



# COLLEGE OF RESPIRATORY THERAPISTS OF ONTARIO

**TITLE:** Labour Mobility: Applicants from Regulated Canadian Jurisdictions

**NUMBER:** RG-Labour Mobility Regulated-416

**Date originally approved** 2010 June 18

**Date(s) revised:**

## Policy

### PURPOSE

The purpose of this policy is to implement the provisions of the Ontario Labour Mobility Act pending the appropriate Registration Regulation amendments, and as such to promote the mobility and access to employment opportunities of respiratory therapists in Canada.

### BACKGROUND

All Canadian Respiratory Therapy regulatory bodies had a Mutual Recognition Agreement (MRA) in place to facilitate mobility of respiratory therapists from one Canadian jurisdiction to another. Under the MRA, applicants were exempt from the educational and examination requirements if they met certain requirements such as minimum practice hours.

Because of amendments to the Agreement on Internal Trade (AIT) and the introduction of new labour mobility legislation in Ontario, the current MRA is no longer relevant. The new Ontario labour mobility legislation covers applicants from regulated jurisdictions and the National Alliance of Respiratory Therapy Regulatory Bodies will be negotiating a new Registration Agreement between the unregulated jurisdictions. In the interim, applicants from non-regulated jurisdictions will be subject to the old MRA provisions.

### POLICY

The requirements for applicants applying under the labour mobility provisions from regulated Canadian jurisdictions (Alberta, Saskatchewan, Manitoba, Quebec; New Brunswick; Nova Scotia) are as follows:

An applicant who:

- holds an out-of-province certificate as defined in section 22.15<sup>i</sup> of the Health Professions Procedural Code that is equivalent to a class of a certificate of registration issued by the College; and
- has practiced the profession there within the past two years.

shall, subject to the provisions of section 22.18 of the Health Professions Procedural Code and the measures permitted there, be deemed to meet the educational, clinical experience and registration examination requirements for that class of certificate.

The CRTO may:

- require the applicant to demonstrate proficiency in English or in French if the equivalent language proficiency requirement was not a condition of registration in the host regulatory jurisdiction;
- require an individual undergo material additional training, experience, examinations or assessments if they have not practiced the profession in the host jurisdiction within the 2 years preceding the application;
- impose equivalent terms, conditions and limitations on a certificate of registration to those imposed by the host regulatory body;
- require the applicant to provide evidence of good character;
- require evidence of good standing from each jurisdiction in which the applicant is or was registered;
- require the applicant to obtain professional liability insurance, hold an appropriate immigration status and not to be incapacitated;
- refuse to register the applicant or impose terms, conditions and limitations on a certificate of registration if such action is deemed necessary to protect the public interest as a result of complaints, or criminal, disciplinary or other proceedings, against the applicant in any jurisdiction whether in or outside Canada, relating to the applicant's competency, conduct or character.

In order to register with the College of Respiratory Therapists of Ontario under the labour mobility provisions applicants from Canadian regulated jurisdictions must complete the CRTO Application for Registration form, and submit this form, together with the applicable fee(s) and documentation to the College office. In addition, the CRTO may impose post-registration requirements such as compliance with the Quality Assurance Program.

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<sup>i</sup> **Health Professions Procedural Code**

**22.15 (1) In this section and in sections 22.16 to 22.23,**

(...) "out-of-province certificate" means a certificate, licence, registration, or other form of official recognition that,

- (a) attests to an individual being qualified to practise the profession and authorizes the individual to practise the profession, use a title or designation relating to the profession, or both, and
- (b) is granted to the individual by a body or individual that is authorized under an Act of Canada or of a province or territory of Canada that is a party to the Agreement on Internal Trade, other than Ontario, to grant such certificate, licence, registration, or other form of official recognition. ("certificat extraprovincial") 2009, c. 24, s. 33 (5).