins on the first anniversary of the commencement of the previous period, or c. Within the 12 months prior to the expiry of each period referred to in subparagraphs (a) or (b) in which the member does not meet the requirements, successfully complete a refresher program approved by the Registration Committee.	attention.
	(2) If a member fails to meet the term, condition and limitation described in subsection (1) paragraph 1, the Registrar shall refer the member to the Quality Assurance Committee for a peer and practice assessment.	The authority to make this requirement is contained in clause 95(1)(c) of the HPCC. <ul style="list-style-type: none"> If a member does not meet the TCL as set out above, a remedial approach is taken. The member shall be referred to the QAC for a peer and practice assessment. This permits a thorough overview of the member's individual circumstances through the QAP.
	Labour mobility, General class 7. (1) Where section 22.18 of the Health Professions Procedural Code applies to an applicant for a General certificate of registration, the applicant is deemed to have met the requirements set out in paragraphs 1, and 2 of subsection 5 (1) of this Regulation.	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> This provision permits mobility within Canada as required by the <i>Canadian Free Trade Agreement</i>
	(2) It is a non-exemptible registration requirement that an applicant referred to in subsection (1) provide one or more certificates	The authority to make this requirement is contained in clause 95(1)(d) of the HPCC. <ul style="list-style-type: none"> This provision provides independent

Existing Clause	Proposed New Clause	Rationale
	<p>or letters or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a dentist in every jurisdiction where the applicant holds an out-of-province certificate.</p>	<p>reassurance that the applicant is in fact a member of another Canadian regulator and can indicate past conduct issues.</p>
	<p>(3) If an applicant to whom subsection (1) applies is unable to satisfy the Registrar or a panel of the Registration Committee that the applicant practised the profession of denturism to the extent that would be permitted by a General certificate of registration at any time in the three years immediately before the date of that applicant's application, it is a non-exemptible requirement that the applicant must meet any further requirement to undertake, obtain or undergo material additional training, experience, examinations or assessments that may be specified by a panel of the Registration Committee.</p>	<p>The authority to make this requirement is contained in clause 95(1)(d) of the HPCC.</p> <ul style="list-style-type: none"> • This provision reassures the College that the applicant has practised denturism in the other Canadian jurisdiction.
	<p>(4) An applicant referred to in subsection (1) is deemed to have met the requirement of paragraph 3 of section 3 if the requirements for the issuance of the out-of-province certificate included language proficiency requirements equivalent to those required by that paragraph.</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • In accordance with labour mobility laws • 2 official languages are English/French • Must be able to communicate with patients in the province and with the regulator
	<p>(5) Despite subsection (1), an applicant is not deemed to have met a requirement if that requirement is described in subsection 22.18 (3) of the Health Professions Procedural Code.</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • In accordance with labour mobility laws

Existing Clause	Proposed New Clause	Rationale
	<p>Inactive class 8. The following are non-exemptible registration requirements for an Inactive certificate of registration:</p>	<p>The authority to make this requirement is contained in clause 95(1)(d) of the HPCC.</p>
	<p>1. The applicant must be or have previously been a member holding a General certificate of registration.</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> This ensures that this class of certificate is only provided to those in the General Class. The Temporary class is short in duration and is not intended to be a route to the Inactive Class.
	<p>2. The applicant must not be in default of any fee, penalty or other amount owing to the College.</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> Going “inactive” is a privilege and not a right. Thus, it should not be available for members who are not otherwise in compliance with their regulatory obligations.
	<p>3. The applicant must have provided the College with any information that it has required of the applicant.</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> This ensures that any relevant information is provided to the College before it makes a decision to transfer.
	<p>Additional terms, etc., Inactive certificate 9. The following are additional terms, conditions and limitations on every Inactive certificate of registration:</p>	<p>The authority to make this requirement is contained in clause 95(1)(c) of the HPCC.</p> <p>Since inactive membership offers special privileges to the member, certain safeguards are required to prevent any abuse of this registration category. In addition, measures are required to ensure that the member has</p>

Existing Clause	Proposed New Clause	Rationale
		current knowledge, skill and judgment prior to resuming active practice.
	1. The member shall not engage in the practice of the profession.	The authority to make this requirement is contained in clause 95(1)(c) of the HPCC. <ul style="list-style-type: none"> • This class does not provide access to practising the profession. Members would have to apply to transfer back to the General class in accordance with s. 10. • Practising the profession is inconsistent with the purpose of this class of registration.
	2. The member shall not supervise or teach the practice of the profession.	The authority to make this requirement is contained in clause 95(1)(c) of the HPCC. <ul style="list-style-type: none"> • This class does not provide access to practising the profession. Members would have to apply to transfer back to the General class in accordance with s. 10. • While in the Inactive Class it would be improper to supervise those practising the profession. That would not provide the necessary and requisite supervision and would not be in the public interest.
	3. The member shall not make any claim or representation that they are authorized to practise the profession.	The authority to make this requirement is contained in clause 95(1)(c) of the HPCC. <ul style="list-style-type: none"> • This class does not provide access to practising the profession. Members would have to apply to transfer back to the General class in accordance with s. 10.

