



**SPECIAL MEETING OF THE COUNCIL OF THE
COLLEGE OF PHYSIOTHERAPISTS OF ONTARIO**

Friday, February 10, 2023
Meeting time: 12:00 – 1:00 p.m.
Meeting to be held via Zoom



Commitment to the Public Interest

The public interest is the foundation of all decisions made by this Council. Acting in the public interest ensures that decisions consider: Accessibility, Accountability, Equality, Equity, Protection of the Public and Quality Care.

Conflict of Interest and Bias

Council members are required to declare a conflict of interest or remove themselves from any discussion where they or others may believe that they are unable to consider a matter in a fair, independent and unbiased manner. A declaration in this regard must be made at the start of any discussion item



AGENDA			
Item	Topic	Presenter	Action
	Welcoming Remarks and Roll Call – Theresa Stevens Land Acknowledgement statement	T. Stevens	
1.	Approval of Agenda	T. Stevens	FOR DECISION
2.	Draft Regulations to Create an Emergency Class of Registration As per the requirement set out in Bill 106 , Council is asked to approve for circulation a draft regulation to create an emergency class of registration.	A. Ashton and J. Huang	FOR DECISION
3.	Motion to go in camera pursuant to Section 7 (2)(d) of the Health Professions Procedural Code Council may exclude the public from any meeting or part of the meeting if it is satisfied that personnel matters or property acquisitions will be discussed. Topics to be covered: <ul style="list-style-type: none">• Registrar Recruitment	T. Stevens	FOR DECISION
ADJOURNMENT			
	Next Meeting Dates <ul style="list-style-type: none">• March 23 -24, 2023• June 26-27, 2023		



COLLEGE OF
PHYSIOTHERAPISTS
of ONTARIO

ORDRE DES
PHYSIOTHÉRAPEUTES
*de l'*ONTARIO



COLLEGE OF
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ORDRE DES
PHYSIOTHÉRAPEUTES
de l'ONTARIO

Motion No.: 1.0

**Special Council Meeting
February 10, 2023**

Agenda # 1: Approval of the agenda

It is moved by

and seconded by

that:

the agenda be accepted with the possibility of deferring the second item due to time constraints.



COLLEGE OF
PHYSIOTHERAPISTS
of ONTARIO

ORDRE DES
PHYSIOTHÉRAPEUTES
de l'ONTARIO

Motion No.: 2.0

**Special Council Meeting
February 10, 2023**

Agenda #2: Draft Regulations to Create an Emergency Class of Registration

It is moved by

and seconded by

that:

Council approve in principle draft regulations to create an Emergency Class of registration.

Meeting Date:	February 10, 2023
Agenda Item #:	2.0
Category	Policy
Issue:	Draft Regulations to Create an Emergency Class of Registration <i>For Decision</i>
Submitted by:	Anita Ashton, Interim Registrar and Joyce Huang, Manager, Strategy

Issue:

As per the requirement set out in [Bill 106](#), Council is asked to approve in principle draft regulations to create an emergency class of registration. These will be circulated to stakeholders for a 60 day consultation period and revisited by Council in April 2023.

Public Interest Assessment:

As per the Health Professions Procedural Code which is Schedule 2 of the Regulated Health Professions Act, “it is a duty of the College to work in consultation with the Minister to ensure, as a matter of public interest, that the people of Ontario have access to adequate numbers of qualified, skilled and competent regulated health professionals”.

On occasion, there may be situations where the typical pathway to licensure as outlined in the General Regulation may not be available or accessible or there may be a reason where additional physiotherapists are required to support the health care system on an expedited basis. Under these circumstances regulatory intervention is warranted and in the public interest.

Background:

On April 14, 2022, [Bill 106, the Pandemic and Emergency Preparedness Act](#) received royal assent. Bill 106 includes provisions related to the regulation of health care providers in Ontario including:

- Requiring health regulatory Colleges to have emergency classes of registration to enable expedited registration where necessary;
- Prohibiting health regulatory Colleges from requiring applicants to have Canadian experience unless an exception is provided in the regulations;
- Requiring timely registration decisions;
- Streamlining requirements for demonstrating language proficiency; and
- Providing regulation making power to operationalize these changes.

