



Province of Alberta

HEALTH PROFESSIONS ACT

MIDWIVES PROFESSION REGULATION

Alberta Regulation 237/2018

With amendments up to and including Alberta Regulation 55/2023

Current as of March 31, 2023

Office Consolidation

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(Consolidated up to 55/2023)

ALBERTA REGULATION 237/2018

Health Professions Act

MIDWIVES PROFESSION REGULATION

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Definitions

1 In this Regulation,

- (a) “Act” means the *Health Professions Act*;
- (b) “College” means the College of Midwives of Alberta;
- (c) repealed AR 55/2023 s2;
- (d) “Council” means the council of the College;

- (e) “courtesy register” means the courtesy register category of the regulated members register;
- (f) “general register” means the general register category of the regulated members register;
- (g) “provisional register” means the provisional register category of the regulated members register;
- (h) “Registrar” means the registrar of the College;
- (i) “Registration Committee” means the registration committee of the College;
- (j) repealed AR 55/2023 s2;
- (k) “standards of practice” means the standards of practice governing the practice of the College as adopted by the Council in accordance with the bylaws and section 133 of the Act;
- (l) “student register” means the student register category of the regulated members register;
- (m) “supervisor” means a person approved by the College to be responsible for overseeing and evaluating the performance of a person registered on the general register, provisional register or student register;
- (n) “upgrading” includes academic requirements, formal refresher training requirements, experiential requirements, examination and testing.

AR 237/2018 s1;55/2023

Register categories

2 The regulated members register established by the Council under section 33(1)(a) of the Act has the following categories:

- (a) general register;
- (b) provisional register;
- (c) courtesy register;
- (d) student register.

Registration

General register

- 3** An applicant for registration as a regulated member on the general register
- (a) must have a degree, diploma or certificate in a program of midwifery practice approved by the Council,
 - (b) must have passed a registration examination approved by the Council, and
 - (c) must have passed an ethics and jurisprudence examination approved by the Council.

Current qualifications

- 4** An applicant for registration under section 3 must have met the requirements set out in that section within 2 years immediately preceding the date the Registrar receives a complete application or must demonstrate current competency to practise the midwifery profession by complying with one or more of the following:
- (a) successfully completing, within one year immediately preceding the date the Registrar receives a complete application, any upgrading as directed by the Registrar or Registration Committee;
 - (b) otherwise demonstrating to the satisfaction of the Registrar or Registration Committee that the applicant is currently competent to practise as a midwife.

Conditions of practice

- 5(1)** During the first year that a regulated member is registered on the general register, the regulated member must
- (a) work within a midwifery practice,
 - (b) have a supervisor who has been approved to serve as a supervisor by the Registrar or Registration Committee,
 - (c) participate in monthly chart reviews with a regulated member who is registered on the general register and who has been registered on the general register for at least one year.
- (2)** In the regulated member's first year, the regulated member must meet any practice requirements set by the Council.

(3) If a regulated member registered on the general register does not comply with subsections (1) and (2) in the regulated member's first year, the Registrar may

- (a) remove the regulated member's name from the general register and enter it on the provisional register, or
- (b) remove the regulated member's name from the general register without entering it on the provisional register.

(4) The Registrar or Registration Committee may impose conditions on a regulated member who has been removed from the general register and entered on the provisional register under subsection (3)(a).

(5) The Registrar may remove a regulated member's name from the provisional register and enter it on the general register if a regulated member has met the conditions imposed under subsection (4) to the satisfaction of the Registrar or Registration Committee.

Provisional register

6(1) An applicant for registration as a regulated member on the general register may be registered on the provisional register if the applicant

- (a) has fulfilled the registration requirements set out in section 3(a), but not the requirements set out in section 3(b) and (c),
- (b) is completing upgrading as directed by the Registrar or Registration Committee for the purpose of completing the requirements referred to in section 4(a), or
- (c) has demonstrated substantial equivalence to education and experience requirements as determined by the Registration Committee.

(2) A regulated member registered on the provisional register may practise only

- (a) while under supervision, in accordance with the standards for supervision set out in the standards of practice, of a regulated member who is registered on the general register or courtesy register and who is authorized to perform all of the restricted activities that the regulated member being supervised is authorized to perform, and

- (b) in accordance with any conditions specified by the Registrar or Registration Committee.
- (3)** A registration on the provisional register category of the regulated members register expires
- (a) 2 years after the registration is made, or
 - (b) immediately on the regulated member's 3rd unsuccessful attempt to pass an examination referred to in section 3(b) or (c),

whichever occurs first.