Existing Clause	Proposed New Clause	Rationale
		<ul style="list-style-type: none"> It would be improper for a member in the Inactive Class to mislead anyone that they are in a class other than the Inactive Class. This TCL ensures public protection by requiring clarity on the part of the member.
	<p>Issuing other certificate to Inactive holder</p> <p>10. The Registrar may issue to the holder of an Inactive certificate of registration the General certificate of registration that the member previously held if the member,</p> <p>(a) submits a completed application to the Registrar,</p> <p>(b) pays any penalty or other amount owed to the College,</p> <p>(c) pays any fees required under the College’s by-laws,</p> <p>(d) provides the College with any information that it has required of the member,</p> <p>(e) satisfies the Registrar that they will be in compliance with all of the terms, conditions and limitations of the General certificate of registration as of the anticipated date on which the certificate will be issued,</p> <p>(f) satisfies a panel of the Registration Committee that they will possess the current knowledge, skill and judgment relating to the practice of the profession that would be expected of a member holding a General certificate of registration, and</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> Provisions a – d are administrative Provisions e – g – patient safety → Current knowledge skills and judgement depending on how long the member has been out of practise The public interest requires members who have been inactive to demonstrate that they have current knowledge, skill and judgment. In addition, members who are delinquent in their regulatory obligations should remedy their default prior to resuming practice.

Existing Clause	Proposed New Clause	Rationale
	(g) satisfies the Registrar that they will be in compliance with any outstanding requirements of the College's Quality Assurance Committee or any outstanding orders or requirements of the Council, Executive Committee, Inquiries, Complaints and Reports Committee, Discipline Committee and Fitness to Practise Committee as of the anticipated date on which the certificate will be issued.	
	Temporary class 11. (1) The following are registration requirements for a Temporary certificate of registration:	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.
	1. The applicant must be registered or licensed to practise denturism in another jurisdiction in which the requirements for registration or licensure are similar to those in paragraphs 1 and 2 of subsection 5 (1).	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • Applicants for Temporary Registration need to be members of the same profession who are registered in another jurisdiction in order to protect the public from unskilled practitioners.
	2. A holder of a General certificate of registration who is approved by the Registrar must have agreed to supervise the applicant and to be responsible for ensuring that the applicant provides appropriate and continuing care to patients.	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • This provision provides a safeguard to the public both as to the quality of services provided and as to continuing care after the Temporary member departs.
	3. The applicant must have an offer of employment or appointment that relates to the practice or teaching of the profession	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • Demand for the applicant's services is

Existing Clause	Proposed New Clause	Rationale
	which does not exceed thirty days.	one safeguard to ensure that the applicant has an appropriate level of knowledge, skill and judgment.
	4. The applicant must not have held a Temporary certificate of registration in the twelve-month period immediately before the date of the application unless the Registrar is of the opinion that, based on exceptional circumstances, this requirement should not apply.	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • Ensure that individuals applying for this class of registration are not trying to circumvent the registration process for the General class (i.e. apply for multiple temporary registrations when they should have applied for registration in the general class because their term of employment or teaching contract is longer than 30 days)
	5. The applicant must have successfully completed, no earlier than twelve months prior to the date of the application, the jurisprudence program that was set or approved by Council.	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • Ensures current knowledge of ethics, laws, and professional responsibilities
	6. The applicant must have, <ol style="list-style-type: none"> i. engaged in the practice of denturism for at least 750 hours in the three years preceding the application, or ii. taught denturism at a program referred to in paragraph 1 of subsection 5 (1)(i) for a period of at least twelve months in the three years preceding the application. 	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • This provision ensures that only members who have the requisite experience are granted a Temporary Class certificate of registration.
	(2) The requirements of paragraphs 1, 2 and 3 of subsection (1) are non-exemptible.	The authority to make this requirement is contained in clause 95(1)(d) of the HPCC. <ul style="list-style-type: none"> • By identifying which provisions are non-exemptible, the College is

Existing Clause	Proposed New Clause	Rationale
		providing flexibility while still maintaining protection of the public.
	Additional terms, etc., Temporary class 12. The following are additional terms, conditions and limitations on every Temporary certificate of registration:	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • These conditions provide additional safeguards for the public and reduce the potential for abuse of this class of registration.
	1. The member may only practise denturism under the supervision of the holder of a General certificate of registration referred to in paragraph 3 of subsection 11 (1).	The authority to make this requirement is contained in clause 95(1)(c) of the HPCC. <ul style="list-style-type: none"> • This provision provides an additional safeguard to the public.
	2. Upon the request of the Registrar the member shall provide evidence satisfactory to the Registrar of the member’s compliance with the limitation set out in paragraph 1 and shall provide such evidence within the time period set by the Registrar.	The authority to make this requirement is contained in clause 95(1)(c) of the HPCC. <ul style="list-style-type: none"> • This provision facilitates the enforcement of the supervision requirement.
	3. The member’s certificate of registration expires on the earlier of the expiry date noted on the certificate of registration or the day that is thirty days after the date on which the certificate was issued.	This clause addresses content covered in s.4. of the current regulation. The authority to make this requirement is contained in clause 95(1)(c) of the HPCC. <ul style="list-style-type: none"> • Those who will be employed for or teaching for longer than 30 days are required to apply for general registration. • This provision is required to prevent the circumvention of the usual registration requirements by those wishing to practise in Ontario in the

