

1984 BILL 26

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 26

VETERINARY PROFESSION ACT

MR. JONSON

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 26
Mr. Jonson

BILL 26

1984

VETERINARY PROFESSION ACT

(Assented to , 1984)

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HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:

Definitions

1 In this Act,

- (a) “animal” includes an unborn animal but does not include a human being;
- (b) “Association” means the Alberta Veterinary Medical Association;
- (c) “Council” means the Council of the Association;
- (d) “Discipline Committee” means the Discipline Committee established under section 29;
- (e) “member of the public” means a person who is
 - (i) a Canadian citizen or lawfully admitted to Canada for permanent residence,
 - (ii) a resident of Alberta, and
 - (iii) not a member of the Association;
- (f) “Minister” means the Minister of Agriculture;
- (g) “permit holder” means a corporation that holds a permit under this Act;
- (h) “Practice Review Board” means the Practice Review Board established under section 10;
- (i) “profession” means the profession of veterinary medicine;
- (j) “registered veterinarian” means an individual who holds a certificate of registration and an annual certificate to engage in the practice of veterinary medicine under this Act;
- (k) “Registrar” means the Registrar appointed under section 9;
- (l) “Registration Committee” means the Registration Committee established under section 16;
- (m) “student” means an individual who is enrolled in and eligible to begin the final year of a professional degree program in veterinary medicine;
- (n) “veterinary medicine” means a medical service performed with respect to an animal and includes the following:
 - (i) surgery;
 - (ii) obstetrics and ova and embryo collection.

PART 1
SCOPE OF PRACTICE

Exclusive scope
of practice

2(1) Except as otherwise provided in this Act, no person except a registered veterinarian or permit holder shall engage in the practice of veterinary medicine.

(2) Subsection (1) does not apply to the following:

(a) a technologist practising under the direction or control of a registered veterinarian and in accordance with the regulations;

(b) a technician licensed under a regulation made pursuant to the *Artificial Insemination of Domestic Animals Act* who engages in semen collection and the artificial insemination of domestic animals;

(c) a person who is engaged in trimming hooves, shoeing and applying or using corrective procedures or devices specifically for gait and stance modifications in animals;

(d) a person or his employee who is engaged in the treatment of his or his employer's animals;

(e) a person who is engaged in the examination or preventive or therapeutic treatment of farm animals using non-surgical procedures in return for the performance of similar services by the owner of the animals;

(f) a person or his employee who is engaged in the treatment of farm animals that he rents or leases from or custom feeds for the owner of the animals, if the owner consents;

(g) a person who is engaged in dehorning cattle, sheep or goats, in docking pigs, sheep or horses or in castrating cattle, sheep, goats, pigs, horses or any other animal prescribed in the regulations made under section 3;

(h) a person who is using an animal in research at a university, if the research is carried out using acceptable veterinary procedures and the use of the animal has been approved by an appropriate animal care committee of which at least 1 member is a registered veterinarian;

(i) a person who gives assistance in a time of urgent need, if the assistance is given without hire, gain or hope of reward.

(3) No person except a registered veterinarian shall use the title "veterinary surgeon" or any abbreviation of that title.

(4) No person except a registered veterinarian or a permit holder shall

(a) use the word "veterinarian" or "veterinary" in combination with any other name, title, description, letter, symbol or abbreviation that represents expressly or by implication that he is a registered veterinarian or permit holder, or

(b) represent or hold out, expressly or by implication, that

(i) he is entitled to engage in the practice of veterinary medicine, or

(ii) he is a registered veterinarian or permit holder.

(5) A registered veterinarian or permit holder shall not hold himself out as a specialist or as being specially qualified in any particular field or specialty of veterinary medicine unless he has complied with the regulations and has been approved as a specialist or as being specially qualified by the Council.

Regulations
of Lieutenant
Governor in
Council

3 The Lieutenant Governor in Council, after consultation with the Council, may make regulations

(a) exempting, subject to any terms and conditions that the Lieutenant Governor in Council may impose, a person or class of persons from the application of section 2(1);

(b) prescribing animals for the purposes of section 2(2)(g).

Injunction

4 The Court of Queen's Bench, on application by the Council by way of originating notice, may grant an injunction enjoining any person from doing any act that contravenes section 2, notwithstanding any penalty that may be provided by this Act in respect of that contravention.

PART 2 ASSOCIATION

Association

5(1) The Alberta Veterinary Medical Association is continued as a corporation.

(2) A registered veterinarian is a member of the Association.

Powers of
Association

6 The Association has the capacity and, subject to this Act, the rights, powers and privileges of a natural person.

Council

7(1) There is hereby established a governing body of the Association called the Council.

(2) The Council shall manage and conduct the business and affairs of the Association and exercise the powers of the Association in the name of and on behalf of the Association.

(3) The Council shall submit annually to the Minister in a form satisfactory to him a report on those matters of the business and affairs of the Association that the Minister requires.

(4) The Minister shall, on receipt of the annual report of the Association, lay it before the Legislative Assembly if it is then sitting, and if it is not then sitting, within 15 days after the commencement of the next ensuing sitting.

Council
membership

8(1) The Council shall consist of

(a) at least 7 registered veterinarians or a greater number that may be prescribed by the by-laws, each of whom shall be elected by the registered veterinarians at the time, in the manner and for the period provided for in the by-laws, and

(b) when the total number of elected registered veterinarians does not exceed 10, 1 member of the public, or when the number of elected registered veterinarians is more than 10, 2 members of the public, who shall be appointed by the Minister after consultation with the Association for a 1 year term of office.

(2) The members of the Council elected under subsection (1) shall elect from among themselves the officers of the Association specified in the by-laws in the manner and for the term prescribed in the by-laws.

(3) A member of the public referred to in subsection (1)(b) continues to hold office after the expiry of his term of office until he is reappointed or his successor is appointed.

(4) The Minister may, after consultation with the Council, revoke the appointment of a member of the public referred to in subsection (1)(b).

(5) The Minister may pay to a member of the public referred to in subsection (1)(b) travelling and living expenses incurred by that member for his attendance at a meeting of the Council while away from his usual place of residence and fees in an amount prescribed by the Minister.

(6) The powers, duties and operations of the Council under this Act, the regulations and the by-laws are not affected by

(a) the fact that no member of the public is appointed as a member of the Council pursuant to subsection (1)(b),

(b) the revocation under subsection (4) of the appointment of a member of the Council, or

(c) the resignation from the Council of a member of the public.

