

BY-LAWS

SEPTEMBER 1, 2020

**NOVA SCOTIA
COLLEGE OF
NURSING**



EXCELLENCE FOR ALL

© Revised September 1, 2020, June 20, 2020
First published June 4, 2019 as Nova Scotia College of Nursing By-Laws

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PART I – INTERPRETATION OF BY-LAWS AND GENERAL PROVISIONS

1. DEFINITIONS

1. All words used in these by-laws that are defined in the *Act* or the regulations have the same meaning as set out in the *Act* or regulations.
2.
 - a. “*Act*” means the *Nursing Act*, SNS 2019, c 8;
 - b. “*Board*”, when used in these by-laws includes the initial Board and subsequent Boards, unless identified otherwise;
 - c. “*Board Code of Conduct policy*” means the policy approved by the Board governing the conduct of Board members;
 - d. “*Board Succession Committee*” means the committee appointed by the Board to nominate candidates to be appointed to fill vacancies on the initial Board;
 - e. “*College of Licensed Practical Nurses of Nova Scotia*” means the College charged with regulating the practice of licensed practical nurses prior to the proclamation of the *Nursing Act*;
 - f. “*College of Registered Nurses of Nova Scotia*” means the College charged with regulating the Practice of registered nurses and nurse practitioners prior to the proclamation of the *Nursing Act*;
 - g. “*College employees*” means individuals employed on a full- or part-time basis by the provincial office of the Nova Scotia College Nursing, but does not include independent contractors, consultants or facilitators who otherwise provide services to the College;
 - h. “*initial Board*” means the Board in place on the date of Royal Assent of the *Act*;
 - i. “*initial Board member*” means a Board member selected under section 6 of the *Act* to serve on the initial Board;
 - j. “*legacy Board*” means the Board of the College of Licensed Practical Nurses of Nova Scotia, or the Council of the College of Registered Nurses of Nova Scotia, in existence immediately prior to the proclamation of the *Act*, as the context requires;
 - k. “*proclamation*” means the process by which the *Act*, other than sections that took effect on Royal Assent, came into force;
 - l. “*resolution*” means a request for Board to consider a matter in accordance with By-law 26;
 - m. “*Royal Assent*” means the process by which certain sections of the *Act* came into force prior to proclamation;
 - n. “*scrutineers*” means individuals or organizations appointed by the Chair to count votes at meetings held by the College and excludes College employees, members of the Board, independent contractors and consultants providing services to the College;
 - o. “*subsequent Boards*” means any Board other than the initial Board;
 - p. “*voting delegates*” means those registrants who:
 - i. hold a current practising licence;
 - ii. are not College employees, Board members or scrutineers; and
 - iii. have registered to vote prior to a poll taken at the commencement of a relevant meeting.

2. CORPORATE SEAL

The seal of the College shall have the words “Nova Scotia College of Nursing, incorporated 2019” endorsed thereon.

3. HEAD OFFICE

The head office of the College shall be maintained within the province of Nova Scotia and located as to reasonably carry on the business of the College.

4. FORMS

Any forms required pursuant to the *Act*, Regulations or By-laws shall be as approved by the CEO.

5. FINES AND PENALTIES

1. The fine that may be imposed by the CEO for a registrant who has practised without a licence for a period less than one year, shall be \$100 for each month, or portion thereof, the registrant practiced without a licence, but not to exceed in total double the amount of a registrant's annual licence fee.
2. All other fines and penalties arising from the administration of the *Act*, shall be as determined by the Board.

6. NOTICES

All notices or materials that are required to be issued pursuant to the *Act*, regulations or by-laws that are not otherwise required by the *Act*, regulations or by-laws to be served in a specified manner, shall be deemed to be issued on the date such notices or materials are sent by the most appropriate method, as determined by the CEO; to include mail, courier, electronic communication or any other form of issuance.