Existing Clause	Proposed New Clause	Rationale
		long term.
	<p>Labour mobility, Temporary class 13. (1) Where section 22.18 of the Health Professions Procedural Code applies to an applicant for a Temporary certificate of registration, the applicant is deemed to have met the requirements set out in paragraphs 1 and 6 of subsection 11 (1).</p>	<p>This clause addresses content covered in s.4.1(1) of the current regulation. The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • This provision permits mobility within Canada as required by the <i>Canadian Free Trade Act</i>.
	<p>(2) It is a non-exemptible registration requirement that an applicant referred to in subsection (1) provide one or more certificates or letters or other evidence satisfactory to the Registrar or a panel of the Registration Committee confirming that the applicant is in good standing as a practitioner of denturism in every jurisdiction where the applicant holds an out-of-province certificate.</p>	<p>This clause addresses content covered in s.4.1(2) and s.4.1(3) of the current regulation. The authority to make this requirement is contained in clause 95(1)(d) of the HPCC.</p> <ul style="list-style-type: none"> • This provision provides independent reassurance that the applicant is in fact a member of another Canadian regulator and can indicate past conduct issues.
	<p>(3) If an applicant to whom subsection (1) applies is unable to satisfy the Registrar or a panel of the Registration Committee that the applicant practised the profession of denturism to the extent that would be permitted by a Temporary certificate of registration at any time in the three years immediately before the date of that applicant's application, it is a non-exemptible requirement that the applicant must meet any further requirement to undertake, obtain or undergo material additional training, experience, examinations or assessments that may be specified by a panel of the Registration Committee.</p>	<p>This clause addresses content covered in s.4.1(4) of the current regulation. The authority to make this requirement is contained in clause 95(1)(d) of the HPCC.</p> <ul style="list-style-type: none"> • This provision reassures the College that the applicant has practised denturism in the other Canadian jurisdiction.

Existing Clause	Proposed New Clause	Rationale
	<p>(4) An applicant referred to in subsection (1) is deemed to have met the requirement of paragraph 3 of section 3 if the requirements for the issuance of the out-of-province certificate included language proficiency requirements equivalent to those required by that paragraph.</p>	<p>This clause addresses content covered in s.4.1(5) of the current regulation. The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • 2 official languages are English/French • Must be able to communicate with patients in the province and with the regulator
	<p>(5) Despite subsection (1), an applicant is not deemed to have met a requirement if that requirement is described in subsection 22.18 (3) of the Health Professions Procedural Code.</p>	<p>This clause addresses content covered in s.4.1(6) of the current regulation. The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • This provision permits mobility within Canada as required by the <i>Canadian Free Trade Act</i>.
	<p>Examination In this Regulation, "candidate" means a person who is registered, or who is attempting to register, to take the qualifying examination in denturism referred to in paragraph 2 of subsection 5(1).</p>	<p>The authority to make this requirement is contained in clause 95(1)(f) of the HPCC.</p> <ul style="list-style-type: none"> • By setting out a statutory definition, the College is able to provide clarity to applicants and candidates.
	<p>14. (1) In setting or approving the qualifying examination in denturism, the Council shall specify the general areas of competency to be examined and shall ensure that the examinations provide a reliable and valid measure of a candidate's knowledge, skill and judgment in the practice of denturism in Ontario.</p>	<p>The authority to make this requirement is contained in clause 95(1)(f) of the HPCC.</p> <ul style="list-style-type: none"> • Curriculum changes from time to time as a result of changes to standards of practice, practice environments, and advances in technology and science. Not specifying exact requirements in the regulation provides flexibility in

