



Ontario's Teaching Regulator
L'organisme de réglementation
de l'enseignement en Ontario

Memo

Date: July 17, 2023
To: Members of Council
From: Linda Lacroix, OCT
Registrar and CEO
Subject: Proposed Regulatory Amendments – Teachers' Qualifications

Enclosed with this memo as Attachment 1 are proposed amendments to Ontario Regulation 176/10 (Teachers' Qualifications) (the "Teachers' Qualifications Regulation") made under the *Ontario College of Teachers Act, 1996* (the "Act"). These regulatory amendments are confidential and were drafted by Ministry staff with feedback from the College to give effect to previous Council direction outlined below.

The proposals below will amend the Teachers' Qualifications Regulation as follows:

1. Create a new transitional certificate of qualification and registration (the "transitional certificate") that is distinguishable from the current transitional certificate, which will now be referred to as the ("multi-session transitional certificate");
2. Enable the College to create a new Additional Qualification course guideline on Holocaust Education and Countering Antisemitism;
3. Correct a drafting error in the French version of the Teachers' Qualifications Regulation pertaining to Indigenous education; and
4. Remove extensions granted to members for completion of the Sexual Abuse Prevention Program ("SAPP").

Background

1. Transitional Certificate & Multi-session Transitional Certificate

At its June 8, 2023 meeting, Council was presented with three eligibility options for applicants to qualify for the new transitional certificate (see [Memo to Council dated June 2, 2023](#)). Council indicated its support for further development of "Option 2 – *Eligibility in the middle of the teacher education program*".

Council then directed College staff to begin drafting regulatory amendments in partnership with the Ministry of Education to amend the Teachers' Qualifications Regulation and create a new transitional certificate that would permit students enrolled in initial teacher education programs in Ontario to apply for the new transitional certificate upon successful completion of 30 post-secondary credits and a minimum of 40 practicum days.

The following regulatory changes are proposed to implement the new transitional certificate:

- Amend subsections 1.(1), (2), (3) which define the new certificate types, transitional and multi-session transitional;
- Amend section 2. to replace “transitional” with “multi-session transitional” certificates as well as various headings;
- Revoke subsection 4.(3)(f) to replace “transitional” (Ontario applicants) with “multi-session transitional” certificates;
 - Replace with 4.(3)(f.0.1) with “transitional certificate” and which provides that applicants who complete a minimum of 30 post-secondary credits and 40 practicum days may hold a transitional certificate;
- Revoke subsection 5.(1)(g) and replace with 5.(1)(g) and 5.(1)(g.0.1) which provides the same criteria as Ontario applicants to applicants certified in other provincial or territorial jurisdictions to apply for issuance of transitional or multi-session transitional certificates;
- Amend section 5(4) to also include references to the newly worded subsections 5.(1)(g),(g.0.1) or (g.1);
- Revoke subsection 6.1(3)(h) and 6.2(3)(h) and amend subsections 6.1(2), 6.1(3)(d), 6.1(3)(i), 6.2(2), 6.2(3)(d), and 6.2(3)(i) to not allow former holders of transitional certificates that were converted from certificates of qualification “limited” and “limited restricted” on or after May 20, 2010 from converting to the new transitional certificate;
- Amend section 6.1(3)(g) and 6.1(3)(g.0.1) which applies to international applicants on a current “transitional certificate” to now hold either a “transitional or multi-session transitional certificate and permits them to convert their certificate to a general certificate provided they meet the criteria required under section 16;
- Amend the flowing sections wherever “transitional” appears and substituting with “transitional, multi-session transitional” – section 10(c), 13.1(2)(a), and 13.2(2)(a);
- Revoke subsection 13.1(3) and 13.2(3) and substitute, “For an applicant described in subsection 6.1 (2), the requirement under this subsection is that the applicant has satisfied any applicable terms, conditions or limitations described in clause 6.1 (3) (i) or (j)”;
- Add subsections 13.4(1) and 13.4(2) which provides the criteria to whom transitional and multi-session transitional may be granted;
- Revoke the heading before section 14. and replace with new title;
- Amend section 14. (Ontario applicants) and substitute “satisfies requirements set out in subsection (7) in respect of a program”;
- Revoke section 14.1 and subsection 14(1) and substitute with new criteria under 14(1) for Ontario applicants to obtain transitional and multi-session transitional maybe be granted;
 - Add subsection 14(7) which applies the new criteria to Ontario applicants for both transitional and multi-session transitional certificates;

