



## COUNCIL POLICY

### Registration in Provisional Speciality Practice-Limited, Assessment Candidate Specialty Practice, and Provisional Non-Practicing Classes

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**PREAMBLE:**

This Policy relates to registration in the following classes:

- provisional (specialty practice-limited),
- assessment candidate (specialty practice), and
- provisional (non-practicing).

Specific provisions of the *CPSM General Regulation* that apply to each of the above classes of registration are reproduced in this Policy for ease of reference. The purpose of this Policy is to set out additional registration requirements that have been approved by Council.

This Policy addresses what is required for a certificate of registration. It does not deal with the requirements for certificates of practice, which are described at Part 4 of the *CPSM General Regulation*.<sup>1</sup>

**1. Provisional (specialty practice-limited) class****1.1. Purpose and overview**

The provisional (specialty practice-limited) class allows for the registration of specialist physicians who do not meet all Specific Requirements for full licensure (i.e., Royal College<sup>2</sup> certification, successful completion of MPAP, SEAP affiliate status, or under CFTA). This applies to many internationally trained physicians, and Canadian trained physicians who have not obtained Royal College certification.

Applicants for registration in the provisional (specialty practice-limited) class must satisfy the following requirements from the *CPSM General Regulation*:<sup>3, 4</sup>

- the Common Requirements for all registrants of CPSM at s. 3.2,
- the Non-Exemptible Requirements for all Regulated Registrants at s. 3.7, and
- the Specific Requirements for this class at s. 3.16, including academic requirements.

Applicants must commit to work toward achieving the requirements for full licensure within five (5) years of initial registration in the provisional class.<sup>5</sup> Additional requirements, including terms and conditions of registration and practice supervision, are imposed.

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<sup>1</sup> Part 4 of the *CPSM General Regulation* establishes the requirements for issuing a certificate of practice. Of note, s. 4.1 states, “A certificate of registration does not entitle a member to practise medicine. To do so, a member must also hold a certificate of practice. ...”

<sup>2</sup> Royal College of Physicians and Surgeons of Canada.

<sup>3</sup> RHPA at s. 32(1).

<sup>4</sup> Subsection 3.2(1) of the *CPSM General Regulation* at point 8.

<sup>5</sup> Royal College, MPAP, SEAP.

Unless exempt, applicants must have satisfactorily completed an Approved Assessment to be eligible for registration in the provisional (specialty practice-limited) class. Exemptions are described below. Approved assessments may be completed while registered in the assessment candidate (specialty practice) class (which is also described in this Policy).

1.2. Specific Requirements under the *CPSM General Regulation*

- 1.2.1. Specific Requirements for provisional (specialty practice-limited) class are set out at section 3.16 of the *CPSM General Regulation*:

*3.16(1) An applicant for registration as a provisional (specialty practice-limited) member must*

*(a) establish that he or she holds*

*(i) a medical degree granted from a nationally approved faculty of medicine,<sup>6</sup> or*

*(ii) a Doctor of Osteopathic Medicine degree from a school in the United States accredited by the American Osteopathic Association Commission on Osteopathic College Accreditation;*

*(b) establish that he or she meets one of the following criteria:*

*(i) he or she*

*(A) holds the qualifications to engage independently in the practice of medicine in a specialty field of practice in a jurisdiction outside Canada in which the applicant has trained, and*

*(B) has satisfactorily completed post-graduate clinical training in the specialty that took place in one or more facilities that provide health care and are recognized by a national post-graduate training authority, was accredited by a national post-graduate training authority, and is approved by the registrar;*

*(ii) he or she holds Royal College certification or is confirmed by the Royal College to be eligible for Royal College certification,*

*(iii) he or she holds Member Board certification or is confirmed by a Member Board to be eligible for board certification,<sup>7</sup>*

*(iv) he or she holds certification in a specialty field from the Collège des médecins du Québec;*

*(c) establish that he or she holds a certificate issued by the minister stating that the applicant is required to provide medical services in a specified geographical area or practice setting;*

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<sup>6</sup> Defined at s. 1.4. of the *CPSM General Regulation*.