Existing Clause	Proposed New Clause	Rationale
		making changes to academic requirements as necessary, through the accreditation process. <ul style="list-style-type: none"> The competencies are documented in the National and Provincial competency profiles – which have been validated by the profession and adopted by Council.
	(2) The qualifying examination shall be offered at least once each year.	The authority to make this requirement is contained in clause 95(1)(f) of the HPCC. <ul style="list-style-type: none"> Fairness to candidates, removes barriers to accessing the profession for those that are eligible Usually offered twice per year (Winter and Summer)
	(3) A candidate is not eligible to take the qualifying examination on the candidate’s first attempt unless the candidate has satisfied the requirement set out in paragraph 1 of subsection 5 (1) within the twelve months immediately prior to the date that they submitted their application for the qualifying examination. If the 12 month requirement is not met, then the requirements of s.5(2) must have been met.	The authority to make this requirement is contained in clause 95(1)(f) of the HPCC. <ul style="list-style-type: none"> By setting out the eligibility requirements in the regulation, the College is able to provide clarity to candidates and avoid needless incurred costs. By setting out this time frame, the College is minimizing any risk of skill atrophy on the part of the candidate/applicant.
	(4) Subject to subsections (3), a candidate is eligible to take the qualifying examination during the 4 year period beginning on the date that the application to take the qualifying	The authority to make this requirement is contained in clause 95(1)(f) of the HPCC. <ul style="list-style-type: none"> By setting out this time frame, the College is minimizing any risk of skill

Existing Clause	Proposed New Clause	Rationale
	examination was submitted.	atrophy on the part of the candidate/applicant.
	(5) The 4 year period described in subsection (4) may be extended if a panel of the Registration Committee is satisfied that exceptional circumstances prevented the candidate from taking the qualifying examination during the initial 4 year period.	The authority to make this requirement is contained in clause 95(1)(f) of the HPCC. <ul style="list-style-type: none"> • Despite the rationale set out above, the Registration Committee is mindful that certain situations may necessitate a more flexible approach. This ensures fairness to the candidate while still ensuring public protection by restricting the extension to exceptional circumstances.
	(6) Subject to subsection (7) a candidate who fails the qualifying examination may apply for re-examination.	The authority to make this requirement is contained in clause 95(1)(f) of the HPCC. <ul style="list-style-type: none"> • A candidate should be able to attempt the examination again.
	(7) In every instance where a candidate has failed the qualifying examination on their third attempt, the candidate is not eligible to apply to take the examination again until the candidate successfully completes another program equivalent to the program specified in paragraph 1 of subsection 5 (1) or additional training program specified by the Registration Committee.	The authority to make this requirement is contained in clause 95(1)(f) of the HPCC. <ul style="list-style-type: none"> • There are a limited number of attempts to pass the examination. Repeated failure to pass the examination indicates serious concerns about one's knowledge, skill and judgment. Passing the exam after repeated attempts may indicate only an ability to learn the exam, not the knowledge, skills and judgment to practice safely and ethically.

Existing Clause	Proposed New Clause	Rationale
		<ul style="list-style-type: none"> • Further, in order to minimize costs for the candidate, they will be required to undergo additional education or training before they attempt the examination for a fourth and final time.
	<p>(8) A candidate who fails a qualifying examination may appeal the results of the examination to a person or body set or approved by the Council that has no involvement in the administration of the qualifying examination.</p>	<p>The authority to make this requirement is contained in clause 95(1)(f) of the HPCC.</p> <ul style="list-style-type: none"> • Fairness, objectivity, impartiality, openness in process – to the candidate
	<p>(9) An appeal under subsection (8) shall be limited solely to the questions of whether the process followed in sitting the qualifying examination was appropriate and whether the candidate had an illness or personal emergency sufficient to warrant nullifying the results.</p>	<p>The authority to make this requirement is contained in clause 95(1)(f) of the HPCC.</p> <ul style="list-style-type: none"> • Fairness, objectivity, impartiality, openness in process – to the candidate
	<p>(10) If the person or body adjudicating the appeal decides that the results of the examination should be nullified, the examination attempt does not count against the candidate for any purpose, including the application of section 14(7).</p>	<p>The authority to make this requirement is contained in clause 95(1)(f) of the HPCC.</p> <ul style="list-style-type: none"> • Fairness, objectivity, impartiality, openness in process – to the candidate
	<p>(11) In an appeal under subsection (8) the candidate shall not be given access to any information that would undermine the integrity of the examination process.</p>	<p>The authority to make this requirement is contained in clause 95(1)(f) of the HPCC.</p> <ul style="list-style-type: none"> • Fairness, objectivity, impartiality, openness in process – to the candidate and preserving the integrity of the examination materials
	<p>Suspensions, revocations and</p>	<p>The authority to make this requirement is</p>

Existing Clause	Proposed New Clause	Rationale
	<p>reinstatements</p> <p>15. (1) If a member fails to provide the College with information about the member as required under the by-laws or section 4 of this regulation,</p> <p>(a) the Registrar may give the member a notice of intention to suspend the member's certificate of registration, and</p> <p>(b) the Registrar may suspend the member's certificate of registration if the member fails to provide the information within 30 days after the notice is given.</p>	<p>contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • Intent to suspend period provides fairness to the member and a final chance to remediate the issues before action is taken • Protects the public by ensuring that information relevant to suitability to practice is provided in a timely manner
	<p>(2) If the Registrar suspends a member's certificate of registration under subsection (1), the Registrar shall lift the suspension upon being satisfied that,</p> <p>(a) the former member has given the required information to the College and any other information that has since been required by the College under the by-laws,</p> <p>(b) the former member has the professional liability insurance in the amount and in the form required under the by-laws,</p> <p>(c) the former member is in compliance with any outstanding orders issued by a committee of the College and any undertakings given by the former member to the College,</p> <p>(d) the former member has paid any fees required under the by-laws for lifting the suspension,</p>	<p>The authority to make this requirement is contained in clause 95(1)(b) of the HPCC.</p> <ul style="list-style-type: none"> • Ensures members are ready and able to practise upon reinstatement – patient safety