(7) The failure of a member of the public appointed pursuant to subsection (1)(b) to attend a meeting of the Council shall not be construed to affect or restrict the Council from exercising any powers or performing any duties under this Act, the regulations and the by-laws at that meeting.

Registrar

9 The Council shall appoint a Registrar for the purposes of this Act.

Practice
Review Board

10(1) There is hereby established a board called the Practice Review Board consisting of no fewer than 5 members as follows:

(a) the Council shall appoint no fewer than 4 registered veterinarians who have a combination of knowledge and experience suitable for determining the academic qualifications and experience necessary for a person to continue to engage in the practice of veterinary medicine;

(b) the Minister shall appoint 1 person from a list of no fewer than 3 members of the public nominated by the Council.

(2) If the Council fails, within a reasonable period of time after being requested to do so by the Minister, to make a nomination for the purposes of subsection (1)(b), the Minister may appoint 1 member

of the public to the Practice Review Board without the Council's nomination.

(3) The Minister may pay to the member of the Board appointed under subsection (1)(b) travelling and living expenses incurred by that member for attendance at a hearing of the Board away from his usual place of residence and fees in an amount prescribed by the Minister.

(4) The Minister may, after consultation with the Council, revoke the appointment under subsection (1)(b) of a member of the public.

(5) The powers, duties and operations of the Board under this Act, the regulations and by-laws are not affected by

(a) the fact that no member of the public is appointed as a member of the Board pursuant to subsection (1)(b),

(b) the revocation under subsection (4) of the appointment of a member of the public, or

(c) the resignation as a member of the Board of a member of the public.

(6) The failure of a member of the public appointed under subsection (1)(b) to attend a meeting of the Board shall not be construed to affect or restrict the Board from exercising any powers or performing any duties under this Act, the regulations or the by-laws at that meeting.

Powers of
the Practice
Review Board

11(1) The Practice Review Board

(a) shall, on its own initiative or at the request of the Council, inquire into

(i) the assessment of existing and the development of new educational standards and experience requirements that are conditions precedent to obtaining and continuing registration under this Act,

(ii) the evaluation of desirable standards of competence of registered veterinarians and permit holders generally,

(iii) the practice of veterinary medicine by registered veterinarians generally, and

(iv) any other matter that the Council from time to time considers necessary or appropriate in connection with the exercise of its powers and the performance of its duties in relation to competence in the practice of veterinary medicine under this Act and the regulations, and

(b) may, with the approval of the Council, conduct a review of the practice of a registered veterinarian or permit holder in accordance with this Act and the regulations.

(2) The Board shall report to and advise the Council with respect to any matter dealt with by it pursuant to subsection (1).

(3) A person requested to appear at an inquiry by the Board under this section is entitled to be represented by counsel.

(4) The Board may, after a review under this section with respect to an individual registered veterinarian or permit holder, make any order that the Discipline Committee may make under section 45 or 46.

(5) The provisions of Part 5 with respect to an investigation and hearing by the Discipline Committee apply to a review of a registered veterinarian or permit holder by the Practice Review Board under subsection (1)(b).

(6) The Board may at any time during an inquiry or review under this section recommend to the Discipline Committee that the inquiry or review be conducted by the Discipline Committee pursuant to Part 5.

(7) On receiving a recommendation under subsection (6) the Discipline Committee may proceed with an investigation and hearing under Part 5 as if the recommendation were a written complaint.

(8) After each inquiry or review under this section the Board shall make a written report to the Council on the inquiry or review and may make any recommendations to the Council that the Board considers appropriate in connection with the matter, with reasons for the recommendations.

(9) The Council may, if it considers it to be in the public interest to do so, direct that the whole or any portion of an inquiry by the Board under this section shall be held in camera.

Appeal to
Council

12 A registered veterinarian or permit holder who is the subject of a review by the Practice Review Board may appeal any decision or order of the Board to the Council as if it were a decision or order of the Discipline Committee under Part 5.

PART 3

REGULATIONS AND BY-LAWS

Regulations

13(1) The Council may make regulations

(a) respecting the registration of students, the duties and responsibilities of registered veterinarians working with students and the privileges, rights, duties and responsibilities of students;

(b) respecting the academic qualifications of applicants for registration as registered veterinarians;

(c) respecting experience requirements of applicants for registration as registered veterinarians;

(d) respecting the evaluation of the academic qualifications of and experience requirements for applicants for registration to engage in the practice of veterinary medicine as registered veterinarians and the examination of those applicants with respect to those qualifications or requirements;

(e) respecting the eligibility of applicants generally for registration to engage in the practice of veterinary medicine;

(e.1) prescribing those areas of veterinary medicine from which members of the Registration Committee shall be appointed by the Council;

- (f) respecting the powers, duties and functions of the Practice Review Board, including but not limited to the referral of matters by that Board to the Council or the Discipline Committee and appeals from decisions of that Board;
- (g) prescribing the number of members that constitutes a quorum of the Council, the Practice Review Board, the Registration Committee or the Discipline Committee;
- (h) respecting technical standards and procedures for the practice of veterinary medicine;
- (i) establishing and providing for the publication of a code of ethics respecting the practice of veterinary medicine, the maintenance of the dignity and honour of the profession of veterinary medicine and the protection of the public interest;
- (j) establishing classes or categories of specialties in veterinary medicine;
- (k) respecting the academic qualifications and experience a registered veterinarian requires to be recognized as a specialist and the registration of specialists;
- (l) prescribing the rights, privileges, duties and obligations of specialists;
- (m) governing, subject to this Act, the operation and proceedings of the Registration Committee, the Discipline Committee and the Practice Review Board;
- (n) respecting the costs payable by any person on the conclusion of an investigation, hearing or review by the Practice Review Board or under Part 5;
- (o) respecting the procedures of the Discipline Committee, of the Practice Review Board and of the Council in matters relating to the conduct or practice of registered veterinarians or permit holders, whether or not a complaint has been made;
- (p) respecting the establishment by the Council of a compulsory continuing education program for registered veterinarians and specialists;
- (q) governing the publication of a notice of the suspension or cancellation of the registration of a registered veterinarian or permit holder in a form and manner prescribed by the Council;
- (r) respecting committees of inquiry for reinstatement under Part 5;
- (s) for the purposes of section 2(2),
 - (i) designating a class of persons as technologists, and
 - (ii) defining technologist;
- (t) respecting the aspects of the practice of veterinary medicine that a technologist may practise and the registration of technologists;

(u) establishing classes or categories of registered veterinarians and permit holders and prescribing the restrictions on practice and the rights, privileges, duties and obligations of the classes or categories so established;

(v) governing the eligibility for registration of corporations as permit holders and the terms and conditions of and restrictions on the practice of veterinary medicine by a permit holder;

(w) governing the operations of permit holders;

(x) respecting advertising by registered veterinarians and permit holders;

(y) respecting the inspection of and the acceptable standards of the physical facilities operated by a registered veterinarian or permit holder;

(z) respecting registration, the issuing of permits and certificates, disciplinary matters and the practice of veterinary medicine generally.