7. RECORDS OF REGISTRANTS' HOURS OF WORK AND AUDIT

1. A registrant must keep a record of the hours that the registrant worked, and in particular:
 - a. Registrants under the "RN" designation must maintain records from at least the immediately previous five years;
 - b. Registrants under the "NP" designation must maintain records from at least the immediately previous two years; and
 - c. Registrants under the "LPN" designation must maintain records from at least the immediately previous five years.
2. The College may at any time conduct an audit of records kept under subsection (1) to ensure the validity of data that is recorded on applications to the College respecting hours worked in the designated practices.

8. NURSE PRACTITIONER REQUIREMENTS TO REPORT CHANGES IN CLIENT POPULATIONS

1. For purposes of this by-law, "client population" refers to one of the following:
 - a. neonate;
 - b. pediatric;
 - c. family/all ages;
 - d. adult.
2. Where a nurse practitioner is intending to practise with a different client population, the nurse practitioner must report the anticipated change to the CEO and receive approval from the Registration and Licensing Committee for the change prior to commencing practice with a different client population, in accordance with section 34 of the *Act*.

PART II – THE BOARD

9. INITIAL BOARD

1. The composition of the initial Board is as set out in the *Act* and the terms of office for each individual Board member on the initial Board is as set out in the *Act*. A person who serves as an initial Board member for the 2 or 3 year term designated for that person by the Board, is not eligible to serve as a member of a subsequent Board until at least three years have elapsed following completion of service as an initial Board member.
2. Subsection (1) does not apply to an initial Board member who may be elected or appointed as the Chair or Vice-Chair of a subsequent Board.
3. The officers of the initial Board are the Chair and Vice-Chair, elected or appointed by the initial Board in such manner as determined by the legacy Boards.
4. The terms of office, filling of vacancies and duties of the initial Chair and Vice-Chair are the same as those which apply to the Chair and Vice-Chair for subsequent Boards as set out in Part III of the by-laws.
5. Meetings of the initial Board shall be held in the same manner as meetings of subsequent Boards as set out in section 12.
6. The quorum for the initial Board is a majority of its members, which must include at least one public representative.
7. Where a vacancy occurs due to the resignation, removal or otherwise of an initial Board member who is a registrant member of the Board and who is not an officer, that vacancy shall be filled from the pool of registrants with the same nursing designation who served on the legacy Boards within one calendar year of Royal Assent and who were not elected to the initial Board, in accordance with the procedure set out in subsection (9).
8. Where a vacancy occurs due to the resignation, removal or otherwise of an initial Board member who is a public representative and who is not an officer, that vacancy shall be filled from the pool of public representatives who served on the legacy Boards within one calendar year of Royal Assent and who were not elected to the initial Board, in accordance with the procedure set out in subsection (9).
9. The Board Succession Committee shall review the composition of the Board in light of the vacancy under subsections (7) or (8) and make a recommendation to the Board respecting the filling of the vacancy from the pool of willing and available candidates under subsections (7) and (8), and the Board shall vote on such recommendation.
10. If the recommended candidate is not elected by the Board, the Board Succession Committee shall make a further recommendation from the same relevant pool and repeat the process until a candidate is elected.
11. If there are no persons meeting the requirements of subsections (7) to (10) who are willing and available to fill the vacancy, or are not elected by the Board, the Board Succession Committee shall recommend the next candidate from individuals who served on the legacy Boards within two calendar years of Royal Assent, who hold the relevant nursing designation or are a public representative, depending on the vacancy.
12. If there are no persons meeting the requirements of subsections (7) to (11) who are willing or available to fill the vacancy, or are not elected by the Board, the Board Succession Committee shall recommend the next candidate from individuals who served on regulatory committees of the legacy Colleges within two calendar years of Royal Assent, who hold the relevant nursing designation or are a public representative, depending on the vacancy.
13. Persons who are elected by the Board to fill a vacant position for an initial Board member shall serve for the duration of the term of the person whose vacancy is being filled.

