

[Home](#) > [Documents and Proceedings](#) > [4th Session, 39th Parliament](#) > [Bills](#) > Bill 18 — 2011: Advanced Education Statutes Amendment Act, 2011

**2011 Legislative Session: 4th Session, 39th Parliament
FIRST READING**

The following electronic version is for informational purposes only.
The printed version remains the official version.

**HONOURABLE NAOMI YAMAMOTO
MINISTER OF ADVANCED EDUCATION**

**BILL 18 — 2011
ADVANCED EDUCATION STATUTES
AMENDMENT ACT, 2011**

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:

Advanced Education Statutes Amendment Act, 2003

Explanatory Note

1 Sections 1, 10, 27 (a) and 35 of the Advanced Education Statutes Amendment Act, 2003, S.B.C. 2003, c. 48, are repealed.

Architects Act

Explanatory Note

2 Section 1 of the Architects Act, R.S.B.C. 1996, c. 17, is amended by adding the following definitions:

"associate" means a person registered under section 40;

"bylaws" means the bylaws of the institute;

"consensual resolution" means a collaborative dispute resolution process established under the bylaws to assist, in appropriate circumstances, with the resolution of the following without completion of a disciplinary inquiry:

(a) inquiries into complaints against a member, architectural firm, licensee or associate;

(b) inquiries into the conduct, capability or fitness to practise of a member, architectural firm, licensee or associate;

"consensual resolution review panel" means the consensual resolution review panel established under the bylaws; .

Explanatory Note

3 Section 5 is amended by striking out "of the institute" after "the bylaws".

Explanatory Note

4 Sections 18 and 21 (6) are amended by striking out "by bylaw of the institute" and substituting "by the bylaws".

Explanatory Note

5 Section 24 (2) is amended by adding the following paragraphs:

(g.1) the establishment of consensual resolution practices and procedures to assist, in appropriate circumstances, with the resolution of the following without completion of a disciplinary inquiry:

- (i) inquiries into complaints against a member, architectural firm, licensee or associate;
- (ii) inquiries into the conduct, capability or fitness to practise of a member, architectural firm, licensee or associate;

(g.2) the establishment of a consensual resolution review panel and its practices and procedures to review and approve consensual resolution agreements described in section 51.1;

(g.3) the setting by the council of fees payable to the institute for and in relation to consensual resolution; .

Explanatory Note

6 Sections 46 (1), 48 (1), 50 (1) and (5), 51 (1), (2), (4) and (5) and 55 (1) and (3) (b) are amended by striking out "or licensee" wherever it appears and substituting ", licensee or associate".

Explanatory Note

7 Section 50 (3) is amended

(a) by striking out "or licensee are as follows:" and substituting ", licensee or associate are as follows:", and

(b) in paragraphs (a), (c), (d) and (f) by striking out "or licensee" and substituting ", licensee or associate".

Explanatory Note

8 The following sections are added:

Consensual resolution

51 .1 (1) At any time before the commencement of an inquiry hearing under section 48, a person designated by the institute and the member, architectural firm,

licensee or associate that is the subject of the inquiry may agree to refer for consensual resolution, as provided in the bylaws, one or more issues relating to

- (a) an inquiry into a complaint against the member, architectural firm, licensee or associate, or
- (b) an inquiry into the conduct, capability or fitness to practise of a member, architectural firm, licensee or associate.

(2) The fact that issues have been referred under subsection (1) for consensual resolution does not bar

- (a) an inquiry under section 46 (1),
- (b) a notice of the inquiry under section 48,
- (c) an application under section 49 to the Supreme Court arising from the inquiry, or
- (d) an order under section 50,

unless

- (e) the person designated by the institute and the member, architectural firm, licensee or associate that is the subject of the inquiry have signed a consensual resolution agreement resolving the issues giving rise to the inquiry, and
- (f) the agreement is approved by the consensual resolution review panel.

(3) Despite subsection (2), until the outcome of the consensual resolution proceedings, the council may delay the decision whether or not to order an inquiry under section 46 (1).

(4) A consensual resolution agreement

- (a) may contain provisions respecting the issues referred for consensual resolution that
 - (i) the person designated by the institute and the member, architectural firm, licensee or associate that is the subject of the inquiry consider appropriate, and
 - (ii) are not inconsistent with this Act,
- (b) has no effect unless it is approved by the consensual resolution review panel, and
- (c) has the same effect as an order made under section 50 once approved by the consensual resolution review panel.

(5) In deciding whether or not to approve a consensual resolution agreement signed by the person designated by the institute and the member, architectural firm, licensee or associate that is the subject of the inquiry, the consensual resolution review panel must have regard to the public interest.

(6) If the consensual resolution proceedings do not result in a consensual

resolution of all the issues referred for consensual resolution,

(a) an inquiry under section 46 (1) respecting the issues referred for consensual resolution must proceed as if the consensual resolution proceedings had not taken place,

(b) the disciplinary committee must not consider the admissions made or any information provided in the consensual resolution proceedings, apart from information collected in an investigation separate from the consensual resolution proceedings, in determining issues or making an order under section 50, and

(c) a person who participated in the consensual resolution proceedings under this section must not participate as a member of the discipline committee in the inquiry concerning those issues.

Confidentiality of information

51 . 2 (1) In a proceeding, other than a criminal proceeding, unless the person designated by the institute and the member, architectural firm, licensee or associate that was the subject of the inquiry consent, a person must not disclose or be compelled to disclose

(a) a document or other record created specifically for the purposes of achieving a resolution of one or more issues through consensual resolution proceedings, or

(b) a statement made specifically by a party who participated in consensual resolution proceedings for the purpose of achieving a resolution of one or more issues in dispute.