(2) A regulation under subsection (1) does not come into force unless it has been approved by

(a) a majority of the registered veterinarians

(i) present and voting at a general meeting, or

(ii) voting in a mail vote conducted in accordance with the by-laws,

and

(b) the Lieutenant Governor in Council.

By-laws

14(1) The Council may make by-laws

(a) for the government of the Association and the management and conduct of its affairs;

(b) determining the location of the head office of the Association;

(c) respecting the calling of and conduct of meetings of the Association and the Council;

(d) respecting the nomination, election, number and term of office of Council members and officers of the Association and the appointment of individuals as ex officio members of the Council and any board or committee established by the Council and prescribing their powers, duties and functions;

(e) governing, subject to this Act, the appointment of members of the Discipline Committee, the Registration Committee and the Practice Review Board, the designation of chairman and vice-chairman, the appointment of acting or alternate members and the procedures for filling vacancies on a Committee or the Board and the appointment of ex officio members of a Committee or the Board and prescribing their powers, duties and functions;

(f) respecting the appointment, functions, duties and powers of an Executive Director and Secretary Treasurer of the Association;

- (g) respecting the establishment of divisions and sections of the Association and their operation;
- (h) providing for the division of Alberta into electoral districts and prescribing the number of Council members to be elected from each district;
- (i) providing for the appointment of an Acting Registrar who has all of the powers and may perform all of the duties of the Registrar under this Act, the regulations and the by-laws when the Registrar is absent or unable to act or when there is a vacancy in the office of Registrar;
- (j) establishing classes or categories of membership in the Association in addition to registered veterinarians and specialists and prescribing the rights, privileges and obligations of the classes or categories of membership so established;
- (k) providing for the appointment of acting members of the Council and procedures for the election or appointment of registered veterinarians to fill vacancies on the Council;
- (l) prescribing the number of registered veterinarians that constitutes a quorum at meetings of the Association;
- (m) governing the establishment, operation and proceedings of committees, the appointment of members of committees, the appointment of acting members and procedures for filling vacancies on committees and the delegation of any powers or duties of the Council under this Act, the regulations or the by-laws to a committee established by the Council or under this Act;
- (n) governing the establishment of boards or committees of registered veterinarians and respecting the delegation of powers of the Council to those boards or committees or the Practice Review Board;
- (o) prescribing fees and expenses payable to members of the Association for attending to the business of the Association;
- (p) respecting the establishment and payment of sums of money for scholarships, fellowships and any other educational incentive or benefit program that the Council considers appropriate;
- (q) respecting the fixing of fees, dues and levies payable to the Association;
- (r) respecting the establishment, content and maintenance of registers of registered veterinarians, specialists and permit holders and of records of other classes or categories of membership to be kept by the Registrar;
- (s) respecting the removal from the registers and records of any memorandum or entry made in them under this Act or the by-laws;
- (t) governing the names under which registered veterinarians and permit holders may engage in the practice of veterinary medicine;
- (u) requiring registered veterinarians and permit holders to inform the Registrar in writing of their current mailing addresses and of any change of address forthwith after the change occurs;

(v) governing the publication of information with respect to the profession including but not limited to the publication of surveys of fees;

(w) prescribing the form of a certificate of registration, a permit and an annual certificate.

(2) The Council may make by-laws respecting the holding of mail votes on any matter relating to the Association, but a by-law under this subsection does not come into force unless it is approved by a majority of the registered veterinarians present and voting at a general meeting.

(3) A by-law under subsection (1) does not come into force unless it is approved by a majority of the registered veterinarians

(a) present and voting at a general meeting, or

(b) voting by a mail vote conducted in accordance with the by-laws.

(4) The *Regulations Act* does not apply to by-laws of the Association made under this section.

PART 4

REGISTRATION

Register

15 The Registrar shall maintain, in accordance with the by-laws and subject to the direction of the Council, a register of registered veterinarians and permit holders.

Registration
Committee

16(1) The Council shall establish a Registration Committee in accordance with the regulations and by-laws.

(2) The Registration Committee shall consider applications for the registration of applicants as registered veterinarians or specialists in accordance with this Part, the regulations and the by-laws.

(3) The Registration Committee may

(a) approve the qualifications of an applicant,

(b) refuse to approve the qualifications of an applicant, or

(c) defer approval of qualifications until it is satisfied that an applicant has complied with a requirement made under this section.

(4) The Registration Committee may, in its discretion, require an applicant for registration

(a) to pass 1 or more examinations approved by the Committee,

(b) to obtain more experience of a kind satisfactory to the Committee for a period set by the Committee, or

(c) to pass 1 or more examinations and obtain more experience

before approving his qualifications.

- Registration **17** The Registration Committee shall approve the registration as a registered veterinarian of an individual who has applied under this Act and is eligible to be registered as a registered veterinarian under this Act and the regulations.
- Review by the Council **18(1)** The Registration Committee shall send a written notice of any decision made by it under this Part to the applicant.
- (2) If the decision made by the Committee is to refuse or defer registration of the applicant, reasons for the decision shall be sent in writing to the applicant.
- (3) An applicant whose application for registration has been refused by the Registration Committee may, within 30 days of receiving a notice of refusal and the reasons for the refusal, request the Council to review the application by serving on the Registrar a written request for review by the Council setting out the reasons why, in his opinion, his registration as a registered veterinarian should be approved.
- (4) The Council shall, after receipt of a request for review under this section, review the application.
- (5) The applicant for registration
- (a) shall be notified in writing by the Council of the date, place and time that it will consider the matter, and
- (b) is entitled to appear with counsel and make representations to the Council when it considers the matter.
- (6) A member of the Registration Committee who is also a member of the Council may participate at a review by the Council under this section but shall not vote in a decision of the Council at a review under this section.
- (7) On reviewing an application under this section, the Council may make any decision the Registration Committee may make under this Part.
- (8) The Registrar shall enter in the register the name of a person
- (a) whose registration to engage in the practice of veterinary medicine as a registered veterinarian has been approved by the Registration Committee or the Council, and
- (b) who has paid the fee prescribed under the by-laws.
- Registration of permit holders **19(1)** The Council may approve the registration as a permit holder of a corporation that has applied to the Council and is eligible under this section and the regulations to be registered to engage in the practice of veterinary medicine as a permit holder in accordance with the restrictions or conditions set out in the permit.
- (2) A corporation that applies to the Council is eligible to be registered as a permit holder entitled to engage in the practice of veterinary medicine if it satisfies the Council that it complies with this Act and the regulations.
- (3) A permit entitles the permit holder to engage in the practice of veterinary medicine for the period and subject to the terms and conditions of the permit.

