

PART 1 – INTERPRETATION

Definitions

1 In these bylaws:

“Act” means the *Health Professions and Occupations Act*, S.B.C. 2022, c. 43;

“actual conflict of interest” means the existence of a private interest which may materially affect or influence a responsible person’s exercise of regulatory authority;

“advisory working group” means an advisory working group described in section 46 [Advisory working groups];

“board” means the board of the College;

“board chair” means the board chair appointed under section 2 [Appointment of board chair and board vice chair];

“board meeting” means a regular board meeting or a special board meeting;

“board member” means a person appointed as a member of the board under section 345(1) of the Act;

“board vice chair” means the board vice chair appointed under section 2 [Appointment of board chair and board vice chair];

“business contact information” has the same meaning as “contact information” in the FIPPA;

“child-resistant package” means a package that complies with the requirements of the Canadian Standards Association Standard CAN/CSA-Z76.1-06, published in 2006 as amended from time to time;

“closed board meeting” means a board meeting, or any part of it, that is closed to the public;

“College” means the corporation continued as a college under the name “College of Pharmacists of British Columbia” by section 15.1(4) of the former Act and subsequently continued as a regulatory college

under the same name by section 342(2) of the Act and section 3 of the Regulation;

“College employee” includes a quality assurance assessor, an investigator, and a capacity officer;

“College registry” means the registry for the College required under section 395(1) of the Act;

“College website” means the website maintained by the College to meet the requirements of section 397(1) of the Act;

“committee”, except in section 46 [Advisory working groups], means a committee established or continued as set out in sections 17 [Licence committee] to 21 [Registrar evaluation and succession planning committee];

“committee member” means a person appointed by the board as a member of a committee or a person who is an *ex officio* member of a committee;

“controlled drug substance” means a drug which is or includes a substance listed in

- (a) a Schedule to the regulations under the *Controlled Drugs and Substances Act* (Canada), or
- (b) the Schedule to Part G of the *Food and Drug Regulations* (Canada);

“controlled prescription program” has the same meaning as in the PODSA Bylaws;

“deliver”, with reference to a notice or other thing that is not required to be served, includes

- (a) mail to or leave with a person who appears to be an adult and an occupant or worker at the last address in the College records,
- (b) deposit in a person’s mailbox or receptacle at the person’s residence or place of business or practice at the last address in the College records,
- (c) transmit to a person’s electronic mail address at the last address in the College records, or
- (d) otherwise send or make available to a person in printed or electronic form;

“dispense” has the same meaning as in the PODSA;

“drug” has the same meaning as in the PODSA;

“electronic signature” means

(a) information in electronic form that a person has created or adopted in order to sign a record, other than a prescription signed by a full pharmacist for the purpose of prescribing, that is in, attached to or associated with a record, is secure and is only reproducible and used by that person, and

(b) with respect to a prescription signed by a full pharmacist for the purpose of prescribing, an electronic signature that meets the requirements of paragraph (a) and is a unique mark personally applied by that full pharmacist;

“examination” means a theoretical or practical examination or assessment or any combination of them, given by any method, for the purposes of assessing or measuring a person’s professional knowledge, skills, abilities or judgment or any aspect thereof, and includes a re-examination or re-assessment;

“FIPPA” means the *Freedom of Information and Protection of Privacy Act*, R.S.B.C. 1996, c. 165;

“former Act” means the *Health Professions Act*, R.S.B.C 1996, c. 183;

“former HPA Bylaws” means the former bylaws of the College made under the former Act before the HPOA effective date;

“full pharmacist” means a licensee of the College who is licensed in the class of licensees established in section 68(a) [*Classes of licensees*];

“hospital” has the same meaning as in the *Hospital Act*, R.S.B.C. 1996, c. 200, except Parts 2 and 2.1 of that Act;

“HPOA effective date” means the effective date on which the College is continued as a regulatory college under section 342(2) of the Act;

“in good standing” in respect of a licensee means

(a) the licensee’s licence in any class is not suspended under the Act or the former Act,