(2) Subsection (1) does not apply to a consensual resolution agreement that is approved by the consensual resolution review panel.

(3) This section applies despite any provision, other than section 44 (1) (b), (2), (2.1) and (3), of the *Freedom of Information and Protection of Privacy Act*.

Explanatory Note

9 Section 58 is repealed.

Canadian Pentecostal Seminary Act

Explanatory Note

10 The Canadian Pentecostal Seminary Act, S.B.C. 2003, c. 92, is amended by adding the following section:

Provision of personal information

3 . 1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the seminary.

(2) This section applies only if the seminary has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The board of governors must require a student to provide the seminary with

- (a) the student's personal education number, or
- (b) the personal information necessary to obtain a personal education number for the student.

(4) The board of governors must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The board of governors may use a student's personal education number for the following purposes:

- (a) carrying out its responsibilities in respect of operating a program or activity of the seminary;
- (b) conducting research and statistical analysis of personal information in its possession;
- (c) facilitating the provision of personal information under subsection (6).

(6) The board of governors must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the board of governors if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

Carey Hall Act

Explanatory Note

11 The Carey Hall Act, S.B.C. 1959, c. 98, is amended by adding the following section:

Provision of personal information

10.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the College.

(2) This section applies only if the College has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The Board of Administration must require a student to provide the College with

(a) the student's personal education number, or

(b) the personal information necessary to obtain a personal education number for the student.

(4) The Board of Administration must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The Board of Administration may use a student's personal education number for the following purposes:

(a) carrying out its responsibilities in respect of operating a program or activity of the College;

(b) conducting research and statistical analysis of personal information in its possession;

(c) facilitating the provision of personal information under subsection (6).

(6) The Board of Administration must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the Board of Administration if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

Christ for the Nations Bible College Act

Explanatory Note

12 The title of the *Christ for the Nations Bible College Act, S.B.C. 2006, c. 20, is repealed and the following substituted:*

CHRIST COLLEGE OF CANADA SOCIETY ACT .

Explanatory Note

13 Section 1 is amended by repealing the definition of "Bible college" and substituting the following:

"Bible college" means the Christ College of Canada Society continued under section 2; ,

Explanatory Note

14 Section 2 (1) is amended and the following substituted:

(1) The society incorporated under the *Society Act* and continued under the *Christ for the Nations Bible College Act, S.B.C. 2006, c. 20*, as a not-for-profit society under the name "Christ for the Nations Bible College" is continued under this Act as a not-for-profit society under the name "Christ College of Canada Society".

Explanatory Note

15 The following section is added:

Provision of personal information

3.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the Bible college.

(2) This section applies only if the Bible college has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The board of governors must require a student to provide the Bible college with

(a) the student's personal education number, or

(b) the personal information necessary to obtain a personal education number for the student.

(4) The board of governors must submit the personal information collected

under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The board of governors may use a student's personal education number for the following purposes:

- (a) carrying out its responsibilities in respect of operating a program or activity of the Bible college;
- (b) conducting research and statistical analysis of personal information in its possession;
- (c) facilitating the provision of personal information under subsection (6).

(6) The board of governors must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the board of governors if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

College and Institute Act

Explanatory Note

16 Section 1 of the College and Institute Act, R.S.B.C. 1996, c. 52, is amended in the definition of "university" by repealing paragraph (d).

Explanatory Note

17 The following section is added:

Best interests of institution

8.2 In carrying out the objects of an institution, the members of the board of the institution must act in the best interests of that institution.

Explanatory Note

18 The following section is added:

Board chair

9.1 The members of the board must elect a chair from among the 8 or more members of the board appointed under section 9 (1) (a).

Explanatory Note**19 Section 11 is amended by adding the following subsection:**

(3) Despite subsections (1) and (2), the Lieutenant Governor in Council may, on a resolution passed by the vote of at least a 2/3 majority of the members of the board, remove from office a member of the board elected under section 9 (1) (b), (c) or (d) if the board is satisfied that the person should be removed for cause.

Explanatory Note**20 Section 59 is amended by adding the following subsection:**

(8) A person is not eligible to be or to remain a member of the board if the person is

- (a) an employee of the institution, and
- (b) a voting member of the executive body of, or an officer of, an instructional, administrative or other staff association of the institution who has the responsibility, or joint responsibility with others, to
 - (i) negotiate with the board, on behalf of the instructional, administrative or other staff association of that institution, the terms and conditions of service of members of that association, or
 - (ii) adjudicate disputes regarding members of the instructional, administrative or other staff association of that institution.

Columbia Bible College Act**Explanatory Note****21 The Columbia Bible College Act, S.B.C. 1987, c. 33, is amended by adding the following section:****Provision of personal information**

4.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the college.

(2) This section applies only if the college has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

- (3) The board must require a student to provide the college with
- (a) the student's personal education number, or
 - (b) the personal information necessary to obtain a personal education number for the student.
- (4) The board must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.
- (5) The board may use a student's personal education number for the following purposes:
- (a) carrying out its responsibilities in respect of operating a program or activity of the college;
 - (b) conducting research and statistical analysis of personal information in its possession;
 - (c) facilitating the provision of personal information under subsection (6).
- (6) The board must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the board if the minister responsible for private post-secondary institutions requests that information.
- (7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

Degree Authorization Act

Explanatory Note

22 Section 2 (1) (c) of the Degree Authorization Act, S.B.C. 2002, c. 24, is repealed.

Explanatory Note

23 The following section is added:

Provision of personal information

5.1 (1) In this section:

"institution" means a person who is authorized under section 4 (1) to

- (a) confer a degree, or

(b) provide a program leading to a degree to be conferred by a person inside or outside British Columbia;

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled in a program leading to a degree at an institution.