- (4) The Registrar shall enter in the register the name of a corporation
- (a) whose registration to engage in the practice of veterinary medicine as a permit holder has been approved by the Council, and
 - (b) that has paid the fee prescribed under the by-laws.
- Certificate** **20**(1) On entering the name of a registered veterinarian in the register, the Registrar shall issue to him a certificate of registration to engage in the practice of veterinary medicine.
- (2) The Registrar shall issue an annual certificate in accordance with the by-laws to a registered veterinarian
- (a) whose registration is not under suspension, and
 - (b) who has paid the annual fee.
- (3) Subject to this Act, an annual certificate entitles the registered veterinarian to engage in the practice of veterinary medicine during the year for which the annual certificate is issued.
- (4) An annual certificate expires on December 31 of the year for which it is issued.
- Permit** **21** On entering the name of a permit holder in the register, the Registrar shall issue to it a permit to engage in the practice of veterinary medicine as a permit holder as authorized by the permit.
- Entries in registers** **22**(1) The registration of a registered veterinarian or permit holder is suspended when the decision to suspend the registration is made in accordance with this Act.
- (2) The Registrar shall enter a memorandum of suspension of a registration in the register indicating
- (a) the duration of the suspension, and
 - (b) the reason for the suspension.
- (3) The registration of a registered veterinarian or permit holder is cancelled when the decision to cancel the registration is made in accordance with this Act.
- (4) The Registrar shall enter a memorandum of cancellation of registration in the register.
- (5) The Registrar shall not remove from the register any memorandum made by him under this section, except in accordance with the by-laws.
- List of registrants** **23**(1) The Registrar shall publish, in accordance with the by-laws, the name of everyone who is entered in the register as a registered veterinarian or a permit holder.
- (2) The Registrar shall maintain and, during regular office hours, permit any person to inspect a list of all the registered veterinarians and permit holders in good standing.
- Cancellation on request** **24**(1) The Registrar shall not cancel the registration of a registered veterinarian or permit holder at his request unless the request for the cancellation has been approved by the Council.

(2) When a request for cancellation of registration is approved by the Council

(a) the Registrar shall cancel that registration, and

(b) the registered veterinarian or permit holder requesting the cancellation, on being notified of the approval, shall surrender to the Registrar any certificate of registration, permit or annual certificate issued by the Registrar.

Cancellation

25(1) The Council may direct the Registrar to cancel the registration of

(a) a registered veterinarian or permit holder who is in default of payment of annual fees or any other fees, dues or levies payable under this Act, or

(b) a permit holder if it no longer complies with the regulations

after the expiration of 30 days following the service on the registered veterinarian or permit holder of a written notice by the Council pursuant to subsection (2), unless the registered veterinarian or permit holder on whom the notice is served complies with the notice.

(2) The notice under subsection (1) shall state that the Registrar may cancel the registration unless

(a) the fees, dues or levies are paid as indicated in that notice, or

(b) evidence satisfactory to the Council has been received by it within the time prescribed in the notice indicating that the permit holder has complied with the regulations.

(3) The Council may direct the Registrar to cancel the registration of a registered veterinarian or permit holder that was entered in error in the register.

(4) If the registration of a registered veterinarian or permit holder has been cancelled under this section, he shall forthwith surrender to the Registrar any certificate of registration or permit issued to him.

(5) If a registration has been cancelled pursuant to subsection (1), the Council may direct the Registrar, subject to any conditions that the Council may prescribe, to reinstate that registration in the applicable register and reissue the certificate of registration or permit.

(6) Notwithstanding subsection (5), if an individual applies to the Council to be reinstated more than 5 years after the date on which his registration was cancelled, the Council shall not direct the Registrar to reinstate him.

(7) Notwithstanding subsection (6), an individual whose registration has been cancelled under this section may make an application to the Registration Committee for registration as a registered veterinarian.

**PART 5
DISCIPLINE**

- Definitions** **26** In this Part,
- (a) “conduct” includes an act or omission;
 - (b) “investigated person” means a registered veterinarian, permit holder or student with respect to whose conduct an investigation or hearing is held under this Part.
- Complaints** **27(1)** A person may complain to the Registrar in writing about the conduct of a registered veterinarian, permit holder or student, and the complaint shall be dealt with in accordance with this Part and the regulations.
- (2) A complaint respecting the conduct of a registered veterinarian, permit holder or student whose registration was cancelled pursuant to this Act may be dealt with, notwithstanding the cancellation, within 2 years following the date of cancellation of the registration as if the cancellation had not occurred.
- (3) Notwithstanding section 30, the chairman of the Discipline Committee or a person authorized to do so by the chairman may designate a mediator to assist in settling a complaint if the complainant and the person about whose conduct the complaint was made agree to mediation, but if within 60 days from the date of receipt of the complaint or a longer period agreed to by those persons a settlement of the complaint between those persons does not occur, or in the mediator’s opinion is not likely to occur, the complaint shall be referred forthwith by the mediator to the Discipline Committee.
- Determination of unprofessional conduct and unskilled practice** **28(1)** Any conduct of a registered veterinarian, permit holder or student that in the opinion of the Discipline Committee
- (a) is detrimental to the best interests of the public,
 - (b) contravenes a code of ethics of the profession as established under the regulations,
 - (c) harms or tends to harm the standing of the profession generally,
 - (d) displays a lack of knowledge of or lack of skill or judgment in the practice of the profession, or
 - (e) displays a lack of knowledge of or lack of skill or judgment in the carrying out of any duty or obligation undertaken in the practice of the profession,
- whether or not that conduct is disgraceful or dishonourable, constitutes either unskilled practice of the profession or unprofessional conduct, whichever the Discipline Committee finds.
- (2) If an investigated person fails to comply with or contravenes this Act, the regulations or the by-laws, and the failure or contravention is, in the opinion of the Discipline Committee, of a serious nature, the failure or contravention may be found by the Discipline Com-

mittee to be unprofessional conduct whether or not it would be so found under subsection (1).