Existing Clause	Proposed New Clause	Rationale
	(e) the former member has paid any other outstanding fees required under the by-laws, and (f) the former member possesses the current knowledge, skill and judgement relating to the practice of the profession that would be expected of a member holding a certificate of registration of the same class as the one for which they are applying to be reinstated.	
	16. (1) If the Registrar has evidence that a member no longer maintains professional liability insurance in the amount and in the form as required under the by-laws, the Registrar may immediately suspend the member's certificate of registration.	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • Professional liability insurance is a mandatory requirement for regulated health professionals. This method of immediate suspension ensures the public is protected.
	(2) If the Registrar suspends a member's certificate of registration under subsection (1), the Registrar shall lift the suspension upon being satisfied that, <ul style="list-style-type: none"> (a) the former member has the professional liability insurance in the amount and in the form required under the by-laws, (b) the former member has given all information that has been required by the College under the by-laws to the College, (c) the former member is in compliance with any outstanding orders issued by a committee of the College and any undertakings given by the former member to 	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • Ensures members are ready and able to practise upon reinstatement – patient safety

Existing Clause	Proposed New Clause	Rationale
	the College, (d) the former member has paid any fees required under the by-laws for lifting the suspension, (e) the former member has paid any other outstanding fees required under the by-laws, and (f) the former member possesses the current knowledge, skill and judgement relating to the practice of the profession that would be expected of a member holding a certificate of registration of the same class as the one for which they are applying to be reinstated.	
	<p>17. If the Registrar suspends the member's certificate of registration under section 24 of the Health Professions Procedural Code, the Registrar shall lift the suspension upon being satisfied that,</p> (a) the former member has the professional liability insurance in the amount and in the form as required under the by-laws, (b) the former member has given all information that has been required by the College under the by-laws to the College, (c) the former member is in compliance with any outstanding orders issued by a committee of the College and any undertakings given by the former member to the College, (d) the former member has paid any fees required under the by-laws for lifting the	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> Ensures members are ready and able to practise upon reinstatement – patient safety

Existing Clause	Proposed New Clause	Rationale
	suspension, (e) the former member has paid any other outstanding fees required under the by-laws, and (f) the former member possesses the current knowledge, skill and judgement relating to the practice of the profession that would be expected of a member holding a certificate of registration of the same class as the one for which they are applying to be reinstated.	
	18. If the Registrar suspends a member’s certificate of registration under section 15 or 16 of this regulation, or under section 24 of the Health Professions Procedural Code and the suspension has not been lifted, the certificate is revoked on the day that is 3 years after the day it was suspended.	The authority to make this requirement is contained in clause 95(1)(b) of the HPCC. <ul style="list-style-type: none"> • This prevents individuals’ certificates from remaining in the suspended status indefinitely. • The time limit prevents the significant accumulation of fees owing. • Considers currency concerns with respect to patient safety
SCHEDULE Basic Sciences General Anatomy and Physiology Orofacial Anatomy General Histology Microbiology and Infection Control Dental Sciences Dental Histology and Embryology Periodontology Oral Pathology and Medicine Dental Kinesiology (Biomechanics)	Remove. Content addressed under s. 5 of proposed new draft. Please see s.5 in Proposed New Clause column.	<ul style="list-style-type: none"> • Curriculum changes from time to time as a result of changes to standards of practice, practice environments, and advances in technology and science. Removing this schedule provides flexibility in making changes to academic requirements as necessary, through the accreditation process.

Existing Clause	Proposed New Clause	Rationale
Dental Psychology Dental Psychology and the Aging Process Pharmacology and Emergency Care Health Promotion Public Health, Legislation and Research Nutrition Management Ethics and Professional Responsibilities Small Business Management Practice Management Denturist Practice Dental Materials Preclinical Prosthetics Clinical Prosthetics Radiographic Pattern Recognition Removable Partial Dentures (R.P.D.) Dentures Over Implants		

Template for Submission of Regulation Proposals to the Ministry of Health

Health Workforce and Regulatory Oversight Branch
Ministry of Health
January 2023

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Regulation Submission Template

This template is intended to provide guidance to Regulatory Colleges on the information that is required by the Ministry for the purpose of reviewing and processing regulation proposals. The template provides guiding questions in italics that Colleges should consider while developing their submissions. Colleges should provide additional details and supporting evidence to assist with explaining the request.