(b) the licensee's certification, if any, is not suspended under the Act, and

(c) no limits or conditions are imposed on

(i) the licensee's practice of pharmacy under section 20(2.1), 20(3), 32.2, 32.3, 33, 35, 36, 37.1, 38, 39, or 39.1 of the former Act, or

(ii) the licensee's licence, or the management of the licensee's practice, by a disciplinary order described in section 270(1) of the Act;

"manager" has the same meaning as in the PODSA;

"medication" has the same meaning as "drug";

"open board meeting" means a board meeting, or any part of it, that is open to the public;

"perceived conflict of interest" means a reasonably well-informed person would conclude that there is a substantial risk that a private interest may materially affect or influence a responsible person's exercise of regulatory authority;

"personal information" has the same meaning as in the FIPPA;

"pharmacy assistant" has the same meaning as "support person" in the PODSA;

"pharmacy services" means the services a licensee is authorized under the Act to provide;

"pharmacy technician" means a licensee of the College who is licensed in the class of licensees established in section 68(f) [Classes of licensees];

"PODSA" means the *Pharmacy Operations and Drug Scheduling Act*, S.B.C 2003, c. 77;

"PODSA Bylaws" means the bylaws of the College made under PODSA;

"potential conflict of interest" means the existence of a substantial risk that a private interest may materially affect or influence a responsible person's exercise of regulatory authority;

“practising pharmacist” means a full pharmacist, temporary pharmacist, student pharmacist, or temporary student pharmacist;

“practitioner” has the same meaning as in the PODSA;

“prescription” has the same meaning as in the PODSA;

“private interest” includes a responsible person’s

- (a) personal interests, including any familial relationship, affiliation, or association,
- (b) direct and indirect financial interests,
- (c) professional interests, including any employment, consulting, advisory, or contractual relationship with a person, organization or group, subject to regulation, oversight, or decision-making by the board, and
- (d) interest arising from loyalties, duties or obligations to persons or organizations in close proximity to them,

but does not include an interest arising from an exercise of a power or performance of a duty that affects the responsible person as a licensee or one of a class of licensee, or in the case of a board member, that concerns remuneration or expenses under section 4 [Board member remuneration and expenses];

“provisional pharmacist” means a licensee of the College who is licensed in the class of licensees established in section 68(b) [Classes of licensees];

“provisional pharmacy technician” means a licensee of the College who is licensed in the class of licensees established in section 68(g) [Classes of licensees];

“public representative”, in relation to a committee, means a person

- (a) who, at the time of the person's appointment as a committee member,
 - (i) did not exercise powers or perform duties for the College or the discipline tribunal, and
 - (ii) was not an employee of, and did not otherwise provide services to, the College or the discipline tribunal,
- (b) who is not
 - (i) a licensee or former licensee of the College under the Act,

- (ii) a former registrant of the College under the former Act,
 - (iii) a person who is or was authorized to practise a health profession equivalent to the designated health profession of pharmacy in a jurisdiction outside British Columbia, or
 - (iv) a “direct owner” or an “indirect owner”, within the meaning of the PODSA, and does not hold an equivalent position in respect of a corporation established in a jurisdiction outside British Columbia, and
- (c) who has no close family or business relationship with a person described in paragraph (b);

“record” has the same meaning as in the FIPPA;

“Regulation” means the Pharmacists Regulation, B.C. Reg. XXX/2025;

“responsible person” means a board member, committee member, or College employee, as applicable;

“service provider” has the same meaning as in the FIPPA;

“signature” on a record means either an original handwritten signature in ink or an electronic signature;

“student pharmacist” means a licensee of the College who is licensed in the class of licensees established in section 68(d) [Classes of licensees];

“temporary pharmacist” means a licensee of the College who is licensed in the class of licensees established in section 68(c) [Classes of licensees];

“temporary pharmacy technician” means a licensee of the College who is licensed in the class of licensees established in section 68(h) [Classes of licensees];

“temporary student pharmacist” means a licensee of the College who is licensed in the class of licensees established in section 68(e) [Classes of licensees].

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