These registration requirements which are captured in [Ontario Regulation 508/22](#) (a regulation made under the RHPA) and were first published on October 31, 2023, and, for the most part, set to be in effect as of January 1, 2023.

One of the requirements is that the Colleges develop an “emergency class” of registration. While a few Colleges already have one in their regulation, most do not. The Government has requested that they be presented with a Council approved proposed regulation by May 1, 2023, and the proposed regulation must be circulated to stakeholders for at least 60 days before it is considered by/passed by Council and submitted.

The intent of this provision is to create an alternative pathway to register individuals in an expedited manner during an emergency. The term emergency has not been defined. It is reasonable to expect that the Government may at some time be looking to ensure that there is an adequate number of physiotherapists to provide treatment to Ontario patients, but an emergency might also include other circumstances such as the inability to be able to conduct entry to practice examinations. The Government will not be defining what is meant by as emergency. As such the College is required to consider what would constitute an emergency and to include that in its proposed regulation.

The Government has set out the required elements for the regulations that define an emergency class of registration:

5. (1) The regulations establishing an emergency class of registration required by section 16.3 of the Code must include at least the following requirements:
1. They must specify emergency circumstances that will cause the class to be open for issuance and renewal.
 2. They must specify that the emergency class of certificates of registration expire no more than one year after they are issued but are renewable for the same period, with no limit on the number of times they may be renewed if the emergency circumstances persist.
 3. They must specify circumstances in which a member of the emergency class may apply for another class of registration and must exempt the applicant from at least some registration requirements that would ordinarily apply to the application.

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

Registration Committee Deliberations

On January 25, 2023, the Registration Committee considered the policy principles related to the creation of an emergency class of registration, to assist the development of draft regulations for Council’s consideration and approval.

Throughout their discussions, the Registration Committee were mindful to balance the need to create a pathway to have more providers become registered in an expeditious way to meet a critical need, while ensuring that there are still reasonable requirements and safeguards in place to ensure that those registered in the emergency class can provide safe, competent and ethical care. The Committee recognized that the terms, conditions and limitations on this type of registration should be commensurate to the level of assurance of the individuals' competency at the time of registration.

Below are the policy principles the Committee considered and their recommendations for each.

What constitutes an “emergency” that would trigger this class of registration to be opened?

- The Minister indicates that there is an emergency and that the class should be opened, or
- Other situations where Council determines that it is in the public interest to open this class of registration. (For example, where there are disruptions to the ability for candidates to become registered through the ordinary registration pathway that results in a significant impact)

Who could become registered in the emergency class?

Currently our regulations require applicants to meet the following to become registered in any class of registration, which will also apply to the emergency class:

- They are mentally competent to practise physiotherapy,
- They will practice physiotherapy with decency, integrity and honesty and in accordance with the law,
- They can communicate effectively with, and display an appropriate attitude towards, patients and colleagues,
- They are legally able to work in Canada,
- They can speak and write in English or French with reasonable fluency, and
- They have liability insurance before providing patient care.

In addition, the Committee considered what specific eligibility requirements should apply to individuals who apply for registration under the emergency class, and they recommend the following:

- Students in a Canadian physiotherapy university program who have completed a minimum number of hours of practical / clinical experience,
- Individuals who have completed a degree in physiotherapy which includes practical experience, but have not yet attempted the PCE-Written exam,
- Individuals who have successfully completed the PCE-Written exam but have never attempted a practical (clinical) exam approved by Council,
- Individuals who have attempted the Ontario Clinical Exam (OCE) or another practical (clinical) exam approved by Council on one occasion and had been unsuccessful,
- Individuals who retired from the profession within the last five years,
- Registered physiotherapists in other Canadian jurisdictions,

- Currently registered physiotherapists in specific Council-approved jurisdictions outside of Canada who have not been through credentialing, the written exam, or the practical (clinical) exam,
- Registered physiotherapists in other countries who have completed the credentialing process within the last two years but not the written or practical (clinical) exam, and
- Registered physiotherapists in other countries who have completed the credentialing process and the written exam within the last two years but not the practical (clinical) exam.