Discipline
Committee

29(1) There is hereby established a Discipline Committee consisting of

(a) no fewer than 3 registered veterinarians appointed by the Council in accordance with the by-laws, and

(b) 1 person appointed by the Minister from a list of no fewer than 3 members of the public nominated by the Council.

(2) If the Council fails, within a reasonable period of time after being requested to do so by the Minister, to make the nominations for the purposes of subsection (1)(b), the Minister may appoint 1 member of the Discipline Committee without the Council's nomination.

(3) The Minister may pay to a member of the public appointed to the Discipline Committee travelling and living expenses incurred by that member for attendance at a meeting of the Committee away from his usual place of residence and fees in an amount prescribed by the Minister.

(4) The Minister may, after consultation with the Council, revoke the appointment of a member of the public appointed to the Discipline Committee.

(5) The powers, duties and functions of the Discipline Committee under this Act, the regulations and the by-laws are not affected by

(a) the fact that no member of the public is appointed as a member of the Committee,

(b) the revocation of the appointment of a member of the public, or

(c) the resignation as a member of the Committee of a member of the public.

(6) The failure of a member of the public appointed to the Discipline Committee to attend a meeting of the Committee shall not be construed to affect or restrict the Committee from exercising any powers or performing any duties under this Act, the regulations or the by-laws at that meeting.

Preliminary
investigation

30 The Discipline Committee or a person appointed by it shall forthwith upon the receipt of a complaint appoint a person to conduct a preliminary investigation with respect to the matter.

Notice of
preliminary
investigation

31 The Registrar shall forthwith send notice in writing to the investigated person that a preliminary investigation is being conducted.

Evidence for
preliminary
investigation

32(1) A person conducting a preliminary investigation may

(a) require the investigated person to produce to him any reports, books, papers or other documents or records, radiographs, photographs, specimens or materials in the investigated person's possession or under his control, and

(b) copy and keep copies for the purposes of this Part of any of the documents or records that are produced to him.

(2) A person conducting a preliminary investigation into the conduct of a registered veterinarian, permit holder or student may investigate any other matter regarding the conduct of the investigated person that arises in the course of the investigation.

Report to the
Discipline
Committee

33 The person conducting a preliminary investigation shall, forthwith on concluding the preliminary investigation, report his findings to the Discipline Committee.

Termination of
investigation

34(1) The Discipline Committee may terminate an investigation at any time if it is of the opinion that

- (a) the complaint is frivolous or vexatious, or
- (b) there is insufficient evidence of unskilled practice of the profession or unprofessional conduct.

(2) On terminating an investigation the Discipline Committee shall direct the Registrar to serve on the investigated person and on the complainant, if any, a notice that the investigation has been terminated.

(3) A complainant who is served with a notice under subsection (2) may, by notice in writing to the Registrar within 30 days of receipt of the notice under subsection (2), appeal that decision to the Council.

(4) On an appeal under subsection (3), the Council shall determine whether

- (a) the complaint is frivolous or vexatious,
- (b) there is insufficient evidence of unskilled practice of the profession or unprofessional conduct, or
- (c) the matter should be referred to the Discipline Committee for a hearing in accordance with this Part,

and shall notify the complainant, the investigated person and the Discipline Committee in writing of its decision.

(5) If the Council finds that the complaint is frivolous or vexatious it may order the complainant to pay the costs, determined in accordance with the regulations, of the preliminary investigation and the appeal before the Council.

Duty of
Discipline
Committee

35(1) If the investigation is not terminated under section 34, the Discipline Committee shall hold a hearing into the complaint forthwith.

(2) The Registrar shall serve on the investigated person and on the complainant, if any, a notice of hearing stating the date, time and place at which the Discipline Committee will hold the hearing and giving reasonable particulars of the conduct or complaint in respect of which the hearing will be held.

Further
investigation

36(1) The Discipline Committee may investigate and hear any other matter concerning the conduct of the investigated person that arises in the course of the preliminary investigation or the hearing, but in that event the Committee shall declare its intention to investigate

and hear the further matter and shall permit the person sufficient opportunity to prepare his answer to the further matter.

(2) Sections 38 to 44 apply to an investigation and hearing of a further matter under subsection (1).

Suspension pending investigation and hearing

37(1) Notwithstanding anything in this Act, the Discipline Committee may suspend the registration of a registered veterinarian, permit holder or student pending a preliminary investigation or a decision by the Discipline Committee under section 44, 45 or 46.

(2) An investigated person may, by filing an originating notice with the Court of Queen's Bench and serving a copy on the Registrar, apply for an order of the Court of Queen's Bench staying a suspension by the Discipline Committee under subsection (1).

Right to counsel and to appearance

38 The Association and the investigated person may appear and be represented by counsel at a hearing before the Discipline Committee.

Proceedings in camera

39 All proceedings under this Part except those before the Court of Queen's Bench or the Court of Appeal shall be held in camera.

Evidence

40(1) Evidence may be given before the Discipline Committee in any manner that the Committee considers appropriate, and the Committee is not bound by the rules of law respecting evidence applicable to judicial proceedings.

(2) For the purposes of an investigation, hearing or review under this Act, the Registrar or any member of the Council, the Discipline Committee or the Practice Review Board is conferred with the power of a commissioner for oaths under the *Commissioners for Oaths Act*.

Witnesses

41(1) The investigated person and any other person who in the opinion of the Discipline Committee has knowledge of the complaint or any conduct being investigated is a compellable witness in any proceeding under this Part.

(2) A witness may be examined on oath on all matters relevant to the investigation or hearing and shall not be excused from answering any question on the ground that the answer might

- (a) tend to incriminate him,
- (b) subject him to punishment under this Part, or
- (c) tend to establish his liability
 - (i) to a civil proceeding at the instance of the Crown or of any other person, or
 - (ii) to prosecution under any Act or regulations under any Act,

but if the answer so given tends to incriminate him, subjects him to punishment or tends to establish his liability, it shall not be used or received against him in any civil proceedings or in any proceedings under any other Act.

(3) For the purpose of obtaining the testimony of a witness who is out of Alberta, a judge of the Court of Queen's Bench on an appli-

cation ex parte by the Association may direct the issuing of a commission for the obtaining of the evidence of the witness, and the commission shall be issued and the evidence taken pursuant to the Alberta Rules of Court.

Enforcement of attendance and production of documents

42(1) The attendance of witnesses before the Discipline Committee and the production of reports, books, papers and other documents or records, radiographs, photographs, specimens or materials may be enforced by a notice issued by the Registrar requiring the witness to attend and stating the date, time and place at which the witness is to attend and the documents, records or materials, if any, he is required to produce.

