

Gouvernement du Québec

O.C. 359-2008, 16 April 2008

Professional Code
(R.S.Q., c. C-26)

Comptables en management accrédités
— Standards for equivalence of diplomas for the
issue of a permit
— Amendments

Regulation to amend the Regulation respecting the standards for equivalence of diplomas for the issue of a permit of the Ordre professionnel des comptables en management accrédités du Québec

WHEREAS, under paragraph *c* of section 93 of the Professional Code (R.S.Q., c. C-26), the Bureau of an order must, by regulation, prescribe standards for equivalence of diplomas issued by educational establishments situated outside Québec, for the purposes of issuing a permit or specialist's certificate, and standards of equivalence of the training of a person who does not hold a diploma required for such purposes;

WHEREAS, under paragraph *c.1* of section 93 of the Professional Code, the Bureau must, by regulation, determine a procedure for recognizing an equivalence, standards for which are to be established in a regulation under paragraph *c* of that section, providing that a decision must be reviewed by persons other than those who made it and, for that purpose, provide that the Bureau's power to decide an application or review a decision may be delegated to a committee established under paragraph 2 of section 86.0.1 of the Code;

WHEREAS the Bureau of the Ordre des comptables en management accrédités du Québec made the Regulation to amend the Regulation respecting the standards for equivalence of diplomas for the issue of a permit of the Ordre professionnel des comptables en management accrédités du Québec;

WHEREAS, pursuant to section 95 of the Professional Code and subject to sections 95.1 and 95.2 of the Code, every regulation made by the Bureau of a professional order under the Code or an Act constituting a professional order must be transmitted to the Office des professions du Québec for examination and be submitted, with the recommendation of the Office, to the Government which may approve it with or without amendment;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation was published in Part 2 of the *Gazette*

officielle du Québec of 11 July 2007 with a notice that it could be submitted to the Government for approval on the expiry of 45 days following that publication;

WHEREAS no comments were received by the Office des professions du Québec following that publication;

WHEREAS, in accordance with section 95 of the Professional Code, the Office des professions du Québec has examined the Regulation and made its recommendation;

WHEREAS it is expedient to approve the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister responsible for the administration of legislation respecting the professions:

THAT the Regulation to amend the Regulation respecting the standards for equivalence of diplomas for the issue of a permit of the Ordre professionnel des comptables en management accrédités du Québec, the text of which is attached to this Order in Council, be approved.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation to amend the Regulation
respecting the standards for equivalence
of diplomas for the issue of a permit of
the Ordre professionnel des comptables
en management accrédités du Québec*

Professional Code
(R.S.Q., c. C-26, s. 93, pars. *c* and *c.1*)

1. The Regulation respecting the standards for equivalence of diplomas for the issue of a permit of the Ordre professionnel des comptables en management accrédités du Québec is amended by striking out “the Bureau of” in the second paragraph of section 1.

2. Section 2 is amended by replacing “section 86” in the part before subparagraph 1 of the first paragraph by “paragraph 8 of section 86.0.1”.

* The Regulation respecting the standards for equivalence of diplomas for the issue of a permit of the Ordre professionnel des comptables en management accrédités du Québec, approved by Order in Council 321-92 dated 4 March 1992 (1992, *G.O.* 2, 1727), has not been amended since its approval.

3. Sections 6 to 8 are replaced by the following:

“6. The secretary must send the documents referred to in section 2 to the committee formed by the Bureau pursuant to paragraph 2 of section 86.0.1 of the Professional Code made up of persons other than members of the administrative committee to examine and decide diploma equivalence applications.

If the committee refuses to grant the diploma equivalence, it must give the reasons and inform the candidate of any programs of study, training periods or examinations which if successfully completed would enable the candidate to be granted the equivalence. The committee must also inform the candidate of the candidate’s right to apply for a review of the decision in accordance with section 7.

The secretary must send a copy of the committee’s decision to the candidate by registered or certified mail within 30 days of the decision.

7. A candidate who is informed of the committee’s decision not to grant the diploma equivalence may apply to have the decision reviewed by the administrative committee by sending a written request to that effect to the secretary of the Order within 30 days of receiving the decision. The candidate may include written submissions for the administrative committee.

The administrative committee has 60 days from the date of receipt of the review application to make its decision.

8. The decision of the administrative committee is final and must be sent to the candidate in writing by registered or certified mail within 30 days following the date of the meeting.”

4. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

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