The Committee also recommended that all candidates who apply for registration in the emergency class should be required to meet the following requirements before being registered:

- Successfully complete the Jurisprudence Module, and
- Review all College standards and associated e-learning modules.

What are the terms, conditions and limitations for the emergency class of registration?

- The individual must practice under the supervision of another registered physiotherapist that is approved by the College,
- The individual must work at the same work site as their practice supervisor, and
- The practice supervisor must complete a certain amount of direct supervision at the beginning until the supervisor deems that the individual can practice safely and competently without direct supervision.

Additional requirements will be defined in policy, including:

- Criteria for becoming a supervisor,
- Requirements that the supervisor keep records of their supervision and provide regular updates to the College, and
- Requirement for the supervisor to review or assess the individual's performance.

Can registrants in the emergency class perform controlled acts?

- Only under delegation or a medical directive.

Other restrictions or conditions

- At the time that Council determines it is in the public interest to open the emergency class of registration, Council may also consider imposing additional restrictions or conditions based on consideration of the specific nature of the emergency (for example, restrictions to only provide patient care, to only work in certain types of work sites, and define whether care could be in person, virtual or both etc.)

Appropriate use of title

- Registrants in the emergency class must use the title "Physiotherapist (Emergency Class)", "PT (Emergency Class)" or their equivalents in French.

What happens if there are concerns about the registrant's conduct or competency?

- The Registrar may revoke an emergency certificate of registration if they believe that it would be in the public interest to do so.

Pathway to registering in provisional or independent practice after registering in the emergency class

- If individuals in the emergency class wish to become registered through the ordinary pathway, the College will waive the fee for completing the practical (clinical) exam that is administered by the College.

When the emergency ends:

- Council will determine when the circumstances that led to the opening of the emergency class of registration are over, and
- A reasonable period of time will be given to allow for transition of care before the emergency registration certificates expire.

The policy recommendations from the Registration Committee above provided the basis for the draft regulation that Council is considering.

Next steps:

Following Council's consideration and approval in principle of the draft regulations, they will be circulated for comment for at least 60 days, after which Council will consider the draft regulations with the feedback for final approval.

Decision Sought:

That Council approve in principle draft regulations to create an Emergency Class of registration.

Attachments:

- Appendix 1: Draft Regulations to Create an Emergency Class of Registration

Physiotherapy Act, 1991
Loi de 1991 sur les physiothérapeutes
ONTARIO REGULATION 532/98
GENERAL

Consolidation Period: From November 19, 2012 to the [e-Laws currency date](#).

Last amendment: 378/12.

Legislative History: 611/99, 68/06, 390/11, 378/12.

This Regulation is made in English only.

PART III
REGISTRATION

DEFINITIONS

11. In this Part,

“degree in physiotherapy” means,

- (a) a minimum of a baccalaureate degree in a physiotherapy education program at a Canadian university approved by a body or bodies designated by the Council, or by the Council itself,
- (b) an academic qualification from outside Canada that is considered by a body or bodies designated by the Council, or by the Council itself, to be substantially similar to the qualification in clause (a);

“examination” means an examination [or examinations](#) set or [approved by the Council which include written and practical components or such other format\(s\)](#) approved by the Council. O. Reg. 68/06, s. 1.

GENERAL

12. The following are prescribed as classes of certificates of registration:

- 1. Independent practice.
- 2. Provisional practice.
- 3. Courtesy.
- 4. [Emergency](#).

~~4.,~~5. REVOKED: O. Reg. 390/11, s. 1.