(2) On the written request of the investigated person or of his counsel or agent, the Registrar shall without charge issue and deliver to that person or his counsel or agent any notices that he may require for the attendance of witnesses or the production of documents, records or materials.

(3) A witness, other than the investigated person, who has been served with a notice to attend or a notice for the production of documents or records under subsection (1) or (2) is entitled to be paid the same fees as are payable to witnesses in an action in the Court.

Failure to give evidence

43(1) Proceedings for civil contempt of court may be brought against a witness

(a) who fails

(i) to attend before the Discipline Committee in compliance with a notice to attend,

(ii) to produce any books, papers or other documents or records, radiographs, photographs, specimens or materials in compliance with a notice to produce them, or

(iii) in any way to comply with either notice,

or

(b) who refuses to be sworn or to answer any question directed to be answered by the Discipline Committee.

(2) If the witness referred to in subsection (1) is the investigated person, his failure or refusal may be held to be unprofessional conduct.

(3) The Discipline Committee, on proof of service of the notice of hearing on the investigated person and the complainant, if any, may

(a) proceed with the hearing in the absence of either or both of those persons, and

(b) act on the matter being heard in the same way as though either or both of those persons were in attendance.

Finding by the Discipline Committee

44(1) The Discipline Committee may find that the conduct of an investigated person constitutes neither unskilled practice of the profession nor unprofessional conduct.

(2) The Discipline Committee may find that the conduct of an investigated person constitutes unskilled practice of the profession or unprofessional conduct or both and shall deal with the investigated person in accordance with this Part.

45(1) If the Discipline Committee finds that the conduct of the investigated person is unprofessional conduct or unskilled practice of the profession or both, the Discipline Committee may make any one or more of the following orders:

- (a) reprimand the investigated person;
- (b) suspend the registration of the investigated person for a specified period;
- (c) suspend the registration of the investigated person either generally or from any field of practice until
 - (i) he has completed a specified course of studies or obtained supervised practical experience, or
 - (ii) the Discipline Committee is satisfied as to the competence of the investigated person generally or in a specified field of practice;
- (d) accept in place of a suspension the investigated person's undertaking to limit his practice;
- (e) impose conditions on the investigated person's entitlement to engage in the practice of the profession generally or in any field of the practice, including the conditions that he
 - (i) practise under supervision,
 - (ii) not engage in sole practice,
 - (iii) permit periodic inspections by a person authorized by the Discipline Committee, or
 - (iv) report to the Discipline Committee on specific matters;
- (f) direct the investigated person to pass a particular course of study or satisfy the Discipline Committee as to his practical competence generally or in a field of practice;
- (g) direct the investigated person to satisfy the Discipline Committee that a disability or addiction can be or has been overcome, and suspend the person until the Discipline Committee is so satisfied;
- (h) require the investigated person to take counselling that in the opinion of the Discipline Committee or the Practice Review Board is appropriate;
- (i) direct the investigated person to waive, reduce or repay a fee for services rendered by the investigated person that, in the opinion of the Discipline Committee, were not rendered or were improperly rendered;
- (j) cancel the registration of the investigated person;

(k) any other order that it considers appropriate in the circumstances.

(2) If the Discipline Committee is satisfied that an investigated person has contravened an order under subsection (1), it may, without the necessity of a further hearing, cancel or suspend the registration of the investigated person subject to any terms it considers appropriate.

Order to pay costs or a fine

46(1) The Discipline Committee may, in addition to or instead of dealing with the investigated person in accordance with section 45, order that the investigated person pay

(a) all or part of the costs of the hearing in accordance with the regulations,

(b) a fine not exceeding \$10 000 to the Association, or

(c) both the costs under clause (a) and a fine under clause (b),

within the time fixed by the order.

(2) If the investigated person ordered to pay a fine, costs or both under subsection (1) fails to pay the fine, costs or both within the time ordered, the Discipline Committee may suspend the registration of that person until he has paid the fine, costs or both.

Debt to Association

47 A fine or costs ordered to be paid to the Association under this Part is a debt due to the Association and may be recovered by the Association by civil action for debt.

Service of written decision

48(1) The Discipline Committee shall, within a reasonable time after the conclusion of a hearing, make a written decision on the matter, in which it shall

(a) describe each finding made in accordance with this Part,

(b) state the reasons for each finding made, and

(c) state any order made under this Part.

(2) The Discipline Committee shall immediately forward to the Registrar

(a) the decision, and

(b) the record of the hearing, consisting of all evidence presented before it, including

(i) all exhibits,

(ii) all documents and records, and

(iii) all testimony given before it, whether recorded electronically, mechanically or in handwritten form.

(3) The Registrar shall, immediately on receiving the decision and the record of the hearing referred to in subsection (2), serve

(a) a copy of the decision on the investigated person, and

(b) a notice of the nature of the decision on the complainant, if any.

(4) The investigated person or his counsel or agent may examine the record or any part of the record of the proceedings and hear any recording or examine any mechanical or handwritten form of record of any testimony.

Suspension or
cancellation
pending appeal

49(1) Notwithstanding an appeal under this Part, the Discipline Committee may order that its decision remain in effect until the time that the Council or the Court of Appeal, as the case may be, makes its decision on the appeal.

(2) An investigated person may, by filing an originating notice with the Court of Queen's Bench and serving a copy on the Registrar, apply for an order of the Court of Queen's Bench staying the decision of the Discipline Committee pending the determination of the appeal.

Appeal to
Council

50(1) An investigated person may appeal to the Council

(a) a finding made by the Discipline Committee in accordance with section 44,

(b) an order of the Discipline Committee under section 45 or 46, or

(c) a finding referred to in clause (a) and an order referred to in clause (b).

(2) The Council, of its own volition, may review

(a) a finding made by the Discipline Committee in accordance with section 44,

(b) an order of the Discipline Committee made under section 45 or 46, or

(c) a finding referred to in clause (a) and an order referred to in clause (b).

(3) An appeal or a review shall be commenced by a written notice that shall

(a) describe the finding or order appealed from or to be reviewed,

(b) state the reasons for the appeal or review, and

(c) be served on the Registrar or the investigated person, as the case may be, not more than 30 days after the date that the decision of the Discipline Committee was served on the investigated person.

(4) The Registrar shall make the record of the hearing before the Discipline Committee available to each member of the Council.

(5) This Part applies to a review as if it were an appeal under subsection (1).