<sup>7</sup> Per s. 1.4 of the *CPSM General Regulation*, "Member Board" means a Member Board of the American Board of Medical Specialties.

*(d) if applicable, establish that he or she has engaged in the professional practice that he or she intends to practise in Manitoba within the approved time period;<sup>8</sup>*

*(e) if applicable, provide a description of the continuing professional development activities that the applicant was required to complete as a condition of authorization to practise medicine in any jurisdiction in Canada in the three years immediately preceding the application and indicate how he or she met those requirements;*

*(f) establish that he or she has entered into a satisfactory arrangement with a practice supervisor;*

*(g) subject to subsection (2), establish that he or she has*

*(i) satisfactorily completed an approved assessment in his or her specialty field of practice, and*

*(ii) entered into a satisfactory arrangement with a practice mentor;*

*(h) [repealed] M.R. 171/2022.*

### 1.3. Currency in practice requirement (ss. 3.16(d))

1.3.1. Applicants who do not meet the currency in practice requirement at subsection 3.16(d) of the *CPSM General Regulation* are not eligible for provisional (specialty practice-limited) class registration. They may be eligible for registration in the assessment candidate (re-entry to practice) class for the purpose of undergoing an assessment (see section 3.44 of the *CPSM General Regulation*).

1.3.1.1. The currency in practice requirement is further described in CPSM's Practice Direction for Professional Practice and Inactivity.

1.3.1.2. This assessment candidate (re-entry to practice) class is further described in CPSM's Council Policy for the Assessment Candidate (Re-Entry to Practice) Class.<sup>9</sup>

### 1.4. Assessment requirement (ss. 3.16(1)(g)(i)) and exemptions

#### *Approved Assessments*

1.4.1. Subsection 3.16(1)(g)(i) of the *CPSM General Regulation* states that, subject to available exemptions (see below), applicants for registration in the provisional (specialty practice-limited) class are required to establish that they have satisfactorily completed an Approved Assessment in their

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<sup>8</sup> The approved period is set out in CPSM Practice Direction for Professional Practice and Inactivity.

<sup>9</sup> If an applicant does not meet both the currency in practice requirement (ss. 3.16(1)(d)) and the approved assessment requirement (ss. 3.16(1)(g)(i)), then assessment candidate registration under section 3.38 and 3.44 may be blended if all other applicable registration requirements are met.

specialty field of practice. Specialty practice assessments that have been approved by Council are as follows:<sup>10</sup>

- 1.4.1.1. Participation in the Practice Ready Assessment - Specialty Practice (“PRA-SP”) limited to those specialty programs offered by the Manitoba Faculty.<sup>11</sup>
- 1.4.1.2. The Western Alliance for Assessment of International Physicians, limited to general surgery or internal medicine candidates.
- 1.4.1.3. The Canadian practice ready assessment for specialty practice in psychiatry or internal medicine.
- 1.4.1.4. An assessment conducted elsewhere in Canada certified by the Dean of the Manitoba Faculty as equivalent to the competencies for Royal College certification in that specialty, limited to those specialty fields of practice where a training program in that field is not offered by the Manitoba Faculty.
- 1.4.1.5. Satisfactory completion of a program accredited by the Royal College in a Canadian university teaching hospital.
- 1.4.1.6. Limited to those candidates who have completed fellowship training at the Manitoba Faculty, certification by the Program Director that the candidate:
  1. successfully completed an equivalent assessment in respect to specified components of the PRA-SP as part of the fellowship, and
  2. participated in the remaining components of the PRA-SP not covered by the fellowship.
- 1.4.1.7. In exceptional circumstances, an assessment that is satisfactory to the Registrar, is deemed equivalent to the above assessments by the Registrar and is endorsed by two other Manitoba specialists practicing in the same area of practice. Any decision made under this clause must be reported to the Executive Committee at the earliest opportunity.