In addition to completing Section 1 of the template, Colleges should include the following in their submission:

- A draft of the proposed regulation
- Position of College council members on College's proposed regulation (Form A).
- A draft of the proposed amendments tracked within the existing regulation that shows all changes and includes additions, deletions and changes in wording. If a regulation is to be revoked, instructions should be included that identify what regulation is being revoked and direction to the ministry to revoke the regulation (Form B).

Regulation proposals should be submitted to the following address:

RegulatoryProjects@ontario.ca, copying the Director of the Health Workforce Regulatory Oversight Branch and the Manager of the Regulatory Oversight and Performance Unit. Their emails can be found [here](#). Once submitted, you will receive an email acknowledging receipt of the proposal.

Section 1: General Information

Who is the primary contact for this proposal?

Name:

Title:

Telephone/ext.:

Email:

Who is the secondary contact for this proposal?

Name:

Title:

Telephone/ext.:

Email:

1. Is the proposed regulation:

- A new regulation
- An amendment to O. Reg. ___/_____
- Complementary amendments to ___/_____
- Revocation of O. Reg. ___/_____

Note: *If the regulation amendments propose to remove outdated references to legislation, ensure that where statutes have been amended, the provisions being relied upon and/or referenced are current and relevant.*

2. Provide the date the College Council approved the proposed regulation for submission to the ministry.

3. Provide the date the proposed new regulation or amended regulation is to come into force.

- *If the amendment requested by the College is urgent, explain why it needs to be implemented immediately and the consequences of not moving forward according to the College's request.*

4. Describe the regulation-making authority/authorities the College is relying upon to make the new regulation or amended regulation. Identify the provisions contained in the Health Professions Procedural Code and/or profession-specific Act.

Note: *Colleges should use terms that are consistent with the RHPA or their professions specific Acts when drafting their regulation proposals.*

5. Provide a short description of the proposed regulation or amendment.

Include:

- *The purpose of the existing provisions in the regulation.*
- *The purpose of the new regulation or regulation amendment.*
- *The intended outcomes, including how the proposed regulation is consistent with ministry policies or guidelines, and/or government priorities.*

6. Describe the rationale for the new regulation or regulation amendment.

- *Why is the College bringing forward these changes at this time?*
- *How does the proposal accomplish the policy objective the College is trying to achieve?*
- *What policy principles guided the development of the regulation? What evidence supports the policy?*
- *If a threshold is being established or changed (e.g., when determining a minimum number of practice hours), how was the threshold determined?*
- *What regulatory or non-regulatory options were considered in addition to the proposed regulation? Include options considered and the reasons these approaches were not chosen.*

7. Provide an explanation of how the proposed regulation fits within the *Regulated Health Professions Act, 1991, (RHPA)* and the public interest.

- *Explain how the change will benefit or protect the public.*
- *Identify the risk(s) to the public if the amendment is not passed.*
- *If the regulation proposal contains elements reflective of the professions interest (e.g., spousal exemptions, changes to registration requirements, etc.), explain why they are necessary and how they uphold the public interest.*

8. Provide an analysis of the impact and potential risks for the proposed regulation amendments, including on health human resource supply, labour mobility and any financial implications (e.g., compliance costs, patient safety, processing timelines etc.) on:

- i. Members
- ii. Applicants
- iii. The public
- iv. The profession
- v. Other regulated health professions
- vi. Other ministry or government programs
- vii. Other jurisdictions
- viii. Other stakeholders

Section 2: Jurisdictional Comparison and Labour Mobility

- 9. Include a scan of how other Canadian jurisdictions regulate/address the subject matter.**
- *Describe whether there are any developments or precedents established in other jurisdictions that are relevant or supportive of the regulation proposal (include references to source materials).*
 - *Include existing recognized national and/or international standard(s) and why the college did or did not adopt these.*
- 10. Does the College have any Mutual Recognition Agreements (MRA) and/or other reciprocity agreements between jurisdictions, regulatory bodies, or associations?**
- *If yes, attach a signed copy of the MRA and/or other agreements. Include an explanation on how the proposed regulation impacts labour mobility, whether it is consistent with labour mobility requirements set up in the Canadian Free Trade Agreement (CFTA) and any exemptions that need to be requested.*
 - *If not, describe what accommodation(s), if any, would be made by the College.*
- 11. If the proposal/submission is related to registration, was the Office of the Fairness Commissioner consulted on the proposed new regulation or amended regulation?**
- *If yes, include a copy of the materials and feedback received and a summary of the Commissioner's feedback. Include whether the College addressed the Commissioner's concerns, if not, please explain why.*

