

## Information Sheet Legislation Relevant to Occupational Therapy Practice

*The following information was compiled with the assistance of the students of the Master of Occupational Therapy I class in the 2005 - 2006 session.*

*Please note: This is not an exhaustive list of all legislation that may have impact on an occupational therapist's practice.*

### **The Child and Family Services Act**

<http://web2.gov.mb.ca/laws/statutes/ccsm/c080e.php>

*Brief summary of the purpose/scope of the legislation:*

To protect children from any form of abuse (for example: physical, emotional, sexual neglect).  
*The Act* includes mandatory reporting provisions.

*Contact information for the agency/office which administers the legislation:*

Name: Child Protection Branch  
Address: 2nd Floor - 777 Portage Ave., Winnipeg MB R3G 0N3  
Phone: 204.945.6964  
Email: [cfsd@gov.mb.ca](mailto:cfsd@gov.mb.ca)  
Web site: [http://www.gov.mb.ca/fs/childfam/child\\_protection.html](http://www.gov.mb.ca/fs/childfam/child_protection.html)

### **The Freedom of Information and Protection of Privacy Act (FIPPA)**

<http://web2.gov.mb.ca/laws/statutes/ccsm/f175e.php>

*Brief summary of the purpose/scope of the legislation:*

Assures protection of personal information by public bodies (such as universities, colleges, crown corporations, provincial & municipal governments, schools and school divisions, etc.) and also allows individuals the right to access and request corrections to their personal information. Individuals who work for or relate to the entities that are covered by FIPPA should be aware of this legislation.

*Contact information for the agency/office which administers the legislation:*

Name: Information and Privacy Policy Secretariat  
Address: 130 - 200 Vaughan St., Winnipeg, MB R3C 1T5  
Phone: 204.945.1252 or 1.800.617.3588 (toll-free)  
Fax: 204.948.2008  
Email: [fippa@gov.mb.ca](mailto:fippa@gov.mb.ca)  
Website: [http://www.gov.mb.ca/chc/fippa/public\\_bodies/index.html](http://www.gov.mb.ca/chc/fippa/public_bodies/index.html)

## **The Freedom of Information and Protection of Privacy Act (FIPPA) *continued***

Complaints and concerns regarding compliance with FIPPA are managed by:

Name: Office of the Provincial Ombudsman  
Contact Person: Ombudsman  
Address: 750 - 500 Portage Ave., Winnipeg, MB R3C 3X1  
(Note: there is also a Brandon office)  
Phone: 204.982.9130 or 1.800.665.0531 (toll-free)  
Fax: 204.942.7803  
Email: [ombudsman@ombudsman.mb.ca](mailto:ombudsman@ombudsman.mb.ca)  
Web site: <http://www.ombudsman.mb.ca>

## **The Human Rights Code**

<http://web2.gov.mb.ca/laws/statutes/ccsm/h175e.php>

*Brief summary of the purpose/scope of the legislation:*

The Human Rights Code prohibits unreasonable discrimination which is based on group characteristics such as ancestry, nationality, ethnic origin, religion, age, sex, pregnancy and other gender determined characteristics, sexual orientation, marital or family status, source of income, political belief, and physical or mental disability.

*Contact information for the agency/office which administers the legislation:*

Name: The Manitoba Human Rights Commission  
Address: 700 - 175 Hargrave St., Winnipeg, MB R3C 3R8  
(Note: there is also an office in Brandon)  
Phone: 204.945.3007 or 1.888.884.8681 (toll-free)  
Fax: 204.945.1292  
E-mail: [hrc@gov.mb.ca](mailto:hrc@gov.mb.ca)  
Web site: <http://www.manitobahumanrights.ca/>

## **The Mental Health Act**

<http://web2.gov.mb.ca/laws/statutes/ccsm/m110e.php>

*Brief summary of the purpose/scope of the legislation:*

*The Mental Health Act* outlines the procedures and standards for admission and treatment within a psychiatric facility. The *Act* covers both involuntary and voluntary admission, as well as individuals on leave from the facility. This *Act* will override *The Personal Health Information Act* (PHIA) and therefore must be understood for those working with certain clients within mental health services.

*Contact information for the agency/office which administers the legislation:*

Name: Manitoba Health, Healthy Living and Seniors - Mental Health and Spiritual Health Care  
Address: 300 Carlton Street, Winnipeg MB R3B 3M9  
Phone: 204.786.7101  
Web site: <http://www.gov.mb.ca/healthyliving/mh/index.html>

## **Personal Health Information Act (PHIA)**

<http://web2.gov.mb.ca/laws/statutes/ccsm/p033-5e.php>

*Brief summary of the purpose/scope of the legislation:*

Confirms and provides individuals with a right to access and request corrections to their own personal health information (PHI); sets guidelines for collecting, disclosing, and destroying personal health information; and ensures accountability of trustees.