#### *Exemptions to having to undergo an Approved Assessment*

- 1.4.2. Subsection 3.16(2) provides exemptions to having to undergo an Approved Assessment:

*3.16(2) An applicant is exempt from the requirements in clauses (1)(g) (assessment and practice mentor) if the applicant establishes that one of the following criteria is met:*

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<sup>10</sup> In approving assessments, the main issue is ensuring confirmation of competency. A secondary goal is ensuring equivalency for what is required to obtain Royal College certification eligibility. The goal should be for the candidate to establish Royal College eligibility through the assessment process.

<sup>11</sup> Formerly known as the Non-Registered Specialist Assessment Programs.

- (a) he or she*
- (i) was not a member on the day he or she applies for registration in this class but*
    - (A) was previously registered as a provisional (specialty practice-limited) or provisional (academic — s. 181 faculty) member in good standing, or*
    - (B) was previously conditionally registered in a specialty field under the former Act or was previously registered in a specialty field under section 64 of that Act,*
  - (ii) has either satisfactorily completed an approved specialty practice assessment in the intended specialty field of practice or was exempt under the former Act from such a requirement while he or she was previously registered under the former Act, and*
  - (iii) has the training and experience necessary to competently engage in his or her professional practice within the intended specialty field of practice;*
- (b) he or she holds Royal College certification or provides written confirmation from the Royal College that he or she is eligible for certification unless the eligibility has been or will be obtained through the practice eligibility route;<sup>12</sup>*
- (b.1) he or she*
- (i) holds affiliate status with the Royal College in a subspecialty,*
  - (ii) successfully completed a Royal College subspecialty examination through the Royal College — Subspecialist Examination Affiliate Program, and*
  - (iii) has been required by the registrar to undergo an approved period of supervised practice;*
- (c) he or she holds Member Board certification and has satisfactorily completed a post-graduate training program accredited by the Accreditation Council for Graduate Medical Education (USA);*
- (d) he or she holds certification from the Collège des médecins du Québec;*
- (e) in any other case, he or she meets the approved criteria for an exemption.*

#### *Candidates who have not completed an Approved Assessment*

- 1.4.3. Candidates who do not establish that they have satisfactorily completed an Approved Assessment, or are not otherwise exempt from this requirement, are not eligible for provisional (specialty practice-limited) class registration. However, they may be eligible for registration in the assessment candidate

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<sup>12</sup> The rationale for this is that eligibility through the Practice Eligibility Route may be obtained without experience in the Canadian health care system.

(specialty practice) class for the purpose of undergoing an Approved Assessment (see section 3.38 of the *CPSM General Regulation*).

- 1.4.4. For registration in the assessment candidate (specialty practice) class, applicants must meet all other requirements for registration in the provisional (specialty practice-limited) class, but for subsection 3.16(1)(g), and must establish that they:
  - 1.4.4.1. intend to practice in a specialty field of practice approved for the assessment candidate (specialty practice) class,
  - 1.4.4.2. have been accepted into an Approved Assessment in a specialty field of practice, and
  - 1.4.4.3. have an employment offer to engage in their professional practice in a specific geographical area or practice setting that is approved by the Minister.
- 1.4.5. The assessment candidate (specialty practice) class is further described below.

#### 1.5. Terms and conditions

- 1.5.1. Provisional (specialty practice-limited) class registration is time limited and subject to restrictions imposed by the Minister's certificate. Section 3.17 of the *CPSM General Regulation* provides:

*3.17(1) A person may be registered as a provisional (specialty practice-limited) member for a time period of not more than five years, which may be extended in accordance with sections 3.71 to 3.73.*

*3.17(2) A person may be registered as a provisional (specialty practice-limited) member to practise in a specific geographical area or practice setting as specified in the person's ministerial certificate.*

- 1.5.2. Provisional (specialty practice-limited) class registrants must be supervised in respect to their professional practice and must work toward full registration:

*3.18(1) As a condition of registration, a provisional (specialty practice-limited) member must be working towards meeting the requirements to be registered as a full (practising) member by either*

*(a) obtaining registration in the Canadian Medical Register as a holder of the LMCC and Royal College certification in a specialty field of practice; or*

*(b) obtaining the designation of "successful in the MPAP" in the area in which he or she is assessed.*

*3.18(2) As a condition of registration, a provisional (specialty practice-limited) member must have a practice supervisor.*

- 1.5.3. Practice supervision must accord with the requirements of the [Council Policy for Supervision of Provisional Registrants](#).

1.6. Extension of provisional registration

- 1.6.1. Under section 3.71 of the *CPSM General Regulation*, the Registrar may extend the usual maximum five (5) year period of registration for up to an additional twelve (12) months, subject to any conditions the Registrar considers advisable. The registrant must apply in writing for an extension before their five (5) years expires and set out the reasons for the extension request.

- 1.6.2. In accordance with section 3.71 of the *CPSM General Regulation*, the extension may be granted if the Registrar determines that the member requires the extension due to an extended absence from professional practice due to a medical condition or for a statutory or approved leave. In any application for an extension, the onus is on the registrant to demonstrate that the extension should be granted, and the following conditions must be met:

1.6.2.1. The registrant must be eligible to receive a satisfactory certificate of good standing.

1.6.2.2. If applicable, the registrant must undertake to attend the earliest dates of the examination sittings and to cease registration if the physician is unsuccessful in the examinations.

- 1.6.3. Sections 3.72 and 3.73 CPSM of the *CPSM General Regulation* require that the Registrar provide written reasons for their approval or refusal of the extension and, if the Registrar does not grant an extension, the applicant has a right of appeal.

1.7. Conversion to another class

- 1.7.1. Registration in the provisional (specialty practice-limited) class is limited to a five (5) year period, plus any extension granted by the Registrar. By the end of that period, to maintain registration, the member must convert to another class for which they are eligible, for example the provisional (MPAP) class or the full (practicing) class. Members in the provisional (specialty practice-



limited) class may also be converted to the provisional (non-practicing) class in certain specified circumstances. Conversion is governed by sections 3.74 and 3.75 of the *CPSM General Regulation*, which provide:

*3.74(1) If*

*...(a) a provisional (specialty practice-limited) member in good standing;*

*...*

*ceases to have a practice supervisor, the registrar may change the member's registration to provisional (non-practising) membership for a period of not more than 30 days from the date the member ceases to have a practice supervisor.*

*3.74(2) If the member enters into a subsequent satisfactory arrangement with a practice supervisor before the 30-day period expires, the registrar may change the member's registration to the applicable class listed in subsection (1).*

*3.75 Upon receiving a designation of "successful in the MPAP" or otherwise completing the requirements for full (practising) membership under section 3.8, a member's registration in (a) the provisional (specialty practice-limited) class;*

*...*

*may be changed by the registrar to the full (practising) class.*

- 1.7.2. If the 30-day period contemplated under section 3.74 of the *CPSM General Regulation* expires without the registrant identifying a new supervisor, then the registrant's registration is cancelled as they no longer meet registration requirements.

## 1.8. Cancellation

- 1.8.1. Section 3.84 of the *CPSM General Regulation* provides as follows:

*3.84(1) The registration of a provisional (specialty practice-limited) member ... is cancelled on the earliest occurrence of the following:*

- (a) the ministerial certificate is revoked or lapses;*
- (b) the member is no longer eligible for the Medical Council of Canada examination for cause;*
- (c) the member's certification by the Royal College, American Board of Medical Specialties, or CFPC, as the case may be, is revoked for cause;*
- (d) the specified or extended membership period ends;*

- (e) the member receives the designation of "unsuccessful in the MPAP";*
- (f) the member ceases to practise in Manitoba.*

*3.84(2) A person whose registration is cancelled under clause (1)(d) or (e) may apply for registration only as a regulated associate member in one of the following classes:*

