

## LEGISLATION, PROFESSIONAL STANDARDS AND GUIDELINES OF RELEVANCE TO PSYCHOLOGY MEMBERS OF THE COLLEGE

Legislation and regulations may be amended from time to time. However, **examination candidates are expected to be familiar with any amendments in effect six months or more before the date of the examination.** Copies of the legislation may be readily downloaded from the websites quoted below.

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### ONTARIO

#### Provincial Legislation

<https://www.ontario.ca/laws>

#### Child, Youth and Family Services Act, 2017

- S.21 Consents and agreements
- S.22 (1), (2) and (7) Consent to service
- S.23 Counselling service: Child 12 or older
- S.125 Duty to report child in need of protection

#### Children's Law Reform Act, 1990

- S.20 to S.27 Decision-Making Responsibility, Parenting Time and Contact
- S.30 to S.33 Decision-Making Responsibility, Parenting Time and Contact – Assistance to court

#### Freedom of Information and Protection of Privacy Act, 1990

- S.2 Definitions
- S.10 Right of access

#### Health Care Consent Act, 1996

- Part I – General (all sections)
- Part II – Treatment (all sections)

#### Fixing Long-Term Care Act, 2021

- S.28 Reporting certain matters to Director

#### Missing Persons Act, 2018

- Preamble
- S.2(1) Measures established
- S.4(2) Types of records
- S.5 Urgent demand for records (all subsections)

#### Municipal Freedom of Information and Protection of Privacy Act, 1990

- Part I – Freedom of Information (all sections)
- Part II – Protection of Individual Privacy (all sections)

#### Personal Health Information Protection Act, 2004 – All

Psychology and Applied Behaviour Analysis Act, 2021 - All

Plus the following Ontario regulations under the Psychology and Applied Behaviour Analysis Act:

- O. Reg. 195/23 Professional Misconduct – all parts
- O. Reg. 194/23 General – all parts
- O. Reg. 193/23 Registration – all parts

Regulated Health Professions Act (RHPA), 1991

- S.27 to S.34.1 Prohibitions
- S.36, 40, 41, 42 Miscellaneous
- Schedule 1 Self governing health professions
- Schedule 2 Health Professions Procedural Code:
  - S.1(3-5) Sexual abuse of a patient
  - S.85.1 to 85. 7 (all subsections) Reporting of health professions, Funding for therapy and counselling
- O. Reg.107/96 Controlled Acts:
  - S.6, 7, 7.2, 7.3
- O. Reg.59/94 Funding for Therapy or Counselling for Patients Sexually Abused by Members

Retirement Homes Act, 2010

- S.75 (1) Reporting certain matters to registrar and (3) Duty on medical practitioners and others

Services and Supports to Promote the Social Inclusion of Persons with Developmental Disabilities Act, 2008

- S.3 (1, 2) Developmental disability
- S.4 (1, 2) Services and supports
- S.5 Application
- S.14 (2, 3, 4, 5) Eligibility

Substitute Decisions Act, 1992

- S.2 (1,2,3) Presumption of capacity
- Part I Property, S.31(1) Powers of guardians and S.31.1 Access to personal information
- Part II The Person, S.43 to S.53, and S.66 to S.68

## **The College of Psychologists and Behaviour Analysts of Ontario**

Standards of Professional Conduct, 2024

<https://cpbao.ca/members/professional-practice/standards-of-professional-conduct/>

Professional Boundaries in Health Care Relationships

[https://cpbao.ca/cpo\\_resources/professional-boundaries-in-health-care-relationships/](https://cpbao.ca/cpo_resources/professional-boundaries-in-health-care-relationships/)

Prevention of Sexual Abuse of Clients and Mandatory Reporting

[https://cpbao.ca/cpo\\_resources/prevention-of-sexual-abuse-of-clients-and-mandatory-reporting/](https://cpbao.ca/cpo_resources/prevention-of-sexual-abuse-of-clients-and-mandatory-reporting/)

Information for Consideration of Members Providing Psychological Services in the Context of Child Custody Disputes & Child Protection Proceedings, January 2014\*

[https://cpbao.ca/cpo\\_resources/information-for-consideration-by-members-providing-psychological-services-for-child-custody-disputes-child-protection-proceedings/](https://cpbao.ca/cpo_resources/information-for-consideration-by-members-providing-psychological-services-for-child-custody-disputes-child-protection-proceedings/)

*\*this CPBAO document includes references to some publications that are no longer in print or that have been replaced by more recent editions*

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## CANADA

### Canadian Psychological Association

The Canadian Code of Ethics for Psychologists, Fourth Edition, 2017

[http://www.cpa.ca/docs/File/Ethics/CPA\\_Code\\_2017\\_4thEd.pdf](http://www.cpa.ca/docs/File/Ethics/CPA_Code_2017_4thEd.pdf)

Companion Manual to the Canadian Code of Ethics 2017\*, available for purchase:

<https://www.cpa.ca/thecestore/purchasecpapublications/>

*\*The primary resource for understanding the Canadian Code of Ethics for Psychologists is the Companion Manual*

Hard copies may be purchased from the Canadian Psychological Association,

141 Laurier Avenue West, Suite 702, Ottawa, Ontario K1P 5J3

Tel: 613-237-2144 Toll free (in Canada): 1-888-472-0657

E-mail: [cpa@cpa.ca](mailto:cpa@cpa.ca)

### Federal legislation

<http://laws-lois.justice.gc.ca/eng/acts/>

Corrections & Conditional Release Act, 1992

- Part I - S.85 to S.88 Health Care

Personal Information Protection and Electronic Documents Act (PIPEDA), 2000

- Part II - Electronic Documents

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### Canadian Institutes of Health Research

*Tri-Council Policy Statement: Ethical Conduct for Research Involving Humans* published by the Canadian Institutes of Health Research, Natural Sciences and Engineering Research Council of Canada, and Social Sciences and Human Research Council of Canada. [https://www.pre.ethics.gc.ca/eng/policy-politique\\_tcps2-eptc2\\_2022.html](https://www.pre.ethics.gc.ca/eng/policy-politique_tcps2-eptc2_2022.html)

- Introduction
- Chapters 1, 2, 3, 4, 5
- Chapters 7, 8, 9, 10, 11

### American Psychological Association

*The Standards for Educational and Psychological Testing, 2014*, Available for free download from the American Educational Research Association Publications <https://www.testingstandards.net/open-access-files.html>

1430 K Street NW, Washington, DC 20005 Tel: (202) 238-3200 | Fax: (202) 238-3250

- Chapters 3, 6, 8, 9, 10, 11, 12