



Ontario

Executive Council  
Conseil exécutif

R.O.C./Décret 124/2020

I certify that the attached is a true copy of the Regulation under the Emergency Management and Civil Protection Act, made by Her Honour the Lieutenant Governor in Council on April 16, 2020.

Dated at Toronto, April 16, 2020

  
Deputy Clerk, Executive Council



Ontario

Executive Council  
Conseil exécutif

### Order in Council Décret

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and concurrence of the Executive Council, orders that:

the appended Regulation be made under the *Emergency Management and Civil Protection Act*.

Sur la recommandation de la personne soussignée, la lieutenant-gouverneure, sur l'avis et avec le consentement du Conseil exécutif, décrète ce qui suit :

Le règlement ci-annexé est pris en vertu de la *Loi sur la protection civile et la gestion des situations d'urgence*.

Recommandé par :

Recommended

Appuyé par :

Concurred

Le président du Conseil des ministres,

Chair of Cabinet

Approuvé et décrété le

Approved and Ordered

APR 16 2020, 6<sup>10</sup> pm

Date and Time

La lieutenant-gouverneure,

Lieutenant Governor

R.O.C./Décret (R)

124/2020

Filed with the Registrar of Regulations  
Déposé auprès du registrateur des règlements

April 16, 2020

Number (O. Reg.)  
Numéro (Règl. de l'Ont.)

158/20

[Bilingual]

**CONFIDENTIAL**  
Until made

REG2020.0299.e  
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## ONTARIO REGULATION

made under the

### EMERGENCY MANAGEMENT AND CIVIL PROTECTION ACT

#### ORDER UNDER SUBSECTION 7.0.2 (4) OF THE ACT - LIMITING WORK TO A SINGLE RETIREMENT HOME

Whereas an emergency was declared pursuant to Order in Council 518/2020 (Ontario Regulation 50/20) on March 17, 2020 at 7:30 a.m. Toronto time pursuant to section 7.0.1 of the *Emergency Management and Civil Protection Act* (the "Act") and has been extended pursuant to section 7.0.7 of the Act;

And Whereas the criteria set out in subsection 7.0.2 (2) of the Act have been satisfied;

And Whereas section 50.1 of the *Employment Standards Act, 2000* provides for emergency leave for employees in declared emergencies and infectious disease emergencies;

Now Therefore, this Order is made pursuant to subsection 7.0.2 (4) of the Act, in particular paragraphs 8, 12 and 14 of that subsection, the terms of which are set out in Schedule 1;

And Further, this Order applies generally throughout Ontario;

And Further, this Order shall be in effect for the duration of the declared emergency, subject to section 7.0.8 of the Act.

#### SCHEDULE 1

##### Interpretation

1. In this Order,

"health service provider" has the same meaning as in subsection 1 (2) of the *Connecting Care Act, 2019*, subject to section 2; ("fournisseur de services de santé")

“licensee” has the same meaning as in subsection 2 (1) of the *Retirement Homes Act, 2010*; (“titulaire de permis”)

“long-term care home” has the same meaning as in subsection 2 (1) of the *Long-Term Care Homes Act, 2007*; (“foyer de soins de longue durée”)

“retirement home” means a retirement home within the meaning of the *Retirement Homes Act, 2010*. (“maison de retraite”)

**Application, municipal long-term care homes**

2. This Order applies with respect to a health service provider within the meaning of paragraph 5 of subsection 1 (2) of the *Connecting Care Act, 2019* only in relation to long-term care homes the health service provider maintains.

**Employee’s notice**

3. (1) This section applies to any person who performs work as an employee of a licensee if the person also performs work as an employee of,

- (a) any other licensee; or
- (b) a health service provider.

(2) As soon as reasonably possible, and in any event no later than 9:00 a.m. on Monday, April 20, 2020, a person to whom this section applies shall inform each of the person’s employers that the person is subject to this Order.

(3) A person’s obligation to inform employers only applies with respect to the person’s employers that are licensees or health service providers.

**Limit on work locations**

4. Beginning at 12:01 a.m. on Wednesday, April 22, 2020, an employee of a licensee who performs work in a retirement home shall not also perform work,

- (a) in another retirement home operated by the licensee;
- (b) as an employee of another licensee; or
- (c) as an employee of a health service provider.

**Effect of compliance**

5. For greater certainty,

- (a) subsection 7.0.2 (6) of the Act applies with respect to an employee to whom this Order applies; and

- (b) an employee to whom this Order applies shall comply with sections 3 and 4 even if doing so would not be in compliance with the provisions of a collective agreement.

**Limit on work locations, licensee**

6. Beginning at 12:01 a.m. on Wednesday, April 22, 2020, a licensee shall ensure that any employee in a retirement home it operates is not also performing work,

- (a) in another retirement home, including another retirement home operated by the licensee; or
- (b) as an employee of a health service provider.

**Posting of Order**

7. A licensee shall ensure that a copy of this Order is posted in each retirement home that the licensee operates in a conspicuous and easily accessible location in a manner that complies with the regulations made under the *Retirement Homes Act, 2010*.

**Conflict**

8. In the event of a conflict between this Order and Ontario Regulation 118/20 (Order Under Subsection 7.0.2 (4) of the Act - Work Deployment Measures in Retirement Homes) made under the Act, this Order prevails.