O. Reg. 68/06, s. 1; O. Reg. 390/11, s. 1.

13. A person may apply for the issue of a certificate of registration by submitting to the College a completed application for the class of certificate for which application is made together with any applicable fees. O. Reg. 68/06, s. 1.

14. A certificate of registration shall not be dated earlier than the day it was issued. O. Reg. 68/06, s. 1.

15. A member shall not hold more than one certificate of registration. O. Reg. 68/06, s. 1.

16. (1) It is a non-exemptible registration requirement for all classes of certificates of registration, [other than an emergency class certificate of registration](#), that the applicant’s past and present conduct affords reasonable grounds for belief that he or she,

- (a) is mentally competent to practise physiotherapy;
- (b) will practise physiotherapy with decency, integrity and honesty and in accordance with the law; and
- (c) can communicate effectively with, and will display an appropriate attitude towards, patients and colleagues. O. Reg. 68/06, s. 1.

(2) The following are the standards and qualifications for a certificate of registration of any class ~~except~~, [other than](#) a courtesy [and emergency class](#) certificate of registration:

1. The applicant must have Canadian citizenship, permanent resident status or an authorization under the *Immigration and Refugee Protection Act* (Canada) consistent with the class of certificate for which application is made.
 2. The applicant must be able to speak and write either French or English with reasonable fluency. O. Reg. 68/06, s. 1; O. Reg. 390/11, s. 2 (1).
 - (3) It is a term, condition and limitation of a certificate of registration of any class, other than an emergency class certificate of registration, that the certificate terminates when the holder no longer has Canadian citizenship, permanent resident status or an authorization under the *Immigration and Refugee Protection Act* (Canada) consistent with the class of certificate. O. Reg. 68/06, s. 1.
 - (4) It is a term, condition and limitation of a certificate of registration authorizing independent practice that the holder must successfully complete the College Jurisprudence Program at the first opportunity provided by the College following either initial registration or reinstatement of registration and thereafter once every five-year cycle of the Program as scheduled by the Registrar. O. Reg. 390/11, s. 2 (2).
 - (5) For the purpose of subsection (4), the College Jurisprudence Program includes an assessment of the holder's knowledge of and ability to apply jurisprudence concepts relevant to the practice of physiotherapy in Ontario. O. Reg. 68/06, s. 1.
- 17.** It is a non-exemptible registration requirement for all certificates of registration that the applicant demonstrates that he or she holds professional liability insurance in accordance with the College by-laws. O. Reg. 390/11, s. 3.
- 18.** Despite any other provision in this Regulation, an applicant who by commission or omission makes a false or misleading representation or declaration on or in connection with an application shall be deemed not to have, and not to have had, the qualifications for a certificate of any class. O. Reg. 68/06, s. 1.

INDEPENDENT PRACTICE

- 19.** (1) The following are the standards and qualifications for a certificate of registration authorizing independent practice:
1. The applicant must have received a degree in physiotherapy.
 2. The applicant must have successfully completed the examination. O. Reg. 68/06, s. 1.
- (2) An applicant for a certificate of registration authorizing independent practice who was, on December 31, 1993, qualified as a physiotherapist under a statute in a Canadian jurisdiction outside Ontario and is included on a permanent register in that jurisdiction is exempted from the standards and qualifications under subsection (1). O. Reg. 68/06, s. 1.
- (3) An applicant for a certificate of registration authorizing independent practice who was, on December 30, 1993, qualified as a physiotherapist in Ontario under the *Drugless Practitioners Act* is exempted from the standards and qualifications under subsection (1). O. Reg. 68/06, s. 1.
- (4) An applicant for a certificate of registration authorizing independent practice shall satisfy the Registrar that he or she has practised physiotherapy for at least 1,200 hours in the five years immediately preceding the application if the applicant,
- (a) is not exempted from the standards and qualifications under subsection (1) and has not successfully completed the examination within the five years immediately preceding the application; or
 - (b) is exempted from the standards and qualifications under subsection (1). O. Reg. 68/06, s. 1.
- 20.** (1) Where section 22.18 of the Code applies to an applicant, the requirements of subsections 19 (1) and (4) are deemed to have been met by the applicant. O. Reg. 390/11, s. 4.
- (2) Despite subsection (1) it is a non-exemptible registration requirement that an applicant referred to in subsection (1) provide a certificate, letter or other evidence satisfactory to the Registrar or a panel of the Registration Committee establishing that the applicant is in good standing as a physiotherapist in every jurisdiction where the applicant holds an out-of-province certificate. O. Reg. 390/11, s. 4.
- (3) Where an applicant referred to in subsection (1) is unable to satisfy the Registrar that the applicant practised the profession to the extent that would be permitted by a certificate of registration authorizing independent practice at any time in the five 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. 390/11, s. 4.
- (4) An applicant referred to in subsection (1) is deemed to have met the requirements of paragraph 2 of subsection 16 (2) where the requirements for the issuance of the applicant's out-of-province certificate

