

## 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 Capacity to Consent
- 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 Custody and Access
- S.30 to S.33 Custody and Access – Assistance to Court

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

- Part II Access to Records
- Part III Protection of Individual Privacy

#### Health Care Consent Act, 1996

- Part I General
- Part II Treatment

#### Insurance Act, 1990

- O.Reg. 34/10, Statutory Accident Benefits Schedule
- O.Reg. 90/14, Service Providers – Standards for Business Systems and Practices and other Prescribed Conditions
- O.Reg. 348/13, Service Providers – Licensing

#### Long-Term Care Homes Act, 2007

- S.24 Reporting Certain Matters to Director

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

- Part I Access to Records
- Part II Protection of Individual Privacy

#### Personal Health Information Protection Act, 2004

Psychology and Applied Behaviour Analysis Act, 2021

All Sections of the Psychology and Applied Behaviour Analysis Act, as well as the following regulations under the Psychology and Applied Behaviour Analysis Act:

- O. Reg. 194/23 General (Quality Assurance & Advertising)
- O. Reg. 195/23 Professional Misconduct
- O. Reg. 193/23 Registration

Regulated Health Professions Act (RHPA), 1991

- S.27 to S.34.1 Prohibitions
- S.36, 40, 41, 42 Miscellaneous
- Schedule 1: Professions Regulated under the RHPA
- Schedule 2: Health Professions Procedural Code:
  - S.1(3), (4), and (5) Definition of Sexual Abuse of a Patient,
  - S.85.1 to 85.6.4 Reporting of Health Professionals
  - S.85.7 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 Practitioner 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) Determination of Eligibility

Substitute Decisions Act, 1992

- Part I The Property
- Part II The Person, in particular 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/thecpastore/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

- S.85 to S.88 Health Care

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

- Part I Protection of Personal Information in the Private Sector
- Part II Electronic Documents
- Schedule 1 Principals

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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