

Eligibility to be Nominated for and Run for Election to Council

22. Eligibility to be Nominated for and to Run in an Election for Council

(1) To be eligible to be nominated as a candidate for election as a clinical pharmacist member of Council in a district, and to run as a candidate in that election, an individual must on the date of the nomination and on the date of the election:

- (a) be registered on the clinical pharmacist register;
- (b) reside in that district; and
- (c) not be excluded from eligibility under Subsection (3).

(2) To be eligible to be nominated as a candidate for election as a pharmacy technician member of Council in a district and to run as a candidate in that election, an individual must on the date of the nomination and on the date of the election:

- (a) be registered on the pharmacy technician register;
- (b) reside in that district; and
- (c) not be excluded from eligibility under Subsection (3).

(3) An individual is not eligible to be nominated for election as a member of Council or to run as a candidate as a member of Council if:

- (a) the individual is an employee of the College or a contractor that provides services to the College;
- (b) a complaint against the individual:
 - (i) has been referred to or is the subject of a hearing or appeal under Part 4 of the HPA, under Part 2 of the PDA or under any other legislation that regulates a profession or pharmacies within or outside Alberta, and
 - (ii) has not been withdrawn or disposed of by a hearing tribunal, appeal tribunal or other body with jurisdiction in relation to the complaint;
- (c) the individual
 - (i) has been charged with a criminal offence in Canada, including but not limited to an offence under the Controlled Drug and Substances Act, the Narcotic Control Regulations or the Food and Drug Act and its regulations, or an offence of a similar nature in a jurisdiction outside Canada, and
 - (ii) the charge has not been withdrawn or disposed of by a court;
- (d) at any time within the six years before the date of the election
 - (i) the individual's conduct has been found to constitute unprofessional conduct under the HPA, misconduct under the PDA or a similar finding has been made under any other legislation that regulates a profession or pharmacy within or outside Alberta, and
 - (ii) the penalty imposed on that individual included any of the following:
 - (A) a fine,
 - (B) suspension of that individual's practice permit,
 - (C) cancellation of that individual's practice permit, or
 - (D) cancellation of that individual's registration;
- (e) at any time within the ten years before the date of the election, the individual:
 - (i) has pleaded guilty or has been found guilty of a criminal offence in Canada, including but not limited to an offence under the Controlled Drug and Substances Act, the Narcotic Control Regulations or the Food and Drug Act and its regulations, or an offence of a similar nature in a jurisdiction outside Canada, and
 - (ii) the individual has not been pardoned in respect of that offense.
- (f) the individual is or was a board member, officer, or employee, to a professional association or labour union that represents regulated members within the twelve (12) months preceding the date of notice of a council election.