(2) This section applies only with respect to a student

(a) at an institution that has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act, or

(b) in a program leading to a degree that has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) An institution must require a student to provide the institution with

(a) the student's personal education number, or

(b) the personal information necessary to obtain a personal education number for the student.

(4) An institution must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) An institution may use a student's personal education number for the following purposes:

(a) carrying out its responsibilities in respect of operating a program or activity of the institution;

(b) conducting research and statistical analysis of personal information in its possession;

(c) facilitating the provision of personal information under subsection (6).

(6) An institution must provide to the minister the personal information about a student that is in the possession of the institution if the minister requests that information.

(7) The minister must provide to the minister responsible for the administration of the *School Act* the personal information for a student that is in the possession of the minister if the minister responsible for the administration of the *School Act* requests that information and provides the minister with a valid personal education number for that student.

Education Statutes Amendment Act, 2007

Explanatory Note

24 Section 21 (c) of the Education Statutes Amendment Act, 2007, S.B.C. 2007, c. 16, as it enacts section 168 (7) of the School Act, R.S.B.C. 1996, c. 412, is repealed.

Explanatory Note

25 Section 25, as it enacts section 170.3 of the School Act, R.S.B.C. 1996, c. 412, is repealed.

Explanatory Note

26 Sections 34 to 38 and 42 to 53 are repealed.

Northwest Baptist Theological College Act

Explanatory Note

27 The Northwest Baptist Theological College Act, S.B.C. 1959, c. 103, is amended by adding the following section:

Provision of personal information

9.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the College.

(2) This section applies only if the College has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The Board of Governors must require a student to provide the College with

(a) the student's personal education number, or

(b) the personal information necessary to obtain a personal education number for the student.

(4) The Board of Governors must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The Board of Governors may use a student's personal education number for the following purposes:

- (a) carrying out its responsibilities in respect of operating a program or activity of the College;
- (b) conducting research and statistical analysis of personal information in its possession;
- (c) facilitating the provision of personal information under subsection (6).

(6) The Board of Governors must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the Board of Governors if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

Okanagan Bible College Act

Explanatory Note

28 The Okanagan Bible College Act, S.B.C. 1983, c. 8, is amended by adding the following section:

Provision of personal information

11.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the College.

(2) This section applies only if the College has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The Board of Governors must require a student to provide the College with

- (a) the student's personal education number, or
- (b) the personal information necessary to obtain a personal education number for the student.

(4) The Board of Governors must submit the personal information collected

under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The Board of Governors may use a student's personal education number for the following purposes:

- (a) carrying out its responsibilities in respect of operating a program or activity of the College;
- (b) conducting research and statistical analysis of personal information in its possession;
- (c) facilitating the provision of personal information under subsection (6).

(6) The Board of Governors must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the Board of Governors if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

Pacific Life Bible College Act

Explanatory Note

29 The *Pacific Life Bible College Act*, S.B.C. 1985, c. 88, is amended by adding the following section:

Provision of personal information

11.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the college.

(2) This section applies only if the college has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The board of governors must require a student to provide the college with

- (a) the student's personal education number, or
- (b) the personal information necessary to obtain a personal education number for the student.

(4) The board of governors must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The board of governors may use a student's personal education number for the following purposes:

- (a) carrying out its responsibilities in respect of operating a program or activity of the college;
- (b) conducting research and statistical analysis of personal information in its possession;
- (c) facilitating the provision of personal information under subsection (6).

(6) The board of governors must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the board of governors if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

Private Career Training Institutions Act

Explanatory Note

30 The Private Career Training Institutions Act, S.B.C. 2003, c. 79, is amended by adding the following section:

Provision of personal information

12.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled in a career training program at a registered institution.

- (2) This section applies only with respect to a student
- (a) at a registered institution that has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act, or
 - (b) in a career training program that has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.
- (3) A registered institution must require a student to provide the registered institution with
- (a) the student's personal education number, or
 - (b) the personal information necessary to obtain a personal education number for the student.
- (4) A registered institution must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.
- (5) A registered institution may use a student's personal education number for the following purposes:
- (a) carrying out its responsibilities in respect of operating a program or activity of the registered institution;
 - (b) conducting research and statistical analysis of personal information in its possession;
 - (c) facilitating the provision of personal information under subsection (6).
- (6) A registered institution must provide to the minister the personal information about a student that is in the possession of the registered institution if the minister requests that information.
- (7) The minister must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister if the minister responsible for the administration of the *School Act* requests that information and provides the minister with a valid personal education number for that student.

Regent College Act

Explanatory Note

31 The Regent College Act, S.B.C. 1968, c. 68, is amended by adding the following section:

Provision of personal information

11.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the College.

(2) This section applies only if the College has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The Board of Governors must require a student to provide the College with

- (a) the student's personal education number, or
- (b) the personal information necessary to obtain a personal education number for the student.

(4) The Board of Governors must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The Board of Governors may use a student's personal education number for the following purposes:

- (a) carrying out its responsibilities in respect of operating a program or activity of the College;
- (b) conducting research and statistical analysis of personal information in its possession;
- (c) facilitating the provision of personal information under subsection (6).

(6) The Board of Governors must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the Board of Governors if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

Royal Roads University Act

Explanatory Note

32 The Royal Roads University Act, R.S.B.C. 1996, c. 409, is amended by adding the

following sections:**Best interests of university**

- 2.1 In carrying out the purposes of the university, the members of the board of governors of the university must act in the best interests of the university.