included language proficiency requirements equivalent to those required by that paragraph. O. Reg. 390/11, s. 4.

(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 Code. O. Reg. 390/11, s. 4.

21. (1) Subject to subsections (6), (8) and (9), it is a term, condition and limitation of a certificate of registration authorizing independent practice that, five years after the date of initial registration, and every year after that, the holder satisfy the Registrar that he or she,

- (a) has practised physiotherapy for at least 1,200 hours in the preceding five years;
- (b) has successfully completed the College Review Program within the previous 12 months at the holder's expense; or
- (c) has successfully completed the examination within the previous 12 months. O. Reg. 68/06, s. 1; O. Reg. 390/11, s. 5 (1).

(2) For the purpose of clause (1) (b), the College Review Program shall consist of an assessment of the holder's current knowledge, skill, judgment and performance and may include an individualized upgrading program based upon the results of the assessment or a reassessment upon the completion of the program. O. Reg. 68/06, s. 1.

(3) If a holder of a certificate of registration authorizing independent practice fails to satisfy the condition in subsection (1), his or her certificate of registration is suspended until the condition is satisfied except if the holder concludes a written agreement approved by the Registrar. O. Reg. 68/06, s. 1.

(4) If a holder of a certificate of registration authorizing independent practice ceases or fails to hold professional liability insurance in accordance with the College by-laws, his or her certificate of registration is deemed to be suspended until the Registrar is satisfied that he or she has acquired the professional liability insurance. O. Reg. 68/06, s. 1; O. Reg. 390/11, s. 5 (2).

(5) A person who held a certificate of registration authorizing academic practice or an inactive status certificate of registration on December 14, 2011 shall be issued a certificate of registration authorizing independent practice. O. Reg. 390/11, s. 5 (3).

(6) A certificate of registration authorizing independent practice issued under subsection (5) is subject to the same terms, conditions and limitations that applied to the class of the member's previous certificate of registration authorizing academic practice or inactive status certificate of registration, as the case may be, until the member satisfies the Registrar that he or she is in compliance with the terms, conditions and limitations specified in subsection (1). O. Reg. 390/11, s. 5 (3).

(7) For greater certainty, nothing in subsection (6) affects the expiry of any term, condition or limitation that was imposed on the member's previous certificate of registration authorizing academic practice or inactive status certificate of registration, as the case may be, by the Registrar pursuant to,

- (a) an order of Council or Executive Committee or a panel of the Registration Committee, Discipline Committee or Fitness to Practice Committee;
- (b) a direction of the Quality Assurance Committee; or
- (c) the approval of a panel of the Registration Committee. O. Reg. 390/11, s. 5 (3).

(8) A member referred to in subsection (5) who held a certificate of registration authorizing academic practice on December 14, 2011 must comply with the terms, conditions and limitations specified in subsection (1) within six months of being issued a certificate of registration authorizing independent practice under subsection (5). O. Reg. 390/11, s. 5 (3).

