

PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 220

, Approved and Ordered May 4, 2020



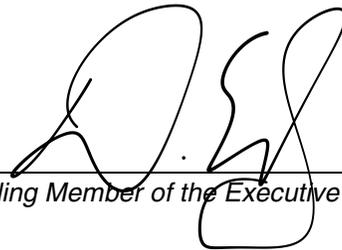
Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that the Child, Family and Community Service Regulation, B.C. Reg. 527/95, is amended as set out in the attached Schedule.



Minister of Children and Family Development



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: *Child, Family and Community Service Act*, R.S.B.C. 1996, c. 46, s. 103 (2)

Other: OIC 1589/95

R10410203

SCHEDULE

1 The following section is added to Part 2.1 of the Child, Family and Community Service Regulation, B.C. Reg. 527/95:

Time limits extended due to COVID-19 emergency

8.5 (1) In this section:

“agreement” means an agreement made under section 12.3 of the Act;

“COVID-19 emergency” means the emergency that is the subject of

- (a) the notice provided on March 17, 2020 by the provincial health officer under section 52 (2) of the *Public Health Act*, and
- (b) the declaration of a state of emergency made on March 18, 2020, and any extension of that declaration, under section 9 of the *Emergency Program Act*;

“eligible person” means an adult

- (a) with whom a director has entered into an agreement,
- (b) who was, on or after March 17, 2020, enrolled in a program referred to in the agreement, and
- (c) who did not voluntarily cease enrollment in the program during the suspension period;

“end of the COVID-19 emergency” means the later of the following:

- (a) the date on which the provincial health officer provides notice under section 59 (b) of the *Public Health Act* that the COVID-19 emergency has passed;
- (b) the date on which the last extension of the declaration of a state of emergency, referred to in paragraph (b) of the definition of “COVID-19 emergency”, expires or is cancelled;

“enrolled”, in relation to a life skills or rehabilitative program, includes to be registered or otherwise listed as a person who is taking part in the program;

“program” means any of the following types of programs that are referred to in an eligible adult’s agreement:

- (a) an educational or vocational training program;
- (b) a life skills or rehabilitative program;

“suspension period” means the period that begins March 17, 2020 and ends as follows:

- (a) if the end of the COVID-19 emergency occurs on or before the 15th day of a month, on the last day of the month;
- (b) if the end of the COVID-19 emergency occurs after the 15th day of a month, on the last day of the following month.

- (2) This section applies despite section 8.4 and anything to the contrary in an eligible person’s agreement.

- (3) The running of the 48-month period set out in section 8.4 (a) is suspended, in relation to an eligible person, during the suspension period if a director is satisfied of either of the following:
 - (a) the eligible person is not participating in a program because the program is temporarily suspended for a reason related to the COVID-19 emergency;
 - (b) the eligible person
 - (i) is not participating in a program because the program is suspended as scheduled, and
 - (ii) is not employed or otherwise self-supporting for a reason related to the COVID-19 emergency.
- (4) If an eligible person to whom subsection (3) applies turns 27 years old either during the suspension period or, if the eligible person's program resumes, during the current term of the program, the limit set out in section 8.4 (b) does not apply and the director may continue payments under the agreement until whichever of the following applies:
 - (a) on the date on which the director is satisfied that the eligible person's program will not resume;
 - (b) if the eligible person's program resumes, the end of the month in which the current term of the program ends.