

2016 Bylaw Proposal 'G': Council Proposed Changes and Additions to Bylaws that recognize the Act change providing for Specified Scope of Practice Licensees

The changes to The Engineering and Geoscientific Professions Act in November of 2015 now allow Engineers Geoscientists Manitoba to issue Specified Scope of Practice Licenses. These bylaw changes identify the registration process, the rights and the responsibilities for the new licensees. These include application fees, dues, use of the seal, and insurance requirements.

Bylaw	Current Wording	Proposed Wording	Reason
6.2.1	The evidence of academic qualification required for membership under clause 15 (1) (b) of the Act, shall be as set out in the Manual of Admissions.	The evidence of academic qualification required for membership under clause 15 (1) (b) of the Act and for a specified scope of practice license under clause 18 (b) of the Act , shall be as set out in the Manual of Admissions.	
6.2.2	The evidence of sufficient relevant work experience required for membership under clause 15 (1) (c) of the Act, shall be based on at least four years' engineering or geoscientific work experience, subject to the provisions of the Manual of Admissions.	The evidence of sufficient relevant work experience required for membership under clause 15 (1) (c) of the Act , shall be based on at least four years' engineering or geoscientific work experience, subject to the provisions of the Manual of Admissions. The evidence of sufficient relevant work experience required for a specified scope of practice license under clause 18 (b) of the Act, shall be as set out in the Manual of Admissions.	
9.1.4	BLANK	The dues to be paid by a specified scope of practice licensee shall be established annually by resolution of the council.	
9.2.3	BLANK	The fees to be paid in connection with an application for registration as a specified scope of	

		practice licensee shall be established annually by resolution of the council. Concurrently with payment of the application fee, the applicant shall pay the annual dues, prorated for the balance of the year then remaining. The dues shall be refunded if the application is not accepted.	
TOC	11.1 Use of the Seal 11.1.1 Professional Member's Manual Seal 11.1.1.1 Affixing the Manual Seal 11.1.1.2 Validating the Manual Seal 11.1.1.3 Use of Manual Seal 11.1.2 Professional Member's Electronic Seal 11.1.2.1 Use of Electronic Seal 11.1.3 Temporary Licensee's Seal 11.1.4 Specified Scope of Practice Licensee's Seal	11.1 Use of the Seal 11.1.1 Manual Seal of Professional Members and Specified Scope of Practice Licensees 11.1.1.1 Affixing the Manual Seal 11.1.1.2 Validating the Manual Seal 11.1.1.3 Use of Manual Seal 11.1.2 Digital Signature of Professional Members and Specified Scope of Practice Licensees 11.1.2.1 Use of Digital Signature 11.1.3 Temporary Licensee's Seal 11.1.4 Specified Scope of Practice Licensee's Seal	
11.1.4	BLANK	REMOVE:	The requirements for application of seals should be consistent between professional members and specified scope of practice licensees. In lieu of a separate section, add specified scope of practice licensee language to 11.1.1, 11.1.1.2, 11.1.2 & 11.1.2.1
	11.1.1 Professional Member's Manual	11.1.1 Manual Seal of Professional Members and	

Seal

The combined acts of affixing and validating a manual seal constitute manual authentication of a document.

11.1.1.1 Affixing the Manual Seal

An image of the manual seal may be affixed through the use of either an inked stamped impression or a copy of it.

11.1.1.2 Validating the Manual Seal

The professional member, having affixed his or her manual seal in conformance with section 26 (1) of the Act, shall validate it by signing the document in the vicinity of the seal and indicating the date upon which it was signed.

11.1.1.3 Use of Manual Seal

A copy of a validated seal shall not be used for the purpose of authenticating a document.

11.1.2 **Professional Member's Electronic Seal**

A member may authenticate a document which is in computer readable form by the use of his or her electronic seal. This authentication will have the same effect as affixing and validating a manual seal on a physical document.

