



# **THE NEWFOUNDLAND AND LABRADOR GAZETTE EXTRAORDINARY**

## **PART II**

**PUBLISHED BY AUTHORITY**

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**ST. JOHN'S, THURSDAY, MARCH 26, 2020**

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**NEWFOUNDLAND AND LABRADOR  
REGULATIONS**

**17/20  
18/20  
19/20  
20/20  
21/20**





**NEWFOUNDLAND AND LABRADOR  
REGULATION 17/20**

*Food Premises Regulations (Amendment)*  
under the  
*Food Premises Act*

*(Filed March 26, 2020)*

Under the authority of section 18 of the *Food Premises Act*, I make the following regulations.

Dated at St. John's, March 26, 2020.

Dr. John Haggie  
Minister of Health and Community Services

**REGULATIONS**

*Analysis*

- |                             |  |
|-----------------------------|--|
| 1. S.2 Amdt.<br>Definitions | 3. S.6.1 Added<br>Food safety training |
| 2. S.4 Amdt.<br>Exemption   | 4. Repeal                              |
|                             | 5. Commencement                        |

CNLR 1022/96  
as amended

**1. (1) Paragraph 2(a) of the *Food Premises Regulations* is repealed and the following substituted:**

(a) "approved" means approved by an inspector unless the context indicates otherwise;

**(2) Section 2 of the regulations is amended by adding immediately after paragraph (f) the following:**

(f.1) "food safety course" means a food safety course approved by the minister;

**2. Subsection 4(1) of the regulations is repealed and the following substituted:**

Exemption

**4.** (1) The following food premises are exempt from the provisions of paragraphs 9(a), (b) and (c) and sections 6, 6.1, 20, 21 and 24 where they meet the requirements of subsection (2):

- (a) premises where only cold drinks are sold in or from the original container;
- (b) premises where only frozen confections are sold in the original package or wrapper; and
- (c) catering vehicles.

**3. The regulations are amended by adding immediately after section 6 the following:**

Food safety training

**6.1** (1) An owner shall ensure that at least one employee who has successfully completed a food safety course and whose training is current is present at the food premises at all times the food premises is operating.

(2) As proof of compliance with subsection (1), an employee shall, upon request by an inspector, present to the inspector a current food safety course completion certificate or other proof acceptable to the inspector showing successful completion of a food safety course.

(3) Subsection (1) does not apply to a food premises where only pre-packaged food is stored, offered for sale or sold.

(4) For the purpose of this section, "employee" includes an owner of the food premises.

Repeal

**4. The *Food Premises Regulations (Amendment), Newfoundland and Labrador Regulation 77/19* are repealed.**

Commencement

**5. Sections 1, 2 and 3 come into force on September 1, 2020.**

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**NEWFOUNDLAND AND LABRADOR  
REGULATION 18/20**

*Medical Regulations (Amendment)*  
under the  
*Medical Act, 2011*

*(Filed March 26, 2020)*

Under the authority of section 16 of the *Medical Act, 2011*, the Council of the College of Physicians and Surgeons of Newfoundland and Labrador, with the approval of the Minister of Health and Community Services, makes the following regulations.

Dated at St. John's, March 26, 2020.

Gail Hamilton  
Chair of the Council of  
Physicians and Surgeons of Newfoundland and Labrador

Dr. John Haggie  
Minister of Health and Community Services

**REGULATIONS**

*Analysis*

1. S.14 Amdt.  
Emergency licence

NLR 38/15  
as amended

**1. Paragraph 14(2)(a) of the *Medical Regulations* is repealed and the following substituted:**

- (a) provides proof satisfactory to the registrar or the council that he or she
  - (i) is licensed to practice medicine in another jurisdiction in Canada, or in another jurisdiction outside Canada satisfactory to the registrar or the council, or
  - (ii) was previously licensed to practice medicine in the province;

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**NEWFOUNDLAND AND LABRADOR  
REGULATION 19/20**

*Authorization to Prescribe Regulations (Amendment)  
under the  
Pharmacy Act, 2012*

*(Filed March 26, 2020)*

Under the authority of section 59 of the *Pharmacy Act, 2012*, the Newfoundland and Labrador Pharmacy Board, with the approval of the Minister of Health and Community Services, makes the following regulations.

Dated at St. John's, March 26, 2020.