- (a) educational (medical student);*
- (b) educational (physician assistant);*
- (c) educational (resident);*
- (d) clinical assistant (full)*

*3.84(3) To avoid doubt, a person whose registration is cancelled under clause (1)(d) or (e) is not permitted to apply for any class of regulated or regulated associate membership other than the ones listed in clauses (2)(a) to (d).*

## **2. Assessment candidate (specialty practice) class**

The assessment candidate (specialty practice) class is intended for candidates who do not meet all Specific Requirements for registration in the provisional (specialty practice-limited) class. It is to allow for the candidate to undergo an Approved Assessment in a specialty field of practice.

The assessment candidate (specialty practice) class of registration is not available to all specialty fields. Eligibility is restricted to those who intend to practice in a specialty that Council has determined is eligible for the class.

To be considered for registration, applicants must establish they have been accepted into an Approved Assessment and that they have an employment offer to engage in their professional practice in a specific geographical area or practice setting that is approved by the Minister.

### **2.1. Specific requirements under the *CPSM General Regulation***

- 2.1.1. Specific requirements for the assessment candidate (specialty practice) class are set out at section 3.38 of the *CPSM General Regulation*:**

*3.38 The registrar may register an applicant in the assessment candidate (specialty practice) class if the applicant*

- (a) establishes that he or she meets the requirements for registration as a provisional (specialty practice-limited) member in subsection 3.16(1) other than the requirements to*
  - (i) enter into a satisfactory arrangement with a practice supervisor under clause 3.16(1)(f), and*

- (ii) complete an approved assessment in his or her specialty field of practice and enter into a satisfactory arrangement with a practice mentor under clause 3.16(1)(g);*
- (b) establishes that he or she intends to practise in a specialty field of practice approved for this membership class;*
- (c) establishes that he or she has been accepted into an approved assessment in a specialty field of practice; and*
- (d) establishes that he or she has an employment offer to engage in his or her professional practice in a specific geographical area or practice setting that is approved by the minister.*

## 2.2. Specialty fields of practice approved for this class

- 2.2.1. Approved fields of specialty practice for the purposes of subsection 3.38(b) of the *CPSM General Regulation* are those fields approved by the Manitoba Faculty's IMG Program, with notice to CPSM. Approved fields are listed on the attached 'List of Approved Fields of Specialty Practice for Assessment', which is updated by the Manitoba Faculty from time to time and incorporated by reference into this Policy.<sup>13</sup>

## 2.3. Accepted into an approved assessment

- 2.3.1. Council has approved the Practice Readiness Assessment - Specialty Practice ("PRA-SP") offered through the Manitoba Faculty's IMG Program. This is limited to those specialty programs offered by the PRA-SP program.
- 2.3.2. CPSM will not accept an application for registration in the assessment candidate (specialty practice) class unless it is supported by a letter of eligibility for the PRA-SP from the IMG Program.

## 2.4. Employment offer

- 2.4.1. CPSM will not accept an application for registration in the assessment candidate (specialty practice) class unless it is supported by an employment offer to engage in professional practice in a specific geographical area or practice setting that is approved by the Minister.

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<sup>13</sup> Where there is uncertainty as to whether an applicant can be assessed in a particular specialty field of practice, the Royal College of Physicians and Surgeons of Canada or the Manitoba Faculty may be consulted. The goal is to achieve equivalence for Royal College eligibility. As such, whether training would be recognized by the Royal College is the main question.

## 2.5. Time limited registration

- 2.5.1. Registration in this class is time limited. Section 3.39 of the *CPSM General Regulation* provides:

*3.39(1) A person may be registered as an assessment candidate (specialty practice) member for a time period of up to 12 months, which may be extended in accordance with sections 3.71 to 3.73.*

*3.39(2) The time period described in subsection (1) does not include the time period for the orientation program referred to in section 3.40.*

- 2.5.2. Under section 3.71 of the *CPSM General Regulation*, the Registrar may extend the usual twelve (12) month period of registration for up to an additional twelve (12) months, subject to any conditions that the Registrar considers advisable. The registrant must apply in writing for an extension before their registration period expires and set out the reasons for the extension request.