- Add subsection 14(8) which provides criteria to applicants who are subject of a concurrent program to submit evidence that they have completed a post-secondary degree in a discipline other than teaching;
- Amend section 15 to allow provincial applicants to obtain transitional or multi-session transitional certificates;
- Revoke subsection 15(b)(i) and replace criteria required for provincial applicants to obtain transitional or multi-session transitional certificates;
- Amend subsection 15(b)(ii) by striking out “that is delivered over two or more sessions”;
- Amend section 15.1(1) and (2) that provide the length of time a member may hold a transitional or multi-session transitional certificate (18 months for a transitional certificate and six years for a multi-session transitional certificate);
- Revoke section 16 and substitute section 16(1) (a) and (b) and 16 (2) to reflect new references to section 14 and 15 which describe when the Registrar may convert holders of a transitional or multi-session transitional certificate to a general certificate and the new criteria under which the Registrar must consider when granting a general certificate;
- Revoke and substitute subsection 17(1), amend subsection 17(2) and add subsection 17(3) and (4) which will provide new criteria under which the Registrar may extend a transitional or multi-session transitional certificate and specify how long an extension may be granted under a transitional and multi-session transitional certificate;
- Add subsection 17.01 which would credit holders of a transitional certificate up to 20 practicum days that the applicant teaches with a transitional certificate.
- Amend subsection 17.1(1) and section 18 to substitute transitional certificate with transitional, multi-session transitional certificate;
- Amend subsection 18(1) by striking out (5) (6) and (8)
- Amend subsection 18(3) by removing reference to Proficiency in Mathematics;
- Amend section 19 (Contents of certificate) to replace “general, transitional” with “general, transitional, multi-session transitional”;
- Revoke subsection 19(1)(b)(ii) and replace with new language that will appear on a transitional certificate or a multi-session transitional certificate, pursuant to subsections 19(1)(b)(ii) and (ii.1);
- Amend section 19(1)(f) to replace “general, transitional” with “general, transitional, multi-session transitional”;
- Add subsection 35.2 which will convert holders of the current transitional certificate (on August 29, 2023) to a multi-session transitional certificate;
- Revoke subsection 36(2) which allowed holders of a certificate (limited) or (limited, restricted) on May 19, 2010 to convert their certificate to a transitional certificate on May 20, 2010;

- Revoke subsections 37(1)(2)(5)(6)(7) and (8) which disqualifies various applicants to the previous transitional certificates from converting their certificate to the “new” transitional certificate;
- Amends subsection 37(12) by striking out provisions that would have required certain transitional applicants from completing the SAPP because those applicant types no longer qualified to transition to the new transitional certificate.

2. Additional Qualification – Holocaust Education and Countering Antisemitism

Following the provincial government announcement that Ontario would implement a mandatory learning requirement in elementary school on Holocaust education in the Grade 6 curriculum, at its March 8, 2023 meeting, the Standards of Practice and Education Committee recommended to Council that a new Additional Qualification titled *Holocaust Education and Countering Antisemitism* be enacted in Schedule D of the Teachers’ Qualifications Regulation.

At its March 21, 2023 meeting, Council recommended to the Ministry of Education to enact a new Schedule D Additional Qualification titled, *Holocaust Education and Countering Antisemitism*.

A request for Council to recommend to the Minister of Education that:

Subclause 26 (1) (b) (v) and Schedule D be amended by adding “Holocaust Education and Countering Antisemitism”.

3. Amendments to French version of the Teachers’ Qualifications Regulation

The College is also seeking an amendment to the French version of the Teachers’ Qualifications Regulation and Schedule D concerning Indigenous education.

A request for Council to recommend to the Minister of Education that:

Item 14 of the Table to section 50.0.1 of the French version of the Teachers’ Qualifications Regulation is revoked and the following substituted:

14.		Annex D	Appui aux élèves des Premières Nations, et aux élèves métis et inuits : Orientation et counseling	Élèves des Premières Nations et élèves métis et inuits : conseils et soutien
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- **Annexe D is amended by adding, « Premières Nations, Métis et Inuits — Comprendre les enseignements traditionnels, l’histoire, les enjeux actuels et les cultures ».**

4. Revocation of sections of the Teachers' Qualifications Regulation – Sexual Abuse Prevention Program (SAPP)

At its June 8, 2023 meeting, Council was updated on the current status of the SAPP, particularly efforts being made by the College to achieve maximum compliance among the membership. The Teachers' Qualifications Regulation originally provided members with an opportunity to seek an extension to complete SAPP.

Following the passage of Bill 98, the existing sections 50.3 and 50.4 are no longer applicable as the Act now provides that successful completion of SAPP is a condition for suspended, revoked or reinstated members to return to good standing.¹ Therefore, proposals are being made to amend/revoke these sections, including to:

- **Revoke section 50.3 and replace with new language which has the effect of requiring any member who applied under section 4 or 6 before January 1, 2022 and became a member after January 1, 2022, to complete SAPP on or before September 15, 2023** [closing a potential loophole to completion];
- **Revoke section 50.4 which permitted certain members to extend their deadline to complete SAPP.** [also closing a potential loophole to completion]

Decision

The regulatory amendments, drafted by the College and Ministry of Education staff in accordance with the direction previously provided by Council, are now provided for Council's review and approval.

Upon Council approval, the regulatory amendments would be signed by the Chair of Council and the Registrar and then sent to the Ministry of Education to be filed (i.e. to formally amend the Teachers' Qualifications Regulation).

It is therefore recommended:

That Council approve the proposed amendments to Ontario Regulation 176/10, Teachers' Qualifications, as outlined in Document 44, Attachment 1.

¹ s. 50.2 still allows for extensions for Ontario Labour Mobility Act applicants (s.5 applicants). This group will still have one year to complete SAPP and can also request a one-year extension. The amendment applies to s.4 and s.6 applicants – they still must complete it as an upfront condition of registration.