14. Where a person fills a vacancy of an initial Board member under subsection (13):
 - a. and the duration of the replaced member's term is less than two years, the person filling the vacancy is eligible to offer to serve on a subsequent Board, and this replacement term does not count toward their term limit;
 - b. and the duration of the replaced member's term is two years or more, the person filling the vacancy is not eligible to serve on a subsequent Board until at least three years have elapsed following completion of service as the replacement for an initial Board member.
15. For clarity, the intent of subsections (7) to (14) is to ensure that the initial Board contains members with prior regulatory experience with a legacy College, and the same mix of designations and public representatives as the initial Board members.
16. If the vacancy cannot be filled in accordance with the provisions of subsections (7) to (14), the Board shall determine any additional or substituted procedures that may be required to reflect the intent of subsection (15).

10. SUBSEQUENT BOARDS

1. (This section of the by-laws is blank and will be kept as placeholder for new by-laws that will address the composition, manner of election or appointment, eligibility for voting on or approving subsequent Board members and the manner of filling vacancies on subsequent Boards. This by-Law will be developed by the initial Board and circulated for consultation at a separate time. This new by-law will not be needed for a period of two years – ie, when the term of some of the initial Board members expire).
2. Subsequent Board members are eligible for re-election or re-appointment to the Board following completion of two consecutive terms, if they did not serve on the Board for a minimum of three years prior to seeking re-election or re-appointment.

11. REMOVAL OF BOARD MEMBERS

1. Notwithstanding any other provisions of the by-laws, the initial or subsequent Boards may, by a seventy-five percent majority vote of the quorum participating at any Board meeting or a special meeting called for the purpose, remove the Chair, Vice-Chair or any other Board member before the expiration of their term of office, where the Board believes it is consistent with the objects of the College to do so.
2. A decision of the Board under subsection (1) is final.

12. GENERAL AND SPECIAL MEETINGS OF THE BOARD

1. The Chair shall call general meetings of the Board, with not less than four general meetings being held in a twelve month period.
2. Fourteen days prior to a scheduled general meeting, notice in writing shall be issued to each Board member of the time, place and agenda for the meeting.
3. The Chair may call a special meeting of the Board at any time required by the Chair or upon the written request of one-third of Board members indicating the subject(s) to be considered.
4. At least three days prior to a special meeting, notice in writing shall be issued to each Board member. The notice shall state the purpose of the meeting. No matter shall be discussed at any special meeting apart from that specified in the notice.
5. With the exception of the Chair, each Board member shall be entitled to one vote at any meeting of the Board. The Chair shall not vote, except in the case of a tie.
6. Meetings may be conducted by teleconference or other electronic means.
7. Notice of and voting at Board meetings may take place by electronic means.
8. Accidental omission to deliver notice of meetings does not invalidate proceedings at the meeting.

9. Notice requirements for meetings may be waived by unanimous vote of those participating in the meeting.
10. Board meetings will be held in a manner consistent with Robert's Rules of Order unless these by-laws provide otherwise.

PART III – CHIEF EXECUTIVE OFFICER, CHAIR AND VICE-CHAIR

13. CHAIR AND VICE-CHAIR

1. The Chair and the Vice-Chair are the officers of the Board.
2. The Chair and the Vice-Chair of the Board shall be elected or appointed by the Board in such manner as determined by the Board.
3. Subject to subsection (5) and to By-laws 14 and 15, the term of office for the positions of Chair and Vice-Chair is 2 years, which terms are independent of the terms served as Board members.
4. The Vice-Chair is eligible for appointment or election to the position of Chair, subject to the decision of the Board.
5. A person serving as Chair is not eligible to serve again on the Board until a minimum of three years has passed following completion of the term as Chair.
6. If a Vice-Chair is not elected or appointed to the office of Chair, then upon completion of the role of Vice-Chair the person is not eligible for further election or appointment until at least three years have elapsed following completion of service as the Vice-Chair.
7. The Chair shall:
 - a. preside at all meetings of the Board and annual and special meetings of the College;
 - b. *Act* as the official spokesperson for the Board, unless this function is otherwise delegated;
 - c. perform all *Acts* related to the office; and
 - d. perform such other functions as directed by the Board.
8. The Vice-Chair shall:
 - a. perform the duties of the Chair in the absence of the Chair; and
 - b. perform all other duties as delegated by the Chair or as directed by the Board.

