

Summary of the changes to the Criminal Records Review Act

Effective January 1, 2011

New and expanded definitions of the Act

- “**vulnerable adult**” means an individual 19 years or older who receives health services, other than acute care, from a hospital, facility, unit, society, service holder or registrant referred to in the Act’s definition of “employer”.
- “**work with vulnerable adults**” means working with vulnerable adults directly or having or potentially having unsupervised access to vulnerable adults (a) in the ordinary course of employment, (b) in the practice of an occupation, or (c) during the course of an “education program”.
- “**specified offence**” means (a) a relevant offence, (b) a provision designated in Schedule 3 as a specified offence and includes a predecessor to that provision, and (c) an offence in a jurisdiction outside Canada that is, in the opinion of the registrar, similar to an offence referred to in paragraph (b). Specified offences only pertain to individuals who “work with vulnerable adults”.

Specified Offences (listed on Schedule 3 of the Act)

Voyeurism	Counseling Suicide
Theft	Criminal Breach of trust
Theft, Forgery of Credit Card	Robbery
Extortion	Breaking and Entering
Unlawfully in a Dwelling	Possession of Break-in Instrument
Possession of Stolen Goods	False Pretences
Forgery	Uttering Forged Documents
Harassing Calls	Fraud
Intimidation	Mischief Endangering Life
Arson – disregard for Human life	

- The definition of “**employer**” is expanded to include (d) a public body as defined in the Health Authorities Act that operates or **provides funding to**
(i.1) a registrant as defined in section 1 of *the Community Care and Assisted Living Act*, or, (iv) a private hospital as defined in section 5 of the Hospital Act.

Some examples of new organizations covered under the *Act* (but not limited to): Community Care Facilities, Residential Care Facilities, Assisted Living Residences and private hospitals.

- The definition of “**education program**” has been expanded and means an education program, offered by an education institution, (a) that includes a practicum component involving work with children **or work with vulnerable adults**, and (b) the successful completion of which is a requirement for (i) registration as a member of a governing body designated by regulation, (ii) authorization under the *Independent School Act* to provide the services of a teacher; or (iii) **issuance of a diploma or certificate by the education institution.**