



REGULATIONS TO NOTE

July 25, 2018 up to and including September 18, 2018

Community Care And Assisted Living Act, amends the Child Care Licensing Regulation (B.C. Reg. 332/2007) to repeal the provision requiring a licensee to notify the medical health officer of a reportable communicable disease (effective July 27, 2018, B.C. Reg. 167/2018).

The Residential Care Regulation (B.C. Reg. 96/2009) is amended to repeal the provision requiring a licensee to notify the medical health officer of a reportable communicable disease (effective July 27, 2018, B.C. Reg. 167/2018).

Electoral Reform Referendum 2018 Act, amends the Electoral Reform Referendum 2018 Regulation (B.C. Reg. 125/2018) including to add specified references to "Electoral Reform Referendum 2018 Act" (effective July 25, 2018, B.C. Reg. 164/2018).

Environmental Management Act, amends the Organic Matter Recycling Regulation (B.C. Reg. 18/2002) including to repeal and replace the definition of "medical health officer" (effective July 27, 2018, B.C. Reg. 167/2018).

Evidence Act, amends Schedule 1 of the Designation Regulation (B.C. Reg. 363/95). Schedule 1 is a list of the Vice Presidents of Medicine or their designates as members of the Industry Reference Group for Hepatitis C/HIV. Schedule 1 is amended by striking out "Ministry of Health Services" and substituting "Ministry of Health" (effective September 14, 2018, B.C. Reg. 182/2018).

Food and Agricultural Products Classification Act, S.B.C. 2016, c. 1 repeals the Wines of Marked Quality Regulation (B.C. Reg. 79/2005).

Enforcement officers are designated as inspectors under the Act (effective August 28, 2018, Ministerial Order 346/2018).

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The Wines of Marked Quality Regulation is created with 5 Parts and 3 Schedules:

- Part 1 (Definitions),
- Part 2 (Certification Program),
- Part 3 (Bottling And Labelling Of Certified Wines),
- Part 4 (Geographical Indications And Protected Labels), and
- Part 5 (Transition Of Certificates And Accreditation (effective July 27, 2018, B.C. Reg. 168/2018).

Health Professions Act, creates the initial bylaws of the British Columbia College of Nursing Professionals (effective August 24, 2018, Ministerial Order M334/2018).

These bylaws have 9 Parts:

- Part 1 (Board);
- Part 2 (Committees);
- Part 3 (College Administration);
- Part 4 (College Records);
- Part 5 (Registration);
- Part 6 (Quality Assurance);
- Part 7 (Inquiry and Discipline);
- Part 8 (Client Care Records); and
- Part 9 (General Matters).

Schedule F, Part 5 of the bylaws of the College of Pharmacists of British Columbia are amended regarding dispensing of drugs for the purposes of medical assistance in dying (effective November 1, 2018, Ministerial Order M350/2018).

Income Tax Act, amends the Training Tax Credits Regulation (B.C. Reg. 243/2007) to amend Schedule 2 to:

- Repeal concrete finisher as an eligible industry training program; and
- Amend the lather (interior systems mechanic) industry training program by adding “Level 3” and “graduate” (effective September 1, 2018, B.C. Reg. 177/2016).

Insurance Corporation Act, amends the Special Direction IC2 to the British Columbia Utilities Commission (B.C. Reg. 307/2004) including to require the British Columbia Utilities Commission (the “Commission”) to regulate and fix the rates using the factors, criteria and guidelines set out in the government directive dated August 3, 2018 for a redesign of rates (effective August 9, 2018, B.C. Reg. 172/2018).

The Special Direction IC2 to the British Columbia Utilities Commission (B.C. Reg. 307/2004) is further amended including to:

- Add and replace specified definitions;
- Repeal the provision regarding MCT 2016 rates;
- Require the Insurance Corporation of British Columbia (ICBC) to provide specified information regarding ICBC’s application to the Commission for a general rate change order to be made before December 15, 2018; and
- Add a new provision requiring the Commission to take specified factors and guidelines into consideration for the purpose of fixing rates for the extended policy period (effective August 9, 2018, B.C. Reg. 171/2018).