Persons not eligible

- 5.1 A person is not eligible to be or to remain a member of the board if the person is
- (a) an employee of the university, and
 - (b) a voting member of the executive body of, or an officer of, an academic or non-academic staff association of the university who has the responsibility, or joint responsibility with others, to
 - (i) negotiate with the board, on behalf of the academic or non-academic staff association of the university, the terms and conditions of service of members of that association, or
 - (ii) adjudicate disputes regarding members of the academic or non-academic staff association of the university.

Explanatory Note

33 Section 6 (4) is amended by striking out "5 (b), (c), (d), (e) or (f)" and substituting "5 (b), (d), (e) or (f)".

Explanatory Note

34 Section 7 is amended by adding the following subsection:

- (4) Despite section 6, the Lieutenant Governor in Council may, on a resolution passed by the vote of at least a 2/3 majority of the members of the board, remove from office a member of the board elected under section 5 (b), (d) or (e) if the board is satisfied that the person should be removed for cause.

School Act**Explanatory Note**

35 Section 168 of the School Act, R.S.B.C. 1996, c. 412, is amended by adding the following subsections:

- (7) At the request of the minister responsible for private post-secondary institutions, the minister may, by order, do any of the following for the purposes of section 170.3 [*private post-secondary students*]:
- (a) designate a university, college, seminary or other educational institution established or continued under any of the following Acts:
 - (i) the *Canadian Pentecostal Seminary Act*;
 - (ii) the *Carey Hall Act*;

- (iii) the *Christ College of Canada Society Act*;
- (iv) the *Columbia Bible College Act*;
- (v) the *Northwest Baptist Theological College Act*;
- (vi) the *Okanagan Bible College Act*;
- (vii) the *Pacific Life Bible College Act*;
- (viii) the *Regent College Act*;
- (ix) the *Sea to Sky University Act*;
- (x) the *Seminary of Christ the King Act*;
- (xi) the *St. Andrew's Hall Act*;
- (xii) the *St. Mark's College Act*;
- (xiii) the *Summit Pacific College Act*;
- (xiv) the *Trinity Western University Act*;
- (xv) the *Vancouver School of Theology Act*;
- (xvi) the *World Trade University Canada Establishment Act*;
- (xvii) an Act that establishes or continues a private post-secondary institution specified by order of the minister under subsection (8);

(b) designate a person who is authorized under section 4 (1) [*consent of minister*] of the *Degree Authorization Act* to

- (i) grant or confer a degree, or
- (ii) provide a program leading to a degree to be conferred by a person inside or outside British Columbia;

(c) designate a program leading to a degree offered by a person who is authorized under section 4 (1) of the *Degree Authorization Act* to offer such a program;

(d) designate an institution providing career training and registered with the Private Career Training Institutions Agency in accordance with the *Private Career Training Institutions Act*;

(e) designate a career training program at an institution providing career training and registered with the Private Career Training Institutions Agency in accordance with the *Private Career Training Institutions Act*.

(8) At the request of the minister responsible for private post-secondary institutions, the minister may, by order, specify an Act for the purposes of subsection (7) (a) (xvii).

Explanatory Note

36 Section 170.1 (3) is amended by adding the following paragraph:

- (l) assigning or identifying personal education numbers for the purposes of sections 170.2 to 170.4.

Explanatory Note**37 Section 170.2 is amended**

(a) in subsection (1) by repealing paragraph (c) in the definition of "public post-secondary institution" and by adding the following definition:

"personal information" means recorded information about an identifiable individual; ,

(b) in subsection (2) (a) by striking out "under section 170.1" and substituting "under this Act", and

(c) by repealing subsections (4) and (5) and substituting the following:

(4) The personal information of a student obtained by the minister under

(a) section 41.1 (5) of the *College and Institute Act*,

(b) section 70.1 (2) of the *University Act*, as it applies under section 16 of the *Royal Roads University Act*,

(c) section 70.1 (2) of the *University Act*, or

(d) section 70.1 (2) of the *University Act*, as it applies under section 4 of the *Thompson Rivers University Act*

may be used only for the following purposes:

(e) researching and evaluating the effectiveness of boards, francophone education authorities and authorities governed by the *Independent School Act* and the programs, courses and curricula delivered by them;

(f) conducting research and statistical analysis relating to the transition of individuals to post-secondary institutions.

(5) The personal information of a student obtained under this section by the minister responsible for public post-secondary institutions may be used only for the following purposes:

(a) conducting research and statistical analysis relating to students, including research and analysis respecting the transition of individuals to post-secondary institutions;

(b) delivering a common or integrated program or activity within the meaning of section 33.2 (d) of the *Freedom of Information and Protection of Privacy Act*;

(c) facilitating the administration of the BC Student Assistance Program by the minister responsible for the program;

(d) conducting research and statistical analysis related to the BC Student Assistance Program;

(e) evaluating the effectiveness of the BC Student Assistance Program.