Time of appeal

51(1) The Council, on receiving a notice under section 50, shall serve on the investigated person a notice of hearing stating the date, time and place that the Council will hear the matter.

(2) The Council shall hear an appeal forthwith.

Powers of
the Council
on appeal

52(1) A member of the Discipline Committee who is also a member of the Council may participate in an appeal before the Council but shall not vote in a decision of the Council on the appeal.

(2) The Council on an appeal may do any or all of the following:

(a) grant adjournments of the proceedings or reserve the determination of the matters before it for a future meeting of the Council;

(b) receive further evidence on granting special leave for that purpose;

(c) draw inferences of fact and make a determination or finding that in its opinion ought to have been made by the Discipline Committee;

(d) order that the matter be referred back to the Discipline Committee.

(3) Sections 38 to 44, 48 and 49 apply with all necessary modifications to the hearing of an appeal by the Council.

(4) The Council shall forthwith after the date of the conclusion of all proceedings before it

(a) make any finding as to the conduct of the investigated person that in its opinion ought to have been made by the Discipline Committee,

(b) quash, vary or confirm the finding or order of the Discipline Committee or substitute or make a finding or order of its own, or

(c) refer the matter back to the Discipline Committee for further consideration in accordance with any direction that the Council may make.

(5) The Council may order the investigated person to pay the costs of the appeal determined in accordance with the regulations.

Appeal to
the Court

53(1) An investigated person may appeal to the Court of Appeal any finding or order made by the Council under section 52.

(2) The Association shall be the respondent in an appeal under subsection (1) and may make representations on the hearing of the appeal.

(3) An appeal under this section shall be commenced

(a) by filing a notice of appeal with the Registrar of the Court of Appeal in Edmonton or Calgary, and

(b) by serving a copy of the notice of appeal on the Registrar,

both within 30 days from the date on which the decision of the Council is served on the investigated person.

Order for stay
pending appeal

54 The appellant may, after commencing an appeal to the Court of Appeal and on notice to the Registrar, apply to the Court of Appeal for an order staying all or any part of the order or decision of the Council appealed pending the determination of the appeal.

Material in support of appeal	<p>55(1) An appeal under section 53 shall be supported by copies, certified by the Registrar, of the decision of the Council, the record of the appeal before the Council and any evidence received by the Council.</p> <p>(2) The Registrar, on being paid any disbursements and expenses and on the request of the appellant or his solicitor or agent, shall furnish to the appellant or his solicitor or agent the number of copies so requested of the documents mentioned in subsection (1).</p>
Power of the Court of Appeal	<p>56(1) The Court of Appeal on hearing the appeal may do any or all of the following:</p> <ul style="list-style-type: none"> (a) make any finding that in its opinion ought to have been made; (b) quash, confirm or vary the order or decision of the Council or any part of it; (c) refer the matter back to the Council for further consideration in accordance with any direction of the Court of Appeal; (d) direct that a new trial of any mixed questions of law and fact relating to a finding or order or both a finding and an order of the Council made under this Part be held before the Court of Queen's Bench. <p>(2) The Court of Appeal may make any award as to the costs of an appeal to it that it considers appropriate.</p>
Fraudulent registration	<p>57(1) If the Council is satisfied, after a hearing on the matter, that a person whose registration is entered in the register obtained registration by means of any false or fraudulent representation or declaration, either oral or written, the Council shall order that his registration be cancelled.</p> <p>(2) The provisions of this Part respecting the procedures of the Discipline Committee apply to a hearing held by the Council under subsection (1).</p>
Surrender of certificates	<p>58(1) If the registration of a registered veterinarian or permit holder has been cancelled or suspended under this Part, he shall forthwith surrender to the Registrar any certificate or permit issued to him.</p> <p>(2) If the registration of a registered veterinarian or permit holder has been cancelled under this Part, the registration shall not be reinstated in the register except by order of the Council, the Court of Queen's Bench or the Court of Appeal.</p> <p>(3) No order shall be made under subsection (2) within 1 year after</p> <ul style="list-style-type: none"> (a) the date on which the registration was cancelled, or (b) if an order was granted staying the imposition of a punishment imposed by the Council and the punishment is later confirmed by a Court, the date on which the Court made its order confirming the punishment. <p>(4) A member of the Council who is a member of a committee of inquiry appointed pursuant to the regulations to consider an application under this Part for reinstatement of registration may partici-</p>

pate in or vote at any proceedings of the Council under this section, and the Registrar and the Association's solicitor may participate in those proceedings.

Misrepresentation of status

59 The conduct of a person who is or was registered as a registered veterinarian or permit holder who represents or holds out that he is registered and in good standing while his registration is suspended or cancelled may be dealt with as being unprofessional conduct in accordance with this Part.

Publication

60 After a finding or order is made by the Discipline Committee, the Council or the Court of Appeal under this Part, the name of the investigated person may be published in accordance with the regulations.

PART 6 GENERAL

Service of documents

61 When this Act, the regulations or the by-laws require that a document or notice be given or served on any person, the document or notice is sufficiently given or served if it is served personally on that person or sent to him by registered mail at his address last shown on the relevant register or, if personal service or service by mail is not reasonably possible, by publishing the document at least twice, and not more than a week apart, in a local newspaper circulating at or near the address last shown for that person in the relevant register.

Registrar's certificate

62(1) A certificate purporting to be signed by the Registrar and stating that a named person was or was not, on a specified day or during a specified period,

- (a) a registered veterinarian, or
- (b) an officer of the Association or a member of the Council

shall be admitted in evidence as prima facie proof of the facts stated in it without proof of the Registrar's appointment or signature.

(2) A certificate purporting to be signed by the Registrar and stating that a named corporation, partnership or other association of persons was or was not, on a specified day or during a specified period, a permit holder shall be admitted in evidence as prima facie proof of the facts stated in it without proof of the Registrar's appointment or signature.

Liability to others

63(1) The relationship between a permit holder engaged in the practice of veterinary medicine and a person receiving the professional services of the permit holder is subject to this Act, the regulations and any other law applicable to the relationship between a registered veterinarian and his client.

(2) The relationship of a registered veterinarian to a permit holder, whether as member, shareholder or employee of the permit holder, does not affect, modify or diminish the application of this Act, the regulations and by-laws

- (a) to him personally as a registered veterinarian, or

(b) to the relationship between the registered veterinarian and his client.