Changing or removing provisional registration

- 7(1)** If a regulated member registered on the provisional register meets the registration requirements set out in sections 3 and 4, the Registrar must remove the regulated member's name from the provisional register and enter it on the general register.
- (2)** If a regulated member is registered on the provisional register and the registration expires under section 6(3), the Registrar must remove the regulated member's name from the register.

Courtesy register

- 8(1)** A person who is registered and in good standing in the midwife profession in another jurisdiction and who applies for registration in Alberta on a temporary basis for a specified purpose approved by the Registrar or Registration Committee may be registered on the courtesy register if the person satisfies the Registrar or Registration Committee of having the competence to provide the services related to the specified purpose.
- (2)** The registration of a person on the courtesy register is valid for one year and may be extended by the Registrar or Registration Committee for another period not exceeding 6 months if the Registrar or Registration Committee considers the extension appropriate.
- (3)** A person who is registered on the courtesy register under subsection (1) must remain registered in good standing in the other jurisdiction, and if the registration in the other jurisdiction is suspended or cancelled, the courtesy registration is cancelled.

Student register

9(1) A student who is enrolled in a program of midwifery practice approved by the Council and who, in the course of that program, is receiving practical training as a midwife may be registered as a regulated member on the student register.

(2) A regulated member on the student register must practise under supervision, in accordance with the standards for supervision set out in the standards of practice and any additional conditions specified by the Registrar or Registration Committee.

Equivalent jurisdiction

10 An applicant for registration as a regulated member who is currently registered in good standing in another jurisdiction recognized by the Council under section 28(2)(b) of the Act as having substantially equivalent registration requirements to those set out in sections 3 and 4 may be registered on the general register.

Substantial equivalence

11(1) An applicant for registration as a regulated member who does not meet the requirements of sections 3 and 4 but whose qualifications have been determined by the Registrar or Registration Committee under section 28(2)(c) of the Act to be substantially equivalent may be registered on the provisional register.

(2) To assist with determining whether or not an applicant's qualifications are substantially equivalent for the purposes of subsection (1), the Registrar or Registration Committee may

- (a) engage the services of experts and other resources, and
- (b) require the applicant to undergo an examination or other assessment activity.

(3) The Registrar or Registration Committee may require an applicant who does not meet the requirements of sections 3 and 4 to undergo any upgrading or examination the Registrar or Registration Committee considers necessary in order for the applicant to be registered under subsection (1).

(4) The Registrar or Registration Committee may require an applicant who does not meet the requirements of sections 3 and 4 to provide any relevant information or evidence that the Registrar or Registration Committee considers necessary to determine whether or not the applicant's qualifications are substantially

equivalent to the registration requirements set out in sections 3 and 4.

(5) The Registrar or Registration Committee may require an applicant who does not meet the requirements of sections 3 and 4 to pay any or all costs incurred in determining whether or not the applicant's qualifications are substantially equivalent to the registration requirements set out in sections 3 and 4.

12 to 14 Repealed AR 55/2023 s3.

Titles

Authorization to use titles

15 Regulated members registered on the general, provisional and courtesy registers may use the following titles and initials:

- (a) midwife;
- (b) registered midwife;
- (c) R.M.

16 to 19 Repealed AR 55/2023 s4.

Practice Permit Renewal Requirements

Renewal requirements

20 In addition to meeting the requirements established under section 40 of the Act, a regulated member applying for renewal of the member's practice permit must provide one or more of the following as requested by the Registrar or Registration Committee:

- (a) a photo ID of the member in the form required by the Registrar or Registration Committee;
- (b) evidence of being a Canadian citizen or being lawfully permitted to work in Canada;
- (c) evidence of English language proficiency.

AR 237/2018 s20;55/2023

21 to 24 Repealed AR 55/2023 s7.

25 to 28 Repealed AR 55/2023 s8.

29 to 33 Repealed AR 55/2023 s9.

34 and 35 Repealed AR 55/2023 s10.

Transitional Provision**Transitional provision**

36 On the coming into force of this Regulation, a person described in section 6 of Schedule 13 to the Act is deemed to be entered on the regulated members register in the register category that the Registrar considers appropriate.

37 Repealed AR 55/2023 s11.



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