(9) A member referred to in subsection (5) who held an inactive status certificate of registration on December 14, 2011 must comply with the terms, conditions and limitations specified in subsection (1) within three years of being issued a certificate of registration authorizing independent practice under subsection (5), and if he or she does not do so, his or her certificate of registration authorizing independent practice is deemed to have expired on the date that is three years immediately after the date of issuance. O. Reg. 390/11, s. 5 (3).

22. REVOKED: O. Reg. 390/11, s. 6.

PROVISIONAL PRACTICE

23. (1) ~~The~~ Subject to paragraph i of subsection 24.1 (12), the following are the standards and qualifications for a certificate of registration authorizing provisional practice:

1. The applicant must have received a degree in physiotherapy.
2. The applicant must have successfully completed the written component of the examination.

3. The applicant must have registered to take the practical component of the examination at the next available opportunity after the application. O. Reg. 68/06, s. 1.
- (2) The following are the terms, conditions and limitations of a certificate of registration authorizing provisional practice:
 1. The holder may practise physiotherapy only under the terms of a written agreement with a member holding a certificate of registration authorizing independent practice who monitors him or her in accordance with the written agreement. For the purposes of this paragraph, both the written agreement and the member must be approved by the Registrar.
 2. The holder shall hold himself or herself out only as a physiotherapy resident.
 3. If the member in paragraph 1 is unable to maintain the terms of the agreement due to resignation, illness or other circumstances, the provisional practice certificate of the holder is suspended until a new written agreement with the same or different member is approved by the Registrar.
 4. The certificate expires on the earlier of the date that the holder receives notification that he or she has failed the practical component of the examination or 12 weeks after the date that the holder is registered to take the practical component of the examination. O. Reg. 68/06, s. 1.
- (3) If a holder of a certificate of registration authorizing provisional practice ceases or fails to hold professional liability insurance in accordance with the College by-laws, his or her certificate of registration is deemed to be suspended until the Registrar is satisfied that he or she has acquired the professional liability insurance. O. Reg. 68/06, s. 1; O. Reg. 390/11, s. 7.
- (4) A person who has failed the practical component of the examination is not entitled to apply for a certificate of registration authorizing provisional practice. O. Reg. 68/06, s. 1.
- (5) A person who previously obtained a certificate of registration authorizing provisional practice is not entitled to apply for another one unless the person did not fail the practical component of the examination but was unable to complete it successfully because of illness or some other reason beyond the control of the person. O. Reg. 68/06, s. 1.
- (6) A person who previously obtained what was formerly known as a certificate of registration authorizing supervised practice is not entitled to apply for a certificate of registration authorizing provisional practice unless the person did not fail the practical component of the examination but was unable to complete it successfully because of illness or some other reason beyond the control of the person. O. Reg. 68/06, s. 1.
- (7) If the Registrar receives concerns relating to the member's knowledge, skills or judgement in the practice of physiotherapy during the period that the member held a certificate of registration authorizing provisional practice, the Registrar may refer the member to the Quality Management Committee. O. Reg. 68/06, s. 1.

COURTESY

24. (1) The following are the standards and qualifications for a courtesy certificate of registration:
 1. The applicant must have received a degree in physiotherapy, unless the applicant, if applying for a certificate of registration authorizing independent practice, would be exempt from meeting the requirement of paragraph 1 of subsection 19 (1) by virtue of subsection 19 (2) or (3).
 2. The applicant must be registered to practise as a physiotherapist by an authority responsible for the regulation of physiotherapists in a jurisdiction outside Ontario that is approved by the Registration Committee as having a scheme for the regulation of physiotherapists that is reasonably equivalent to that in Ontario.
 3. The applicant must have practised physiotherapy for at least 1,200 hours in the preceding five years.
 4. The applicant must certify that he or she is making the application solely for reason of,
 - i. teaching an educational course,
 - ii. participating in an educational program,
 - iii. participating in research activities, or
 - iv. participating in a specific event of limited duration. O. Reg. 390/11, s. 8.
- (2) The following are the terms, conditions and limitations of a courtesy certificate of registration:
 1. The holder may practise physiotherapy only for the purpose that he or she certified under paragraph 4 of subsection (1) as the reason for making the application for the courtesy certificate of registration.