Gerri Thompson  
Chairperson, Newfoundland and  
Labrador Pharmacy Board

Dr. John Haggie  
Minister of Health and Community Services

**REGULATIONS**

*Analysis*

1. S.13 Amdt.  
Other duties of pharmacists
2. S.13.1 Added  
Drugs listed in the

*Controlled Drugs and  
Substances Act (Canada)*

NLR 73/15  
as amended

**1. Subsection 13(4) of the *Authorization to Prescribe Regulations* is repealed.**

**2. The regulations are amended by adding immediately after section 13 the following:**

Drugs listed in the  
*Controlled Drugs  
and Substances Act*  
(Canada)

**13.1** (1) A pharmacist shall not prescribe a drug listed in the *Controlled Drugs and Substances Act* (Canada) or the regulations under that Act.

(2) Notwithstanding subsection (1), a pharmacist authorized under section 4 may prescribe a drug listed in the *Controlled Drugs and Substances Act* (Canada) or the regulations under that Act where

(a) the *Controlled Drugs and Substances Act* (Canada) or the regulations under that Act authorizes a pharmacist to prescribe that drug; or

(b) an exemption is issued under subsection 56(1) of the *Controlled Drugs and Substances Act* (Canada) that authorizes a pharmacist to prescribe that drug.

(3) A pharmacist authorized under paragraph (2)(b) shall only prescribe a drug listed in the *Controlled Drugs and Substances Act* (Canada) or the regulations under that Act

(a) in accordance with the terms and conditions of the exemption; and

(b) for the period of time that the exemption is in effect.

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**NEWFOUNDLAND AND LABRADOR  
REGULATION 20/20**

*Communicable Disease Orders Regulations*  
under the  
*Public Health Protection and Promotion Act*  
(O.C. 2020-052)

*(Filed March 26, 2020)*

Under the authority of section 59 of the *Public Health Protection and Promotion Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, March 26, 2020.

Elizabeth Day  
Clerk of the Executive Council

**REGULATIONS**

*Analysis*

- |                |                                |
|----------------|--------------------------------|
| 1. Short title | 3. Communicable disease orders |
| 2. Definitions |                                |

Short title                    **1.** These regulations may be cited as the *Communicable Disease Orders Regulations*.

Definitions                    **2.** In these regulations, "Act" means the *Public Health Protection and Promotion Act*.

Communicable disease orders                    **3.** (1) For the purposes of paragraphs 32(2)(o) and (5)(l) of the Act, a communicable disease order may

- (a) prohibit or restrict the person from driving a vehicle; and
- (b) require the person to surrender his or her driver's licence to a regional medical officer of health.

(2) A regional medical officer of health shall return a driver's licence surrendered in accordance with a communicable disease order upon termination or suspension of the communicable disease order.

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**NEWFOUNDLAND AND LABRADOR  
REGULATION 21/20**

*Registered Nurses Regulations (Amendment)*  
under the  
*Registered Nurses Act, 2008*

*(Filed March 26, 2020)*

Under the authority of section 11 of the *Registered Nurses Act, 2008*, the Council of the College of Registered Nurses of Newfoundland and Labrador, with the approval of the Minister of Health and Community Services, makes the following regulations.

Dated at St. John's, March 26, 2020.

Elaine Warren  
Chairperson  
Council of the College of Registered Nurses  
of Newfoundland and Labrador

Dr. John Haggie  
Minister of Health and Community Services

**REGULATIONS**

*Analysis*

1.S.5.1 Added  
Emergency licence

NLR 66/13  
as amended

**1. The *Registered Nurses Regulations* are amended by adding immediately after section 5 the following:**

Emergency licence

**5.1** (1) Where the executive director or the council determines that there is an immediate need for nursing services due to an actual or potential threat to public safety, health or welfare or where the minister or the federal Minister of Health makes a request, the executive director may issue an emergency registration and licence.

(2) A person may be issued an emergency registration and licence for a period of time determined by the executive director or the council where he or she

(a) provides proof satisfactory to the executive director or the council that he or she

(i) is licensed to practice nursing in another jurisdiction in Canada,

(ii) has successfully completed a nursing education program approved by the council in Canada within the past 12 months and has not failed a writing of the approved registered nurse examination, or

(iii) was previously licensed to practice nursing in the province;

(b) provides proof satisfactory to the executive director or the council that his or her licence has not been revoked, suspended or restricted or has conditions attached by reasons of disciplinary or other regulatory measures in another jurisdiction;

(c) provides proof of identification as required by the executive director or the council; and

(d) satisfies any other requirements as the executive director or the council may determine are necessary and practicable in the circumstances.

(3) An emergency licence issued under subsection (2) may be renewed as considered necessary by the executive director or council.

(4) The executive director or the council may impose terms, conditions or restrictions on an emergency licence issued under subsection (2).

(5) The executive director or the council may terminate an emergency licence issued under subsection (2) at any time.

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