Protection from liability

64(1) No action lies against

(a) any person conducting a preliminary investigation, a member of the Discipline Committee, the Practice Review Board, the Council or the Registration Committee, the Registrar, the Association or any person acting on the instructions of any of them, or

(b) any member, officer or employee of the Association

for anything done by him in good faith and in purporting to act under

(c) this Act,

(d) the regulations, or

(e) a by-law that relates to or is incidental to a professional matter or a matter of public interest that is or may be the subject of a regulation under section 13.

(2) No action for defamation may be founded on a communication that consists of or pertains to a complaint regarding the conduct of a registered veterinarian, permit holder or student, if the communication is published to or by

(a) the Association,

(b) a member of the Council, the Discipline Committee, the Practice Review Board or the Registration Committee,

(c) a person conducting a preliminary investigation,

(d) an officer or employee of the Association, or

(e) a person acting on the instructions of any of them

in good faith in the course of investigating the complaint or in the course of any proceedings under Part 5 relating to the complaint.

PART 7

PROHIBITIONS AND PENALTIES

Practice prohibitions

65(1) A person whose registration as a registered veterinarian or permit holder is cancelled or suspended under this Act shall not, without the consent of the Council, engage in the practice of veterinary medicine or directly or indirectly associate himself or itself in the practice of veterinary medicine with any other registered veterinarian or permit holder.

(2) No registered veterinarian or permit holder shall, except with the consent of the Council, associate in the practice of veterinary medicine directly or indirectly with or employ in connection with his practice a person whose registration has been cancelled or suspended under this Act.

(3) The Council may permit a registered veterinarian or permit holder to employ in connection with his practice a person whose registration

has been cancelled or suspended under this Act, but the employment shall be in the capacity and subject to the terms and conditions that are prescribed by the Council.

- Penalties **66**(1) Every person and every member, officer, employee or agent of a partnership or other association of persons, a society or a corporation who contravenes Part 1, section 24(2)(b), section 25(4) or this Part is guilty of an offence and liable
- (a) for the 1st offence, to a fine of not more than \$2000,
 - (b) for the 2nd offence, to a fine of not more than \$4000, and
 - (c) for the 3rd and each subsequent offence, to a fine of not more than \$6000 or to imprisonment for a term of not more than 6 months or to both a fine and imprisonment.
- (2) A prosecution under this section may be commenced within 2 years after the commission of the alleged offence, but not afterwards.
- Onus of proof **67** In a prosecution under this Act, the burden of proving that a person is a registered veterinarian or permit holder is on the accused.

PART 8

TRANSITIONAL AND CONSEQUENTIAL

- Registration continued **68**(1) *In this Part, "former Act" means the Veterinary Surgeons Act, being chapter V-3 of the Revised Statutes of Alberta 1980.*
- (2) *An individual who holds a certificate of registration under section 12 of the former Act is deemed to be a registered veterinarian and the holder of a certificate of registration and an annual certificate under this Act.*
- (3) *The Registrar shall register the names of those individuals referred to in subsection (2) in the register established pursuant to this Act.*
- Council members continued **69** *The members of the council of management of the Association elected under the former Act are deemed to be members of the Council under this Act, elected for the same period and holding the same offices.*
- Application for registration continued **70** *An application for registration made but not concluded before the coming into force of this Act shall be dealt with under the former Act.*
- Discipline proceedings continued **71** *Any discipline proceedings that were commenced but not concluded before the coming into force of this Act shall be concluded under the former Act as if this Act had not come into force.*
- Amends RSA 1980 cA-13 **72** *The Agrologists Act is amended in section 31 by striking out "member of the Alberta Veterinary Medical Association under the Veterinary Surgeons Act" and substituting "registered veterinarian or permit holder under the Veterinary Profession Act".*
- Amends RSA 1980 cA-42 **73** *The Animal Protection Act is amended in section 1(f) by striking out "member of the Alberta Veterinary Medical Association" and substituting "registered veterinarian".*

- Amends
RSA 1980 cD-27 **74** *The Department of Social Services and Community Health Act is amended in section 10(1) by striking out “veterinary surgeon” and substituting “registered veterinarian”.*
- Amends
RSA 1980 cL-13 **75** *The Licensing of Trades and Businesses Act is amended in section 2(b) by striking out “Veterinary Surgeons Act” and substituting “Veterinary Profession Act”.*
- Amends
RSA 1980 cL-17 **76** *The Liquor Control Act is amended*
(a) in section 58(2)(o) by striking out “veterinaries” and substituting “registered veterinarians or permit holders under the Veterinary Profession Act”;
(b) in section 90 by striking out “veterinary” and substituting “registered veterinarian or permit holder under the Veterinary Profession Act”.
- Amends
RSA 1980 cL-22 **77** *The Livestock Diseases Act is amended*
(a) in section 2(1) by striking out “members of the Alberta Veterinary Medical Association” and substituting “registered veterinarians”;
(b) in section 3(1) by striking out “veterinarian who is a member of the Alberta Veterinary Medical Association” and substituting “registered veterinarian”;
(c) in section 9 by striking out “veterinary surgeons” and substituting “registered veterinarians or permit holders under the Veterinary Profession Act”.
- Amends
RSA 1980 cM-10 **78** *The Meat Inspection Act is amended in section 1(j) by striking out “Veterinary Surgeons Act” and substituting “Veterinary Profession Act”.*
- Amends
RSA 1980 cP-7 **79** *The Pharmaceutical Association Act is amended*
(a) in section 1(i) by striking out “veterinary surgeon” and substituting “registered veterinarian”;
(b) in section 37(1)(c) by striking out “veterinary surgeons” and substituting “registered veterinarians”;
(c) in section 45 by striking out “veterinary surgeon” and substituting “veterinarian”;
(d) in section 49(5) by striking out “veterinary surgeon or a podiatrist or on the prescription of a physician, dentist, veterinary surgeon” and substituting “registered veterinarian or permit holder under the Veterinary Profession Act or a podiatrist or on the prescription of a physician, dentist, registered veterinarian”;
(e) in section 58(1)(b) by striking out “veterinary surgeon” and substituting “veterinary medicine”;
(f) in Schedule 1 by striking out “veterinary surgeon or dentist, or on the prescription of a physician, veterinary surgeon” and substituting “registered veterinarian or permit holder under the

Veterinary Profession Act or dentist or on the prescription of a physician, registered veterinarian”.

Amends
RSA 1980 cR-3 **80** *The Radiological Technicians Act is amended by repealing section 11(d) and substituting the following:*

(d) a registered veterinarian or permit holder under the *Veterinary Professions Act*,

Repeals
RSA 1980 cV-3 **81** *The Veterinary Surgeons Act is repealed.*

Coming
into force **82** *This Act comes into force on Proclamation.*