Section 3: Consultation

- 12. Have the circulation requirements for this proposal been waived or abridged pursuant to subsection 95 (1.6) of the *Health Professions Procedural Code (Code)*?**
- *If yes, please attach a copy of the Minister's letter that provides approval for waiving or abridging the requirement to circulate the proposed regulation.*
- 13. When did the College Council approve circulation of the proposed regulation?**
- 14. When was the proposed regulation circulated and for how many days?**
- *Provide a copy of the materials circulated to members including the proposed regulations and any cover correspondence or directions.*
- 15. Provide a breakdown of the comments received from the following stakeholders, reflecting those in support and those against with numbers, wherever possible.**
- *What kinds of concerns were raised with respect to the proposed changes, if any, and by whom?*
 - *How did the College respond to concerns?*
 - i. College members
 - ii. Professional associations;
 - iii. Other regulated health Colleges;
 - iv. Other stakeholders (including the public)
- 16. Were changes made to the proposed regulation based on stakeholder and member feedback?**
- *If yes, please explain what changes were made and why.*
 - *If no, confirm if no changes were required. If feedback required changes but no changes were made, please explain why and provide details on how the College intends to manage any contentious issues.*
- 17. Was the proposed regulation re-circulated to the members and stakeholders for comments as a result of the changes?**
- *On what date did the College Council approve the revised proposed regulation?*
 - *When was the re-circulation period and what was the outcome of the re-circulation? Was any additional feedback provided?*
 - *If additional feedback was received was any action required and/or taken? Why or why not?*

Section 4: Implementation and Reporting

18. What is the College's implementation plan?

- *Include timelines, partners/stakeholders and activities (e.g., changes to standards, guidelines, by-laws, operational processes, communication activities).*

19. How is the College measuring performance?

- *Describe the College's evaluation plan to monitor intended and unintended outcomes to ensure ongoing quality and safety and that the proposal was effective in addressing the issue. List any targets for delivery and milestones toward those targets.*

"Form A"

Position of College Council Members on College's Proposed Regulation

Name of College: _____

Regulation Proposal Topic: _____

Date Approved by the College Council: _____

Please complete the following questionnaire when submitting a regulation proposal by your College. Fill out one form for each regulation proposal and include it with your submission.

	Number of Public Members	Number of Professional Members
Total Number of members* on the College Council		
Number of College Council members present at Council Meeting who voted on the regulation proposal, including those who abstained		
Number of College Council members who voted in support of this regulation proposal		
Number of College Council members who voted in opposition of this regulation proposal		
Number of College Council members who abstained from voting on this regulation proposal		

**for the purposes of this form, academic members count as professional members*

Clause-By-Clause Comparison Chart

Existing Clause (if applicable)	Proposed New Clause	Rationale
		<p><i>The rationale provided in this chart is used by ministry staff to explain the College's existing requirements, the amendment the College is trying to implement and how the regulatory language would be interpreted (i.e. put into practice) by the College. Each section of the existing regulation should be included in the chart. Where no change is being made, please indicate "no change" in that row.</i></p> <p><i>Please do not simply paraphrase the proposed new clause. Each section should explain the difference between the existing and proposed clause. It should explain briefly, the outcome of the provision; what this change will do with respect to College operational processes and/or how the provision impacts on members or the public and why the change is necessary. Please also identify in each section which regulation making authority is being used to make this change.</i></p> <p><i>If a requirement has been moved to another section of the regulation, is very important for the College to highlight where a requirement currently exists in the regulation and why a reorganization of the regulation is needed.</i></p>
EXAMPLE		
<p>2(3) The applicant has successfully completed an examination in ethics and jurisprudence and such other examinations as may be set or approved by the College.</p>	<p>2(3) The applicant has successfully completed an examination in ethics and jurisprudence set or approved by the College.</p>	<p>The College would like to remove the phrase "...and such other examinations..." Currently the College does not require any other similar types of examinations. The College would like the language to reflect current practice so to make it clear to applicants that only an examination in ethics and jurisprudence is necessary to satisfy this requirement. The authority to make this requirement is contained in clause 95(1) (f) of the HPPC.</p>

Frequently Asked Questions

1. How long does it take for a regulation submission to be processed?

The ministry endeavours to process regulation proposals as quickly as possible. However, timelines depend upon the number of policy items that must be considered, consultation requirements with ministry program areas and possibly other government ministries, time required for drafting and other priorities of the government.

Proposals that contain significant policy or legal issues may require a lengthier review process in order to resolve the issues that emerge during the ministry's review.

Where supporting information is limited, communication exchanges with the College may be needed to clarify issues and this may extend processing timelines significantly.

2. What documentation does the ministry require from Colleges for the ministry to process regulations?

In processing regulation requests, the ministry initially reviews the submission to ensure that the necessary information has been received. If documents are missing in the submission, the ministry will contact the College requesting the necessary information. **Omitting the required documentation will delay the policy review.**

3. What are the requirements for circulating the regulations before submitting them to the Ministry?

Circulation should include a full draft copy of the proposed amendments to a regulation or by-law replacing a regulation that is being revoked, that highlights the changes. A summary of the rationale used by Council in making its decision and a clear explanation of the impact(s) that the amendment(s) will have on all stakeholders should also be included with the circulation material.