Explanatory Note**38 The following section is added:****Private post-secondary students**

170.3 (1) In this section:

"career training institution" means an institution providing career training and registered with the Private Career Training Institutions Agency in accordance with the *Private Career Training Institutions Act*;

"degree-granting institution" means a person who is authorized under section 4 (1) [*consent of minister*] of the *Degree Authorization Act* to

(a) grant or confer a degree, or

(b) provide a program leading to a degree to be conferred by a person inside or outside British Columbia;

"designated career training institution" means a career training institution that has been designated by the minister under section 168 (7) [*jurisdiction of minister*];

"designated career training program" means a career training program provided by a career training institution that has been designated by the minister under section 168 (7);

"designated degree-granting institution" means a degree-granting institution that has been designated by the minister under section 168 (7);

"designated degree program" means a program, as described in section 3 (1) (b) of the *Degree Authorization Act*, that

(a) is offered by a person who is authorized under section 4 (1) of that Act to offer such a program, and

(b) has been designated by the minister under section 168 (7);

"designated private institution" means a university, college, seminary or other educational institution that has been designated by the minister under section 168 (7);

"personal education number" means a unique identification number for a student assigned or identified under subsection (2);

"personal information" means recorded information about an identifiable individual;

"private post-secondary institution board" means the board of any of the following:

(a) a career training institution that offers one or more designated career training programs;

- (b) a degree-granting institution that offers one or more designated degree programs;
- (c) a designated career training institution;
- (d) a designated degree-granting institution;
- (e) a designated private institution,

and includes a registrar or other appropriate officer for an institution described in paragraphs (a) to (e);

"student" means a person who is, or is applying to be, enrolled as a student of any of the following:

- (a) a designated career training institution;
- (b) a designated career training program;
- (c) a designated degree-granting institution;
- (d) a designated degree program;
- (e) a designated private institution,

(2) If the minister receives from a private post-secondary institution board the personal information the minister considers necessary with respect to a student, the minister must

- (a) assign a personal education number to the student or identify a personal education number previously assigned to the student under this Act, and
- (b) provide the personal education number to the private post-secondary institution board.

(3) The minister must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the minister if the minister responsible for private post-secondary institutions requests that information and provides the minister with a valid personal education number for that student.

(4) The personal information of a student obtained by the minister under any of the following provisions may be used only for the purposes set out in section 170.2 (4) (e) and (f):

- (a) section 3.1 (7) [*provision of personal information*] of the *Canadian Pentecostal Seminary Act*;
- (b) section 10.1 (7) [*provision of personal information*] of the *Carey Hall Act*;
- (c) section 3.1 (7) [*provision of personal information*] of the *Christ College of Canada Society Act*;
- (d) section 4.1 (7) [*provision of personal information*] of the *Columbia Bible College Act*;

- (e) section 5.1 (7) [*provision of personal information*] of the *Degree Authorization Act*;
- (f) section 9.1 (7) [*provision of personal information*] of the *Northwest Baptist Theological College Act*;
- (g) section 11.1 (7) [*provision of personal information*] of the *Okanagan Bible College Act*;
- (h) section 11.1 (7) [*provision of personal information*] of the *Pacific Life Bible College Act*;
- (i) section 12.1 (7) [*provision of personal information*] of the *Private Career Training Institutions Act*;
- (j) section 11.1 (7) [*provision of personal information*] of the *Regent College Act*;
- (k) section 6.1 (7) [*provision of personal information*] of the *Sea to Sky University Act*;
- (l) section 13.1 (7) [*provision of personal information*] of the *Seminary of Christ the King Act*;
- (m) section 9.1 (7) [*provision of personal information*] of the *St. Andrew's Hall Act*;
- (n) section 9.1 (7) [*provision of personal information*] of the *St. Mark's College Act*;
- (o) section 9.1 (7) [*provision of personal information*] of the *Summit Pacific College Act*;
- (p) section 9.1 (7) [*provision of personal information*] of the *Trinity Western University Act*;
- (q) section 14.1 (7) [*provision of personal information*] of the *Vancouver School of Theology Act*;
- (r) section 6.1 (7) [*provision of personal information*] of the *World Trade University Canada Establishment Act*;
- (s) for an Act specified by minister's order under section 168 (7), the provisions of that Act.

(5) The personal information of a student obtained under this section or any of the following provisions by the minister responsible for private post-secondary institutions may be used only for the purposes set out in section 170.2 (5):

- (a) section 3.1 (6) of the *Canadian Pentecostal Seminary Act*;
- (b) section 10.1 (6) of the *Carey Hall Act*;
- (c) section 3.1 (6) of the *Christ College of Canada Society Act*;
- (d) section 4.1 (6) of the *Columbia Bible College Act*;
- (e) section 5.1 (6) of the *Degree Authorization Act*;

- (f) section 9.1 (6) of the *Northwest Baptist Theological College Act*;
- (g) section 11.1 (6) of the *Okanagan Bible College Act*;
- (h) section 11.1 (6) of the *Pacific Life Bible College Act*;
- (i) section 12.1 (6) of the *Private Career Training Institutions Act*;
- (j) section 11.1 (6) of the *Regent College Act*;
- (k) section 6.1 (6) of the *Sea to Sky University Act*;
- (l) section 13.1 (6) of the *Seminary of Christ the King Act*;
- (m) section 9.1 (6) of the *St. Andrew's Hall Act*;
- (n) section 9.1 (6) of the *St. Mark's College Act*;
- (o) section 9.1 (6) of the *Summit Pacific College Act*;
- (p) section 9.1 (6) of the *Trinity Western University Act*;
- (q) section 14.1 (6) of the *Vancouver School of Theology Act*;
- (r) section 6.1 (6) of the *World Trade University Canada Establishment Act*;
- (s) for an Act specified by minister's order under section 168 (7), the provisions of that Act.

Explanatory Note

39 Section 170.4 (1) is amended by adding the following definition:

"personal information" means recorded information about an identifiable individual; .

Explanatory Note

40 Section 170.5 is amended by adding the following paragraph:

(a.1) section 170.2 (4) (e) and (f) and (5) (a), (b), (e) and (f); .

Sea to Sky University Act

Explanatory Note

41 The *Sea to Sky University Act*, S.B.C. 2002, c. 54, is amended by adding the following section:

Provision of personal information

6.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the university.