*Contact information for the agency/office which administers the legislation:*

Name: Legislative Unit, Manitoba Health, Seniors and Active Living  
Address: 300 Carlton St., Winnipeg, MB R3B 3M9  
Phone: 204.788.6612  
Fax: 204.945-1020  
Web site: <http://www.gov.mb.ca/health/phia/index.html>

Complaints and concerns regarding compliance with PHIA are managed by:

Name: Office of the Provincial Ombudsman  
Contact Person: Ombudsman  
Address: 750 - 500 Portage Ave., Winnipeg, MB R3C 3X1  
(Note: there is also a Brandon office)  
Phone: 204.982.9130 or 1.800.665.0531 (toll-free)  
Fax: 204.942.7803  
Web site: <http://www.ombudsman.mb.ca>

## **Personal Information Protection and Electronic Documents Act (PIPEDA)**

<http://laws-lois.justice.gc.ca/eng/acts/P-8.6/>

*Brief summary of the purpose/scope of the legislation:*

PIPEDA is a federal act, which takes precedence over provincial legislation in some aspects. It is intended to provide protection of personal information. This legislation is of significance to occupational therapists in private practice.

For more information and support regarding this legislation, please see:

<https://www.priv.gc.ca/en/privacy-topics/privacy-laws-in-canada/the-personal-information-protection-and-electronic-documents-act-pipeda/>

Contact information for the agency/office which manages complaints and concerns regarding compliance with PIPEDA:

Name: Office of the Privacy Commissioner of Canada  
Address: 30 Victoria Street, Gatineau, Quebec K1A 1H3  
Phone: 1.800.282.1376 or 819.994.5444  
Fax: 819.994.6591  
Web site: <https://www.priv.gc.ca/en/about-the-opc/who-we-are/>

## **The Protection for Persons in Care Act**

<http://web2.gov.mb.ca/laws/statutes/ccsm/p144e.php>

*Brief summary of the purpose/scope of the legislation:*

Includes mandatory reporting provisions that must be adhered to health care professionals working in or visiting any facility covered by this Act.

*Contact information for the agency/office which administers the legislation:*

Name: The Protection for Persons in Care Office  
Address: 300 Carlton St., Winnipeg, MB R3B 3M9  
Phone: 204.788.6366 or 1.866.440.6366 (toll-free)  
Fax: 204.775.8055  
E-mail: [protection@gov.mb.ca](mailto:protection@gov.mb.ca)  
Web site: <http://www.gov.mb.ca/health/protection/>

## **The Public Guardian and Trustee Act**

<http://web2.gov.mb.ca/laws/statutes/ccsm/p205e.php>

*Brief summary of the purpose/scope of the legislation:*

Allows for the establishment of a committee for persons found incapable of managing property or personal care (finances, investments, estate management, etc.) Provides for informed consent on behalf of individuals.

*Contact information for the agency/office which administers the legislation:*

Name: Public Guardian and Trustee Office  
Address: Suite 500 - 155 Carlton St., Winnipeg, MB R3C 5R9  
Phone: 204.945.2700  
Fax: 204.948.2251  
E-mail: [PGT@gov.mb.ca](mailto:PGT@gov.mb.ca)  
Web site: <http://www.gov.mb.ca/publictrustee/contact.html>

## **The Vulnerable Persons Living with a Mental Disability Act**

<http://web2.gov.mb.ca/laws/statutes/ccsm/v090e.php>

*Brief summary of the purpose/scope of the legislation:*

This Manitoba law promotes and protects the rights of vulnerable persons, who are adults with a mental disability who need assistance to meet their basic needs. It reflects the right of all people to make their own decisions and have help, where necessary, in a manner that respects their independence, privacy, and dignity.

*Contact information for the agency/office which administers the legislation:*

Name: Vulnerable Persons' Commissioner Office  
Address: 315 - 258 Portage Ave., Winnipeg, MB R3C 0B6  
Phone: 204.945.5039 or 1.800.757.9857 (toll-free)  
Fax: 204.948.3713  
Email: [vpco@gov.mb.ca](mailto:vpco@gov.mb.ca)  
Web site: <http://www.gov.mb.ca/fs/vpco/index.html>

## **The Workers Compensation Act**

<http://web2.gov.mb.ca/laws/statutes/ccsm/w200e.php>

*Brief summary of the purpose/scope of the legislation*

The workers compensation system is an injury and disability insurance system for workers and employers, paid for by employers.

*Contact information for the agency/office which administers the legislation:*

Name: The Workers Compensation Board of Manitoba  
Address: 333 Broadway, Winnipeg, MB R3C 4W3  
Phone: 1.800.362.3340  
Fax: 204.954.4999  
E-mail: [wcb@wcb.mb.ca](mailto:wcb@wcb.mb.ca)  
Website: <http://www.wcb.mb.ca>

## **The Workplace Safety and Health Act**

<http://web2.gov.mb.ca/laws/statutes/ccsm/w210e.php>

*Brief summary of the purpose/scope of the legislation:*

Governs occupational workplace health and safety - confirms that a workplace must provide competent supervision and meet required safety standards.

For questions about legislation, guidelines or workplace requirements, contact WSH Client Services:

*Contact information for the agency/office which administers the legislation:*

Name: Family Services and Labour - Workplace Safety and Health Division  
Address: 200 - 401 York Ave., Winnipeg, MB R3C 0P8  
(Offices also in Brandon, Thompson and Flin Flon)  
Phone: 204.945.6848  
Email: [wshcompl@gov.mb.ca](mailto:wshcompl@gov.mb.ca)  
Web sites: <http://www.gov.mb.ca/labour/safety/>  
<http://safemanitoba.com/default.aspx>