14. VACANCY OF CHAIR POSITION

1. If the term of the Chair is not completed the Board shall appoint a replacement Chair, who may be the Vice-Chair, in accordance with such procedure as determined by the Board.
2. The replacement Chair will serve for the balance of the term of the outgoing Chair except, where the unexpired term of the outgoing Chair under subsection (1) leaves the replacement Chair serving a term of one year or less, the Board must determine whether the replacement Chair may serve one or two additional years as Chair in addition to the unexpired term of the outgoing Chair.
3. Where the Vice-Chair is appointed to fill the role of Chair under subsection (1), the Board shall appoint a new Vice-Chair whose term shall mirror the term of the replacement Chair as set out in subsection (2).
4. Where the Vice-Chair is not appointed to fill the role of Chair under subsection (1), the Vice-Chair will remain in place until the end of the Vice-Chair's term, at which time a new Vice-Chair will be appointed with a term to coincide with that of the currently serving Chair.

15. VACANCY OF VICE-CHAIR POSITION

1. If the term of Vice-Chair is not completed in circumstances other than those set out in By-law 14, the Board shall appoint a replacement Vice-Chair, in accordance with such procedure as determined by the Board.

2. The replacement Vice-Chair shall serve for the balance of the unexpired term of the outgoing Vice-Chair, and shall be eligible for consideration as Chair upon completion of the Vice-Chair's term.

16. CHIEF EXECUTIVE OFFICER

1. The CEO shall be invited to all scheduled meetings of the Board that are not planned as stand alone in camera meetings, and shall receive all meeting materials circulated to members of the Board for such meetings.
2. Notwithstanding subsection (1), the Board may hold in camera meetings at the discretion of the Board where the CEO shall not attend and shall not receive meeting materials unless otherwise determined by the Board.

PART IV – COMMITTEES

17. REGULATORY COMMITTEES

1. The requirements of this section are in addition to those set out in the *Act*.
2. The Registration and Licensing Committee shall include at least one public representative and at least one registrant from each designation regulated by the College.
3. The panel of the Registration and Licensing Committee for each matter under its jurisdiction shall include at least one public representative and such other persons as are consistent with the Terms of Reference for the panel.
4. The quorum of the panel of Registration and Licensing Committee is three persons who shall include at least one public representative.
5. The Registration and Licensing Review Committee shall include at least one public representative and at least one registrant from each designation regulated by the College.
6. The panel of the Registration and Licensing Review Committee for each matter under its jurisdiction shall include at least one public representative and at least one registrant with the same designation as the designation sought by the applicant before the Committee.
7. The quorum of the panel of the Registration and Licensing Review Committee is three persons who shall include at least one public representative.
8. The Complaints Committee shall include at least one public representative and at least one registrant from each designation regulated by the College.
9. The panel of the Complaints Committee for each matter under its jurisdiction shall include at least one public representative and at least one registrant with the same designation as the designation of the respondent.
10. The quorum of the panel of the Complaints Committee is two persons who shall include at least one public representative.
11. The Professional Conduct Committee shall include at least one public representative and at least one registrant from each designation regulated by the College.
12. The panel of the Professional Conduct Committee for each matter under its jurisdiction shall include at least one public representative and at least one registrant with the same designation as the respondent.
13. The quorum of the panel of the Professional Conduct Committee shall include at least one public representative.
14. The Fitness to Practise Committee shall include at least one public representative and at least one registrant from each designation regulated by the College.