(2) This section applies only if the university has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The board must require a student to provide the university with

(a) the student's personal education number, or

(b) the personal information necessary to obtain a personal education number for the student.

(4) The board must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The board may use a student's personal education number for the following purposes:

(a) carrying out its responsibilities in respect of operating a program or activity of the university;

(b) conducting research and statistical analysis of personal information in its possession;

(c) facilitating the provision of personal information under subsection (6).

(6) The board must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the board if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

Seminary of Christ the King Act

Explanatory Note

42 The Seminary of Christ the King Act, S.B.C. 1966, c. 67, is amended by adding the following section:

Provision of personal information

13.1 (1) In this section:

"personal education number" means a unique identification number for a

student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the Seminary.

(2) This section applies only if the Seminary has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The Board of Governors must require a student to provide the Seminary with

(a) the student's personal education number, or

(b) the personal information necessary to obtain a personal education number for the student.

(4) The Board of Governors must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The Board of Governors may use a student's personal education number for the following purposes:

(a) carrying out its responsibilities in respect of operating a program or activity of the Seminary;

(b) conducting research and statistical analysis of personal information in its possession;

(c) facilitating the provision of personal information under subsection (6).

(6) The Board of Governors must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the Board of Governors if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

St. Andrew's Hall Act

Explanatory Note

43 The St. Andrew's Hall Act, S.B.C. 1955, c. 112, is amended by adding the following section:

Provision of personal information

9.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the College.

(2) This section applies only if the College has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The Board of Management must require a student to provide the College with

- (a) the student's personal education number, or
- (b) the personal information necessary to obtain a personal education number for the student.

(4) The Board of Management must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The Board of Management may use a student's personal education number for the following purposes:

- (a) carrying out its responsibilities in respect of operating a program or activity of the College;
- (b) conducting research and statistical analysis of personal information in its possession;
- (c) facilitating the provision of personal information under subsection (6).

(6) The Board of Management must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the Board of Management if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

St. Mark's College Act

Explanatory Note

44 The *St. Mark's College Act, S.B.C. 1956, c. 68, is amended by adding the following section:*

Provision of personal information

9.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or obtained under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the College.

(2) This section applies only if the College has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The Board of Management must require a student to provide the College with

(a) the student's personal education number, or

(b) the personal information necessary to obtain a personal education number for the student.

(4) The Board of Management must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The Board of Management may use a student's personal education number for the following purposes:

(a) carrying out its responsibilities in respect of operating a program or activity of the College;

(b) conducting research and statistical analysis of personal information in its possession;

(c) facilitating the provision of personal information under subsection (6).

(6) The Board of Management must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the Board of Management if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible

for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

Summit Pacific College Act

Explanatory Note

45 The Summit Pacific College Act, S.B.C. 1967, c. 65, is amended by adding the following section:

Provision of personal information

9.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the College.

(2) This section applies only if the College has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The Board of Governors must require a student to provide the College with

(a) the student's personal education number, or

(b) the personal information necessary to obtain a personal education number for the student.

(4) The Board of Governors must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The Board of Governors may use a student's personal education number for the following purposes:

(a) carrying out its responsibilities in respect of operating a program or activity of the College;

(b) conducting research and statistical analysis of personal information in its possession;

(c) facilitating the provision of personal information under subsection (6).

(6) The Board of Governors must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the Board of Governors if the minister responsible for private

post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

Trinity Western University Act

Explanatory Note

46 The Trinity Western University Act, S.B.C. 1969, c. 44, is amended by adding the following section:

Provision of personal information

9.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the University.

(2) This section applies only if the University has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The Board of Governors must require a student to provide the University with

- (a) the student's personal education number, or
- (b) the personal information necessary to obtain a personal education number for the student.

(4) The Board of Governors must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The Board of Governors may use a student's personal education number for the following purposes:

- (a) carrying out its responsibilities in respect of operating a program or activity of the University;
- (b) conducting research and statistical analysis of personal information in its possession;

(c) facilitating the provision of personal information under subsection (6).

(6) The Board of Governors must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the Board of Governors if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

University Act

Explanatory Note

47 The University Act, R.S.B.C. 1996, c. 468, is amended by adding the following section:

Best interests of university

19.1 The members of the board of a university must act in the best interests of the university.

Explanatory Note

48 Section 20 (1.1) is amended by striking out "and after that until a successor is appointed".

Explanatory Note

49 Section 22 is amended by adding the following subsection:

(1.1) Despite section 19, the Lieutenant Governor in Council may, on a resolution passed by the vote of at least a 2/3 majority of the members of the board, remove from office a member of the board elected under section 19 (1) (c), (e) or (f) or (2) (c), (d), (f), (g), (h) or (i) if the board is satisfied that the person should be removed for cause.

Explanatory Note

50 Section 23 (1) is amended by adding the following paragraph:

(g) a person who is an employee of the university and who is a voting member of the executive body of, or an officer of, an academic or non-academic staff association of the university who has the responsibility, or joint responsibility with others, to

- (i) negotiate with the board, on behalf of the academic or non-academic staff association of that university, the terms and conditions of service of members of that association, or
- (ii) adjudicate disputes regarding members of the academic or non-academic staff association of that university.

Explanatory Note

51 Section 67 (6) is repealed.

Vancouver School of Theology Act

Explanatory Note

52 The Vancouver School of Theology Act, S.B.C. 1992, c. 28, is amended by adding the following section:

Provision of personal information

14 . 1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the school of theology.

(2) This section applies only if the school of theology has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The board of governors must require a student to provide the school of theology with

- (a) the student's personal education number, or
- (b) the personal information necessary to obtain a personal education number for the student.