The government directive dated August 3, 2018 for a redesign of rates is created, including to direct ICBC to apply to the Commission to:

- Move from a vehicle owner model to a driver-based model, where at-fault crashes are linked to the driver and not the person who owns the vehicle;
- Increase insurance discounts for drivers with up to 40 years of driving experience, up from the current limit of 9 years; and
- Provide that drivers that have had an at-fault crash while operating a vehicle for most commercial uses (i.e., excluding business use, artisan, and certain u-drive rate classes) are not to have that crash impact their risk profile on any personal-use vehicle;
- Require that if an unlisted driver with a valid BC licence has an at-fault crash, the registered owner of that vehicle is to be charged 15 times the premium differential had that driver been listed on the policy to a maximum of \$5,000 (additional coverage is to be provided, at a price, to protect customers from this charge who have unlisted incidental non-household, nonemployee drivers);
- Allow drivers with 20 or more years of experience and no at-fault crashes within the last 10 years one at-fault crash that will not be considered in the assessment of their driver's risk (in addition, drivers are to be able to repay their at-fault claims that are under \$2,000 with these claims having no impact on their risk profile);

- Provide that, excluding the impacts from changes in rate class, territory and learners premium, a customer renewing his or her Basic policy after September 1, 2019, is to see no more than a 20% increase compared to his or her prior policy year's premium as provided;
- Create new discounts for vehicles with original, manufacturer-installed automatic emergency braking technology and for vehicles driven less than 5,000 kilometres per year (effective August 9, 2018, Order in Council 458/2018).

The government directive dated June 18, 2018 is created which provides direction to ICBC regarding the timing of ICBC's next application to the Commission to be made by December 15, 2018 for a general rate change order for the 2019 policy year (effective August 9, 2018, Order in Council 457/2018).

Insurance (Vehicle) Act, amends the Insurance (Vehicle) Regulation (B.C. Reg. 447/83) including to:

- Add a new provision regarding premiums triggered by accidents involving unlisted drivers; and
- Repeal Division 3 (Applications for Certificates) in Part 3 (effective September 1, 2019, B.C. Reg. 173/2018).

Liquor Control and Licensing Act, amends the Liquor Control and Licensing Regulation (B.C. Reg. 241/2016) by striking out reference to "B.C. Reg. 79/2005" (effective July 27, 2018, B.C. Reg. 168/2018).

Local Government Act, creates the Ministerial Order (effective September 7, 2018, Ministerial Order 355/2018). This Order sets out the procedure for chief election officers to follow to issue amended notices of nomination if their local governments failed to include all the information required under section 85 of the Act in their notices of nomination, specifically the expense limits and third-party advertising limits required under subsections 85(2)(c.1) and (c.2) of the Act.

Another Ministerial Order is created (effective September 12, 2018, Ministerial Order 366/2018). This Order is created because the District of Sparwood failed to give required notice as to the availability of its list of registered electors for public inspection under section 77(6) of the Act. This Order requires the District of Sparwood to provide this notice on social media, on its website, and in its public places as specified.

Medicare Protection Amendment Act, 2003, repeals B.C. Reg. 65/2018 (effective September 7, 2018, B.C. Reg. 178/2018). B.C. Reg. 65/2018 provided that sections 1 to 9, 12 and 15 of the *Medicare Protection Amendment Act, 2003* were in force October 1, 2018.

Oil and Gas Activities Act, amends the Fee, Levy and Security Regulation (B.C. Reg. 8/2014) to:

- Repeal and replace the provision regarding levy payments, adding a new definition of “billing month” and requiring the collector to invoice producers by the 23rd day of the month; and
- Require a producer who receives an invoice from the collector to pay the collector on or before the last day of the billing month, instead of requiring payment within 15 days of receiving the invoice (effective August 27, 2018, B.C. Reg. 175/2018).

The Drilling and Production Regulation (B.C. Reg. 282/2010) is amended to:

- Make minor corrections regarding spelling and grammar;
- Decrease from 60 days to 20 days the time required for well flaring notification and reporting;
- Decrease from 25 days to 20 days the time required to report the quantity of water production from a water source well;
- Decrease from 25 days to 20 days the time required to report the injection and disposal of fluid from a wellhead (effective November 1, 2018, B.C. Reg. 174/2018).

Public Health Act, amends the Health Act Communicable Disease Regulation (B.C. Reg. 4/83) to repeal Part 5 (General) including the provision requiring treatment of baby's eyes at birth (effective July 27, 2018, B.C. Reg. 167/2018).

The Organic Matter Recycling Regulation (B.C. Reg. 18/2002) is amended including to repeal and replace the definition of "medical health officer" (effective July 27, 2018, B.C. Reg. 167/2018).

The Health Act Communicable Disease Regulation (B.C. Reg. 4/83) is repealed (effective January 1, 2019, B.C. Reg. 167/2018).

The Public Health Act Transitional Regulation (B.C. Reg. 51/2009) is repealed (effective January 1, 2019, B.C. Reg. 167/2018).

The Reporting Information Affecting Public Health Region Regulation is created (effective January 1, 2019, B.C. Reg. 167/2018). This Regulation has 4 Parts:

- Part 1 (Definition);
- Part 2 (Duty To Report);
- Part 3 (Sharing Information);
- Part 4 (Acting On Behalf Of Provincial Health Officer).