Circulate the proposed regulation and rationale for the proposal to members for 60-days for comments. It is at the discretion of each College to determine what would be an appropriate circulation method that is in accordance with the Health Professions Procedural Code (HPPC) which is Schedule 2 of the Regulated Health Professions Act, 1991 (RHPA). Circulation may also be required for by-laws replacing regulations being revoked.

Depending on the nature of the proposal, Colleges should consider whether organizations that are not regular stakeholders (e.g., other professional associations) should have an opportunity to comment, as they may have a special interest in the proposal.

The proposal may need to be re-circulated to members if substantive changes are made as a result of Council deliberations. Council should consult its legal counsel when considering whether a regulation proposal requires re-circulation.

4. What is required to finalize the proposal when a draft of the regulation is acceptable by both the ministry and college?

Two copies of the sealed regulation drafted by Legislative Counsel will be sent to the College electronically for sign off. Once received, Colleges should print a copy and have it signed in blue ink.

Two officers of the College will need to sign each draft. For most Colleges, the Registrar and the President are authorized to sign the draft regulations, in accordance with the College's by-laws. However, Colleges should consider having alternate signing officers, should an authorized signing officer not be unavailable.

Send a scanned copy of the fully signed, high resolution PDF document back to the ministry at RegulatoryProjects@ontario.ca.

Colleges should also submit two signed hardcopies (i.e., paper) to the ministry.

5. When does a regulation become law?

Once the Lieutenant Governor in Council has approved the regulation, it becomes law when it is filed with the Registrar of Regulations, or once filed, on the date set out in the regulation. The ministry will notify Colleges in writing when the regulation is filed and will advise Colleges on the expected dates for publication of the regulation on e-Laws and in the *Ontario Gazette*.

6. Why can't the ministry tell me when a regulation proposal is scheduled to be considered by the Legislation and Regulations Committee and by the Cabinet?

Government deliberations including those of its decision-making Committees are confidential. When it is appropriate to do so, the ministry will advise the Colleges of the government's decision.

Emergency Class FAQ

Recent amendments to the *Regulated Health Professions Act, 1991* (RHPA) which have not yet been brought into force would require health regulatory Colleges to develop regulations creating an emergency class of registration¹. Under the applicable regulation made under the RHPA this class would have to include the following components:

1. The specific emergency circumstances that will cause the class to be open for application and renewal.
2. A time period of no more than a year duration, but renewable for the same period of time with no limit on the number of times they may be renewed as long as the emergency circumstance persists.
3. Circumstances in which a member of the emergency class may apply for registration in another registration class and provide for exemptions from at least some registration requirements that would ordinarily apply to that other class of registration.

These regulations must be approved by the Lieutenant Governor in Council by August 31, 2023.

The ministry has received questions from the Colleges on the proposal submission process, details of the emergency class, timelines, etc. The purpose of this FAQ document is to share commonly asked questions from the Colleges and to provide answers in a consistent manner.

Q1: Are we required to complete a full regulation submission package, including a regulation submission template?

Yes, Colleges are asked to submit the full regulation package to the ministry by May 1, 2023. The information contained in the template is essential for obtaining approval of the draft regulation.

Q2: Should this be a standalone regulation or an amendment to an existing regulation?

In many cases, amendments to an existing regulation may be the most efficient way to implement the required registration class.

Q3: Who is our point of contact if we have any questions?

Please contact either the Manager, Regulatory Oversight and Performance at Jason.Maurier@ontario.ca or your regular liaison within the unit.

¹ As required by section 16.3 of the Health Professions Procedural Code.

Q4: When will these regulations come into force?

As set out in Ontario Regulation 508/22 (Registration Requirements), emergency classes of regulation come into force on August 31, 2023.

Q5: What are some examples of emergencies?

The December 14th, 2022 memo to the Colleges provided 3 example criteria of what might trigger the opening of the emergency class of registration. Colleges should work with their Council and legal counsel to determine what circumstances would constitute as an emergency for the Emergency Class.

Q6. Do Colleges need to translate the draft regulation into French?

Colleges may choose to circulate the draft regulation in English and French or provide a French translation upon request.

Submissions to the ministry are not required to be translated to French.

Q7. What should the registration class be named?

Whether Colleges are amending an existing class or creating a new class, it should be named the Emergency Class to be consistent with the requirements in the RHPA.

Q8. What are the circulation requirements for the proposed regulations?

Colleges should plan to circulate the proposed regulation(s) for 60 days.

Q9. Will the College circulation and the ministry's posting on the Regulatory Registry happen concurrently? What does the College need to submit to the ministry to support posting on the Regulatory Registry?

Yes, the ministry plans to post the College proposals on the Regulatory Registry concurrently with the College circulation period.

While there is no formal template that Colleges must use to submit information for posting on the Regulatory Registry, the following information will need to be submitted:

1. a link to the circulation draft;
2. a summary of the proposed amendment; and
3. information on the costs associated with proposed regulation.