(4) The board of governors must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The board of governors may use a student's personal education number for the following purposes:

- (a) carrying out its responsibilities in respect of operating a program or activity of the school of theology;
- (b) conducting research and statistical analysis of personal information in its possession;

(c) facilitating the provision of personal information under subsection (6).

(6) The board of governors must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the board of governors if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

World Trade University Canada Establishment Act

Explanatory Note

53 The World Trade University Canada Establishment Act, S.B.C. 2005, c. 42, is amended by adding the following section:

Provision of personal information

6.1 (1) In this section:

"personal education number" means a unique identification number for a student assigned or identified under section 170.3 (2) of the *School Act*;

"personal information" means recorded information about an identifiable individual;

"student" means a person who is, or is applying to be, enrolled as a student of the university.

(2) This section applies only if the university has been designated by the minister responsible for the administration of the *School Act* under section 168 (7) of that Act.

(3) The board must require a student to provide the university with

- (a) the student's personal education number, or
- (b) the personal information necessary to obtain a personal education number for the student.

(4) The board must submit the personal information collected under subsection (3) (b) to the minister responsible for the administration of the *School Act* to obtain a personal education number for the student.

(5) The board may use a student's personal education number for the following purposes:

- (a) carrying out its responsibilities in respect of operating a program or activity of the university;
- (b) conducting research and statistical analysis of personal information in its possession;
- (c) facilitating the provision of personal information under subsection (6).

(6) The board must provide to the minister responsible for private post-secondary institutions the personal information about a student that is in the possession of the board if the minister responsible for private post-secondary institutions requests that information.

(7) The minister responsible for private post-secondary institutions must provide to the minister responsible for the administration of the *School Act* the personal information about a student that is in the possession of the minister responsible for private post-secondary institutions if the minister responsible for the administration of the *School Act* requests that information and provides the minister responsible for private post-secondary institutions with a valid personal education number for that student.

Transitional Provision

Explanatory Note

College and Institute Act transition

54 A person who is the chair of a board within the meaning of the *College and Institute Act* but who is not a member of the board appointed under section 9 (1) (a) of the *College and Institute Act* ceases to be the chair of the board.

Consequential Amendment

Financial Administration Act

Explanatory Note

55 *Section 1 of the Financial Administration Act, R.S.B.C. 1996, c. 138, is amended in the definition of "government body" by adding "and" at the end of paragraph (c) and by repealing paragraph (c.2).*

Commencement

56 The provisions of this Act referred to in column 1 of the following table come into force as set out in column 2 of the table:

Item	Column 1 Provisions of Act	Column 2 Commencement

1	Anything not elsewhere covered by this table	The date of Royal Assent
2	Section 1	By regulation of the Lieutenant Governor in Council
3	Sections 10 and 11	By regulation of the Lieutenant Governor in Council
4	Sections 15 and 16	By regulation of the Lieutenant Governor in Council
5	Section 18	By regulation of the Lieutenant Governor in Council
6	Sections 21 to 31	By regulation of the Lieutenant Governor in Council
7	Sections 35 to 46	By regulation of the Lieutenant Governor in Council
8	Sections 51 to 55	By regulation of the Lieutenant Governor in Council

Explanatory Notes

SECTION 1: [***Advanced Education Statutes Amendment Act, 2003, sections 1, 10, 27 (a) and 35***] repeals provisions that are being replaced by amendments proposed by this Bill.

SECTION 2: [***Architects Act, section 1***] adds definitions of "associate", "bylaws", "consensual resolution" and "consensual resolution review panel" consequential to the consensual resolution provisions added by this Bill.

SECTION 3 [***Architects Act, section 5***] is consequential to the definition of "bylaws" added by this Bill.

SECTION 4: [***Architects Act, sections 18 and 21***] is consequential to the definition of "bylaws" added by this Bill.

SECTION 5: [***Architects Act, section 24***] adds bylaw-making powers in respect of consensual resolution.

SECTION 6: [***Architects Act, sections 46, 48, 50, 51 and 55***] adds references to associates.

SECTION 7: [***Architects Act, section 50***] adds references to associates.

SECTION 8: [***Architects Act, sections 51.1 and 51.2***] adds provisions in respect of

- consensual resolution proceedings, and
- confidentiality of information in consensual resolution proceedings.

SECTION 9: [***Architects Act, section 58***] is consequential to amendments made by this Bill in respect of associates.

SECTION 10: [**Canadian Pentecostal Seminary Act, section 3.1**] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the board of governors of the seminary to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the board of governors and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 11: [**Carey Hall Act, section 10.1**] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the Board of Administration of the College to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the College and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 12: [**Christ for the Nations Bible College Act, title**] changes the title of the Act to reflect the name change of the college.

SECTION 13: [**Christ for the Nations Bible College Act, section 1**] amends the definition of "Bible college" consequential to the name change of the college.

SECTION 14: [**Christ for the Nations Bible College Act, section 2**] is consequential to the name change of the college.

SECTION 15: [**Christ for the Nations Bible College Act, section 3.1**] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the board of governors of the Bible college to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the Bible college and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 16: [**College and Institute Act, section 1**] is a housekeeping amendment to remove redundant text.

SECTION 17: [**College and Institute Act, section 8.2**] adds the requirement that members of the board of an institution must act in the best interests of the institution.

SECTION 18 [**College and Institute Act, section 9.1**] adds the requirement that members of the board of an institution must elect a chair from appointed members.

SECTION 19: [**College and Institute Act, section 11**] adds authority for the Lieutenant Governor in Council to remove for cause, on a resolution passed by the members of the board, a member of the board of an institution.