The Regulation also has a Schedule (Reportable Communicable Diseases).

Pension Benefits Standards Act, amends the Pension Benefits Standards Regulation (B.C. Reg. 71/2015) including to add further conditions of exemptions for the Catalyst Paper Corporation Retirement Plan for Salaried Employees and Catalyst Paper as the participating employer, including that in the event of a sale of assets or a filing for creditor protection, the entire pension funding shortfall would become payable immediately (effective July 27, 2018, B.C. Reg. 169/2018).

Property Transfer Tax Act, creates the Information Collection Regulation (effective September 17, 2018, B.C. Reg. 166/2018). This Regulation requires specified types of trustees and corporations that acquire property to identify all individuals as specified with a significant interest in the corporation or trust on the property transfer tax return.

This required information is:

- Individual or legal names;
- Contact information;
- Date of birth;
- Relevant social insurance number or tax number;
- Date of birth; and
- Country of citizenship.

Safety Standards Act, amends the Electrical Safety Regulation (B.C. Reg. 100/2004) to:

- Strike out “class B, certificate” and substitute “class B certificate” and strike out “class C, certificate” and substitute “class C certificate” regarding classes of field safety representative; and
- Repeal the provision setting certification agencies (effective August 31, 2018, B.C. Reg. 170/2017).

The Elevating Devices Safety Regulation (B.C. Reg. 101/2004) is amended to strike out “provincial safety officer” and substitute “safety officer” in specified provisions (effective August 31, 2018, B.C. Reg. 170/2017).

The Gas Safety Regulation, B.C. Reg. 103/2004) is amended to repeal the provision setting certification agencies (effective August 31, 2018, B.C. Reg. 170/2017).

The Power Engineers, Boiler, Pressure Vessel and Refrigeration Safety Regulation (B.C. Reg. 104/2004) is amended including to:

- Repeal and replace specified definitions;
- Amend the provision regarding individuals who may perform regulated work;
- Provide that this Regulation does not apply to:
 - piping and fittings external to the boiler proper in a low temperature, low pressure fluid plant or a heating plant,
 - penstocks,
 - domestic water piping systems used in buildings or other structures and
 - medical gas piping systems,
- Amend provisions regarding certificates of qualification;
- Amend provisions regarding plant classifications, including adding a provision regarding determination of refrigeration plant capacity;
- Amend provisions regarding contractor's licences;
- Amend provisions regarding obligations of owners and licensed contractors;
- Repeal the requirement for a person to notify the provincial safety manager of the purchase or disposal of regulated products;
- Amend provisions regarding registration of boiler, pressure vessel, fitting and pressure piping design and control systems; and

- Repeal and replace the provision regarding boiler fuel systems to be registered on request (effective August 31, 2018, B.C. Reg. 170/2017).

The Safety Standards General Regulation (B.C. Reg. 105/2004) is amended, including to:

- Add a provision regarding certification agencies;
- Change the title to Part 8 from “Incident Reporting” to “Reporting”; and
- Add a new provision regarding compliance declarations (effective August 31, 2018, B.C. Reg. 170/2017).

The Power Engineers, Boiler, Pressure Vessel and Refrigeration Safety Regulation (B.C. Reg. 104/2004) is amended including to:

- Repeal the welder class of certificates of qualification and replace it with:
 - class “A” pressure welder,
 - class “IT” pressure welder, and
 - class “R” pressure welder,
- Repeal and replace provisions regarding application for pressure welder’s certificate of qualification and what a pressure welder may do
- Repeal the requirement for a holder of a certificate of qualification to post the original certificate in a conspicuous, clean and safe place in the plant premises; and
- Add a transitional provision regarding pressure welder certificates of qualification (effective December 3, 2019, B.C. Reg. 170/2018).

Wildlife Act, amends the Limited Entry Hunting Regulation (B.C. Reg. 134/93) to reduce the open season for hunting of bull moose from “Oct 27-Nov 15” to “Oct 23-Nov 15” (effective July 25, 2018, B.C. Reg. 165/2018).

The Limited Entry Hunting Regulation (B.C. Reg. 134/93) is further amended to close the October 1-18, 2018 limited-entry hunt in specified management units in the Cariboo and close the moose hunt in specified management units in Minton Creek and Miner Lake in the Cariboo (effective August 24, 2018, B.C. Reg. 176/2018).

The Motor Vehicle Prohibition Regulation (B.C. Reg. 196/99) is amended to prohibit use of motor vehicles for the purposes of hunting in specified areas of:

- Puntzi Lake, located in the Chilcotin District of the Central Interior, from October 1 to November 15 inclusive; and
- Upper Chilcotin River from September 10 to November 15 (effective August 24, 2018, B.C. Reg. 176/2018).

END