- 2.5.3. In accordance with section 3.71 of the *CPSM General Regulation*, the extension may be granted if the Registrar determines that the member requires the extension due to an extended absence from professional practice due to a medical condition or for a statutory or approved leave. In any application for an extension, the onus is on the registrant to demonstrate that the extension should be granted, and the following conditions must be met:

2.5.3.1. The registrant must be eligible to receive a satisfactory certificate of good standing.

2.5.3.2. The registrant must undertake to complete the assessment promptly.

- 2.5.4. Sections 3.72 and 3.73 of the *CPSM General Regulation* require that the Registrar provide written reasons for their approval or refusal of the extension and, if the Registrar does not grant an extension, the applicant has a right of appeal.

## 2.6. Terms and conditions

- 2.6.1. Registration in this class is restricted to a specific practice setting and professional practice and may be subject to completing an orientation. Subsections 3.39(3) and 3.40 of the *CPSM General Regulation* provide:

*3.39(3) A person may be registered as an assessment candidate (specialty practice) member to practise in a specific practice setting.*

*3.40 As a condition of registration, the registrar may require that an assessment candidate (specialty practice) member complete an orientation program within a time period approved in accordance with a national standard.*

## 2.7. Conversion to provisional registration

2.7.1. Subsection 3.77(1) of the *CPSM General Regulation* provides:

*3.77(1) Upon successful completion of the approved specialty practice assessment, the registration of an assessment candidate (specialty practice) may be changed by the registrar to provisional (specialty practice-limited) membership.*

## 2.8. Cancellation

2.8.1. Assessment candidate (specialty practice) registration is cancelled in the following circumstances:

*3.91 The registration of an assessment candidate (specialty practice) member or assessment candidate (family practice) member is cancelled on the earliest occurrence of the following:*

- (a) the specified or extended membership period ends;*
- (b) the member completes his or her assessment and the registrar receives the assessment results and changes his or her membership class as provided for in subsection 3.77(1) or (2);*
- (c) the member fails the assessment or fails to complete it.*

## 3. Provisional (non-practicing) class

- 3.1. The provisional (non-practising) class is intended for provisional registrants who take a leave of absence with the intent to return to practice. For example, this may occur due to a gap in supervision, or a medical leave of absence.
- 3.2. To convert to the provisional (non-practising) class, the registrant must meet the specific requirements set out at subsection 3.34 of the *CPSM General Regulation*:

*3.34(1) An applicant for registration as a provisional (non-practising) member must establish that he or she was registered in good standing in one of the following membership classes immediately before applying for non-practising membership:*

- (a) provisional (academic — s. 181 faculty);*
- (b) provisional (specialty practice-limited);*
- (c) provisional (family practice-limited);*
- (d) provisional (public health officer).*

- 3.3. As an exception to the usual requirement for an application to convert between classes of registration, section 3.79 of the *CPSM General Regulation* provides:

*3.79 If a member fails to renew or voluntarily surrenders his or her certificate of practice, the registrar may change the member's registration to the applicable non-practising class.*

- 3.4. Conversion to the provisional (non-practising) class will be the usual default for registrants who no longer hold a valid certificate of practice (e.g., if it was not renewed or their Practice Supervisor resigns).

- 3.5. The maximum registration period for registrants who convert from the provisional (specialty practice-limited) class to the provisional (non-practising) class is indicated at section 3.35 of the *CPSM General Regulation*:

*The maximum time period for provisional (non-practising) membership for a member who was previously registered as a provisional (specialty practice-limited) member or provisional (family practice-limited) member is the remaining time period that he or she had under subsection 3.17(1) or 3.20(1), as the case may be, with any extensions approved before he or she was registered under this section.*