SECTION 20: [**College and Institute Act, section 59**] adds criteria that make a person ineligible to be a member of the board of an institution.

SECTION 21: [**Columbia Bible College Act, section 4.1**] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the board of the college to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the college and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 22: [**Degree Authorization Act, section 2**] is a housekeeping amendment to remove redundant text.

SECTION 23: [**Degree Authorization Act, section 5.1**] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the board of a degree-granting institution to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by degree-granting institutions and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 24: [**Education Statutes Amendment Act, 2007, section 21**] repeals a provision that is being replaced by amendments proposed by this Bill.

SECTION 25: [**Education Statutes Amendment Act, 2007, section 25**] repeals a provision that is being replaced by amendments proposed by this Bill.

SECTION 26: [**Education Statutes Amendment Act, 2007, sections 34 to 38 and 42 to 53**] repeals provisions that are being replaced by amendments proposed by this Bill.

SECTION 27: [**Northwest Baptist Theological College Act, section 9.1**] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the Board of Governors of the College to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the Board of Governors and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 28: [**Okanagan Bible College Act, section 11.1**] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the Board of Governors of the College to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the Board of Governors and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 29: [**Pacific Life Bible College Act, section 11.1**] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the board of governors of the college to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the board of governors and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 30: **[*Private Career Training Institutions Act, section 12.1*]** adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the board of a registered institution under the *Private Career Training Institutions Act* to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by registered institutions and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 31: **[*Regent College Act, section 11.1*]** adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the Board of Governors of the College to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the Board of Governors and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 32: **[*Royal Roads University Act, sections 2.1 and 5.1*]**

- adds the requirement that members of the board of governors of the university must act in the best interests of the university;
- adds criteria that make a person ineligible to be a member of the board of the university.

SECTION 33: **[*Royal Roads University Act, section 6*]** clarifies that board members appointed by the Lieutenant Governor in Council hold office for terms of up to 3 years.

SECTION 34: **[*Royal Roads University Act, section 7*]** adds authority for the Lieutenant Governor in Council to remove for cause, on a resolution passed by the members of the board, a member of the board of the university.

SECTION 35: **[*School Act, section 168*]** authorizes the minister, at the request of the minister responsible for private post-secondary institutions, to designate a private post-secondary institution, established or continued under the Acts listed, for the purposes of section 170.3 of the *School Act*.

SECTION 36: **[*School Act, section 170.1*]** adds a provision permitting the minister to use personal information about a student obtained under section 170.1 of the *School Act* for the purposes of sections 170.2 to 170.4 of the Act.

SECTION 37: **[*School Act, section 170.2*]**

- removes redundant text from the definition of "public post-secondary institution",
- adds a definition of "personal information",
- clarifies that a personal education number may be assigned under sections 170.2 to 170.4 of the *School Act* as well as under section 170.1,
- adds research and statistical analysis relating to the transition of individuals to post-secondary institutions as purposes for which the minister may use personal information of a student obtained under section 170.2, and
- clarifies that the minister responsible for public post-secondary institutions may use personal information for a student obtained under section 170.2 to assist in the administration, among other things, of the BC Student Assistance Program, in the event that minister is not also the minister responsible for the administration of the program.

SECTION 38: **[School Act, section 170.3]** adds provisions for providing and using personal education numbers and personal information for students at private post-secondary institutions, similar to provisions related to students at public post-secondary institutions.

SECTION 39: **[School Act, section 170.4]** adds a definition of "personal information".

SECTION 40: **[School Act, section 170.5]** makes amendments consequential to the amendments proposed by this Bill to section 170.2 of the *School Act*.

SECTION 41: **[Sea to Sky University Act, section 6.1]** adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the board of the university to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the board and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 42: **[Seminary of Christ the King Act, section 13.1]** adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the Board of Governors of the Seminary to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the Board of Governors and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 43: **[St. Andrew's Hall Act, section 9.1]** adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the Board of Management of the College to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the Board of Management and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 44: [***St. Mark's College Act, section 9.1***] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the Board of Management of the College to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the Board of Management and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 45: [***Summit Pacific College Act, section 9.1***] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the Board of Governors of the College to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the Board of Governors and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 46: [***Trinity Western University Act, section 9.1***] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the Board of Governors of the University to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the Board of Governors and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 47: [***University Act, section 19.1***] adds the requirement that members of the board of a university must act in the best interests of the university.

SECTION 48: [***University Act, section 20***] clarifies that board members appointed by the Lieutenant Governor in Council hold office for terms of up to 3 years.

SECTION 49: [***University Act, section 22***] adds authority for the Lieutenant Governor in Council to remove for cause, on a resolution passed by the members of the board, a member of the board of a university.

SECTION 50: [***University Act, section 23***] adds criteria that make a person ineligible to be a member of the board of a university.

SECTION 51: [***University Act, section 67***] is a housekeeping amendment to remove redundant text.

SECTION 52: [***Vancouver School of Theology Act, section 14.1***] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the board of governors of the school of theology to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the board of governors and disclosure by the minister responsible for private post-secondary

institutions to the minister responsible for the administration of the *School Act*.

SECTION 53: [**World Trade University Canada Establishment Act, section 6.1**] adds provisions

- defining "personal education number", "personal information" and "student",
- permitting the board of the university to obtain personal education numbers for its students, and
- governing the disclosure and use of students' personal information by the board and disclosure by the minister responsible for private post-secondary institutions to the minister responsible for the administration of the *School Act*.

SECTION 54: [**College and Institute Act transition**] provides that a chair of a board who is not an appointed member of the board ceases to be chair.

SECTION 55: [**Financial Administration Act, section 1**] is a housekeeping amendment to remove redundant text.