2. The certificate expires 30 days after the date of initial registration, on the date on which the purpose referenced in paragraph 1 is attained or when the member is no longer engaged in attaining that purpose, whichever is the earliest. O. Reg. 390/11, s. 8.
- (3) If a holder of a courtesy certificate of registration ceases or fails to hold professional liability insurance in accordance with the College by-laws, his or her certificate of registration is deemed to be suspended until the Registrar is satisfied that he or she has acquired the professional liability insurance. O. Reg. 390/11, s. 8.

EMERGENCY

24.1 (0.1) In this section, “Supervisor” means,

(a) holds a certificate of registration authorizing independence practice, and

(b) has been approved by the Registrar to supervise a member who holds an emergency class certificate of registration.

(1) In order for the College to issue an emergency class certificate of registration, the Government of Ontario must request or the Council must determine that it is in the public interest to register physiotherapists in the emergency class to address emergency circumstances.

(2) Where the Council receives a request from the Government of Ontario or the Council determines there are emergency circumstances under subsection (1), the Council may also determine whether the issuance of certificates of registration in the emergency class is to be limited in any manner including, but not limited to, the following:

1. whether members of that class will be permitted to practise in-person, virtually or both; and/or
2. applicants who will be engaging in clinical practice in a public hospital, long-term care facility or other similar publicly funded institutions approved by the Council; and/or
3. applicants who will be engaging in clinical practice in a private practice setting.

(3) The following are the standards and qualifications for an emergency class certificate of registration:

1. The applicant must satisfy the Registrar that the applicant meets one of the following:
 - i. The applicant has a degree in physiotherapy;
 - ii. The applicant is enrolled in a program in physiotherapy as referred to in paragraph (a) of section II and has completed at least 820 clinical practice hours associated with that program;
 - iii. The applicant is or was in the past five years registered to practise physiotherapy in Ontario with a certificate of registration authorizing independent practice or registered or licenced to practise physiotherapy in another province or territory in Canada with a certificate or licence which the Registrar is satisfied is equivalent to a certificate of registration authorizing independent practice in Ontario;
 - iv. The applicant is or was in the past five years registered or licenced to practise physiotherapy in a jurisdiction outside of Canada that has been approved by the Council for the purpose of issuing emergency class certificates of registration; or
2. The applicant must satisfy the Registrar that the applicant has completed at least 1200 clinical practice hours in the five years immediately preceding the application.
3. The applicant must satisfy the Registrar that the applicant’s past and present conduct affords reasonable grounds for the belief that:
 - i. the applicant will practise with decency, integrity and honesty and in accordance with the law;
 - ii. the applicant has sufficient knowledge, skill and judgement to competently practise physiotherapy within the scope of practise of the emergency class certificate of registration;
 - iii. the applicant is mentally competent to practise physiotherapy; and
 - iv. the applicant can communicate effectively and will display an appropriate professional attitude towards the College, patients and colleagues.
4. The applicant must have Canadian citizenship, permanent resident status or an authorization under the *Immigration and Refugee Protection Act* (Canada) consistent with the emergency class certificate.
5. The applicant must be able to speak and write either French or English with reasonable fluency.
6. The applicant must have successfully completed the College Jurisprudence Program.

7. Where the Council limits the issuance of emergency class certificates under subsection 24.1 (2), the Registrar must be satisfied that the applicant will be using the emergency class certificate in a manner consistent with that limitation.
8. The applicant must not have failed the written component of the examination.
9. The applicant must not have failed the practical component of the examination on two or more occasions.

(4) The requirements set out in paragraphs 1, 3, 4, 5, 6, 7, 8 and 9 of subsection (3) are non-exemptible.