11.1.2.1 Use of Electronic Seal

Validation of a document which is in computer readable form must only be

Specified Scope of Practice Licensees

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11.1.1.1 Affixing the Manual Seal

An image of the manual seal may be affixed through the use of either an inked stamped impression or a copy of it.

11.1.1.2 Validating the Manual Seal

A professional member or **Specified Scope of Practice Licensee**, having affixed his or her manual seal in conformance with section 26 (1) of the Act, shall validate it by signing the document in the vicinity of the seal and indicating the date upon which it was signed.

11.1.1.3 Use of Manual Seal

A copy of a validated seal shall not be used for the purpose of authenticating a document.

11.1.2 **Digital Signature of Professional Members and Specified Scope of Practice Licensees**

A professional member **or Specified Scope of Practice Licensee** may authenticate a document which is in computer readable form by the use of his or her **digital signature**. This authentication will have the same effect as affixing and validating a manual seal on a physical document.

11.1.2.1 Use of **Digital Signature**

Validation of a document which is in computer readable form must only be performed with the explicit knowledge of and confirmatory action by

	performed with the explicit knowledge of and confirmatory action by the member . Any process and/or technology that automatically applies a professional member's seal to documents without the member's knowledge and action is strictly prohibited.	the member or Specified Scope of Practice Licensee . Any process and/or technology that automatically applies a professional member's digital signature to documents without the member's or Specified Scope of Practice Licensee's knowledge and action is strictly prohibited.	
12.1.3	BLANK	Each certificate of specified scope of practice license shall have the name of the specified scope of practice licensee inscribed thereon, and shall specify the licensee's scope of professional practice. Such certificate shall be prominently displayed in the licensee's place of practice.	
12.1.3.1	NEW	Validity of Certificate The certificate of specified scope of practice license is valid for the period shown on the sticker issued annually by the association.	
12.2.4	BLANK	REMOVE	The requirements for seals should be consistent between professional members and specified scope of practice licensees. In lieu of a separate section, add specified scope of practice language to 12.2.1, 12.2.2, & 12.2.2.1
TOC	12.2 Seals 12.2.1 Professional Member's Manual Seal 12.2.2 Professional Member's	12.2 Seals 12.2.1 Manual Seal of Professional Members and Specified Scope of Practice Licensees 12.2.2 Digital Signature of Professional	

	<p>Electronic Seal 12.2.2.1 Protection of Professional Member's Electronic Seal 12.2.3 Temporary Licensee's Seal 12.2.4 Specified Scope of Practice Licensee's Seal</p>	<p>Members and Specified Scope of Practice Licensees 12.2.2.1 Protection of the Digital Signature 12.2.3 Temporary Licensee's Seal 12.2.4 Specified Scope of Practice Licensee's Seal</p>	
	<p>12.2.1 Professional Member's Manual Seal The registrar shall issue a manual seal in accordance with section 26 (1) of the Act and these By-Laws. A member shall not acquire a seal from any other source. 12.2.2 Professional Member's Electronic Seal The registrar may issue an electronic seal when he or she is satisfied that an appropriate process and/or technology is available. The authenticity of the seal shall be confirmable. The seal shall be revocable. 12.2.2.1 Protection of Professional Member's Electronic Seal The member shall ensure that his or her electronic seal is secure and remains under the member's control at all times.</p>	<p>12.2.1 Manual Seal of Professional Members and Specified Scope of Practice Licensees The registrar shall issue a manual seal in accordance with section 26 (1) of the Act and these By-Laws. Members and Specified Scope of Practice Licensees shall not acquire a seal from any other source. 12.2.2 Digital Signature of Professional Members and Specified Scope of Practice Licensees The registrar may issue a digital signature when he or she is satisfied that an appropriate process and/or technology is available. The authenticity of the digital signature shall be confirmable. The digital signature shall be revocable. 12.2.2.1 Protection of the Digital Signature Members and Specified Scope of Practice Licensees shall ensure that their digital signature is secure and remains under their control at all times.</p>	
14.4	BLANK	The liability insurance requirements for a Specified Scope of Practice Licensee shall be the same as those set out in 14.2.	