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Canada: An Act Respecting The Vocational Rehabilitation Of Disabled Persons And The Coordination Of Rehabilitation Services

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Canada-Federal

CHAPTER V-3

**An Act respecting the vocational rehabilitation of disabled persons
and the coordination of rehabilitation services.**

SHORT TITLE

Short title

1. This Act may be cited as the Vocational Rehabilitation of Disabled Persons Act.
R.S.,C. V-7, s. 1.

INTERPRETATION

2. In this Act,

"disabled person" means a person who because of physical or mental impairment is incapable of pursuing regularly any substantially gainful occupation;

"Minister" means the Minister of National Health and Welfare;

"vocational rehabilitation" means any process of restoration, training and employment placement, including services related thereto, the object of which is to enable a person to become capable of pursuing regularly a substantially gainful occupation. R.S., c. V-7, s. 2; SI/73-22; 1976-77, c. 54, s. 74.

AGREEMENTS AUTHORIZED

3. (1) The Minister may, with the approval of the Governor in Council, enter into an agreement with any province, for a period not exceeding six years, to provide for the payment by Canada to the province of contributions in respect of the costs incurred by the province in undertaking in the province a comprehensive program for the vocational rehabilitation of disabled persons.

(2) The contributions payable by Canada to a province under an agreement made pursuant to this section shall be fifty per cent of the costs incurred by the province in providing the program referred to in subsection (1).

(3) In this section, "costs" incurred by a province means the costs incurred by the province determined as prescribed in the agreement made under this section between the Minister and the province, but does not include any amounts expended by the province in respect of (a) any disabled person eligible for

vocational rehabilitation under the Veterans Rehabilitation Act, chapter V-5 of the Revised Statutes of Canada, 1970; or

(b) any disabled person whose disability is the result of an injury in respect of which benefits are payable to him under any workman's compensation law.

(4) In this section, the expression "comprehensive program for the vocational rehabilitation of disabled persons", in respect of a province, means a vocational rehabilitation program for disabled persons as defined in the agreement made under this section between the Minister and the province, and, without restricting the generality of the foregoing, includes such of the following services and processes of restoration, training and employment placement as are specified in the agreement, namely,

(a) assessment and counselling services for disabled persons;

(b) services and processes of restoration, training and employment placement designed to enable a disabled person to dispense with the necessity for institutional care or the necessity for the regular home service of an attendant;

(c) providing for utilizing the services of voluntary organizations that are carrying on activities in the province in the field of vocational rehabilitation of disabled persons;

(d) the training of persons as counsellors or administrators to carry out programs for the vocational rehabilitation of disabled persons; (e) the coordination of all activities in the province relating to vocational rehabilitation of disabled persons; and

(f) such other services and processes of restoration, training and employment placement in respect of disabled persons as are specified in the agreement.

(5) An agreement made under this section between the Minister and a province shall set out how and by what manner the various services and processes of restoration, training and employment placement in respect of disabled persons that constitute the provincial program for the vocational rehabilitation of disabled persons as defined in the agreement *will* be made available to disabled persons in the province. R.S., c. V-7, s. 3.

4. Any agreement made under this Act may be amended or terminated by the mutual consent of the parties thereto with the approval of the Governor in Council. R.S., c. V-7, s. 4.

FEDERAL PROGRAMS AND RESEARCH

5. The Minister may undertake to coordinate federal activities in the field of vocational rehabilitation of disabled persons in cooperation with the ministers or

heads of any other departments or agencies of the Government of Canada carrying on activities in that field.

6. (1) The Minister may undertake research in respect of vocational rehabilitation for disabled persons and may, where he deems it appropriate, undertake that research in cooperation with any province.

(2) The Minister may collect, compile, analyze, abstract and publish information relating to any research undertaken by him pursuant to this section. R.S., c. V-7, s. 6.

REGULATIONS

7. The Governor in Council may, on the recommendation of the Minister, make regulations for carrying out the purposes and provisions of this Act. R.S., c. V-7, s. 7: 1976-77, c.

54,s. 74.

REPORT TO PARLIAMENT

9. The Minister shall, within three months after the termination of each fiscal year, prepare an annual report on the work done, moneys expended and obligations contracted under this Act and cause the report to be laid before Parliament forthwith on the completion thereof or, if Parliament is not then sitting, on any of the first fifteen days next thereafter that either House of Parliament is sitting. R.S., c. V-7, s. 8.