(5) Where the applicant is or was registered or licensed to practise physiotherapy in another jurisdiction, or any other profession in any jurisdiction, the information referred to in paragraph 3 of subsection (3) may include any information that the jurisdiction has with regard to the past and present conduct of the applicant, including but not limited to, findings of professional misconduct, incompetence or incapacity.

(6) The following are the terms, conditions and limitations of an emergency class certificate of registration:

1. The member must only hold themselves out as a “physiotherapist (emergency class)” or the abbreviation “PT (emergency class)” or its equivalent in French.
2. The member may only practise physiotherapy under the direct supervision of a Supervisor who works at the same practice location.
3. The member must be directly supervised by the Supervisor until the Registrar is satisfied that the member is able to practise safely and competently without supervision.
4. The holder is not entitled to perform a controlled act authorized to a physiotherapist under subsection 4(1) of the *Physiotherapy Act, 1991* unless the member is otherwise authorized to do so by a medical directive or the controlled act is delegated to the member by a regulated health professional who is themselves authorized to delegate that controlled act.

(7) An emergency class certificate of registration is automatically revoked on the earliest of the date on which any of the following events occur:

1. 15 days after receipt of notice of the Council’s determination that the emergency circumstances have ended.
2. The expiry of 12 months from the date the certificate was issued, unless the Registrar extends the certificate under subsection (8).
3. The date to which the Registrar extended the certificate under subsection (8).
4. The date on which the Registrar revoked the certificate under subsection (9).
5. 15 days after the member receives notification that the member failed the written component of the examination.
6. 15 days after the member receives notification that the member failed the practical component of the examination for the second time.

(8) The Registrar may extend an emergency class certificate of registration for one or more periods, each of which is not to exceed 12 months, if, in the opinion of the Registrar, it is advisable or necessary to do so, provided the Council has not determined that the emergency circumstances have ended.

(9) The Registrar may revoke an emergency class certificate of registration if, in the opinion of the Registrar, it is in the public interest to do so.

(10) If a holder of an emergency class certificate of registration ceases or fails to hold professional liability insurance in accordance with the College by-laws, the member’s certificate of registration is deemed to be suspended until the Registrar is satisfied that the member has acquired the professional liability insurance.

(11) If a holder of an emergency class certificate of registration no longer has Canadian citizenship, permanent resident status or an authorization under the *Immigration and Refugee Protection Act (Canada)* consistent with the emergency class certificate of registration, that certificate is terminated.

Exemptions

(12) A member who holds or a former member who held an emergency class certificate of registration within two years of applying for a certificate of registration authorizing provisional practice and who practised physiotherapy for at least 1200 hours while in the emergency class is exempt from any examination fees which would otherwise be payable to the College for the practical component of the examination.

TRANSITIONAL, TEACHING PRACTICE CERTIFICATE

25. Where, immediately before December 15, 2011, a member held a certificate of registration authorizing teaching practice, the certificate continues, subject to the same terms, conditions and limitations it was subject to when issued, until it expires in accordance with section 25 of this Regulation as it read before that date. O. Reg. 390/11, s. 8.

26. REVOKED: O. Reg. 390/11, s. 8.

Document comparison by Workshare Compare on February 2, 2023 4:48:33 PM

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Document 2 ID	iManage://im10.weirfoulds.com/ACTIVE/18647232/4
Description	#18647232v4<im10.weirfoulds.com> - CPO General Regulation - Emergency Class
Rendering set	Standard

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Insertion	
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COLLEGE OF
PHYSIOTHERAPISTS
of ONTARIO

ORDRE DES
PHYSIOTHÉRAPEUTES
de l'ONTARIO

Motion No.: 3.0

**Special Council Meeting
February 10, 2023**

Agenda #3: Motion to go in camera pursuant to Section 7 (2)(d) of the Health Professions Procedural Code

It is moved by

and seconded by

that:

Council moves in camera pursuant to Section 7 (2)(d) of the Health Professions Procedural Code.