15. The panel of the Fitness to Practise Committee for each matter under its jurisdiction shall include at least one public representative and at least one registrant with the same designation as the respondent.
16. The quorum of the panel of the Fitness to Practise Committee shall include at least one public representative.
17. The Reinstatement Committee shall include at least one public representative and at least one registrant from each designation regulated by the College.
18. The quorum of the Reinstatement Committee shall include at least one public representative.
19. The activities of all committees shall be conducted in accordance with the *Act*, By-laws and relevant policies approved by the Board.
20. The Practice Review Committee shall include at least one public representative and at least one registrant from each designation subject to the Practice Review program.
21. The panel of the Practice Review Committee for each matter under its jurisdiction shall include at least one public representative and at least one registrant with the same designation as the respondent.
22. The quorum of the panel of the Practice Review Committee shall include at least one public representative.

18. BOARD SUCCESSION COMMITTEE

1. In addition to the regulatory committees set out in the *Act*, the Board shall establish a Board Succession Committee, with a mandate to develop a list of recommended candidates to be appointed to fill vacancies on the initial Board.
2. In fulfilling its mandate, the Board Succession Committee shall:
 - a. develop competency, skills and diversity/social inclusion matrices for the Board appointment process;
 - b. identify the needs of the Board;
 - c. ensure that a call for expression of interest is circulated to those eligible as set out in section 9;
 - d. receive and review applications from candidates;
 - e. identify candidates who meet the criteria; and
 - f. present recommended candidates to the Board.
3. The Board Succession Committee shall be comprised of 1 LPN, 1 RN and two public representatives who have served on the Board of the CLPNNS or the Council of CRNNS within the two years prior to proclamation.
4. The Board shall select the Chair of the Board Succession Committee, who shall be one of the two public representative members of the committee.
5. A majority of the Board Succession Committee members constitutes a quorum.
6. The terms of office for the members of the Board Succession Committee shall be 2 years, to commence on proclamation of the new *Act*.
7. Notwithstanding the above, if there are insufficient candidates to populate the Board Succession Committee for any reason, the Board shall determine any additional or substituted procedures that are required to populate the Board Succession Committee.

PART V – REGULATORY PROCESSES

19. NOTICE OF HEARING

1. A notice of hearing sent in accordance with section 6 of these by-laws shall be deemed to have been served on the date it was sent.

2. In addition to the requirements of section 90 of the *Act*, a notice of hearing must state the allegations against the respondent and state that the respondent has the right to be represented by legal counsel, a union representative or another representative at their cost.

20. SUBPOENAED WITNESS FEES

1. Witnesses who are present under subpoena at a hearing are entitled to the same allowances as witnesses attending a trial of an action in the Supreme Court of Nova Scotia.

21. RECORDING EVIDENCE AT HEARING

1. All evidence presented at a hearing must be recorded by a person authorized by the College.
2. Evidence may be presented at a hearing in any manner that the committee conducting the hearing considers appropriate, and the committee is not bound by the rules of law respecting evidence applicable to judicial proceedings.

22. PRESERVING EVIDENCE

1. Evidence obtained during any regulatory process must be preserved electronically or otherwise for at least five years from the date the evidence is presented or the information is obtained.

PART VI – ANNUAL AND SPECIAL MEETINGS OF THE COLLEGE

23. ANNUAL AND SPECIAL MEETINGS

1. An Annual Meeting shall be held at a time and place determined by the Board, with an agenda approved by the Board.
2. The agenda shall include the following:
 - a. approval of the minutes of the previous Annual Meeting;
 - b. annual report from the CEO and from the Chair;
 - c. the auditor's annual report;
 - d. business arising from the previous Annual Meeting;
 - e. motions to be voted on in accordance with subsection (5);
 - f. resolutions proposed pursuant to By-law 26 and related motions arising out of such motions;
 - g. motions arising from the business of the annual meeting;
 - h. any other matters as determined by Board.
3. At least 30 days prior to a meeting date, members shall be issued a notice of the meeting, indicating the time and place of the meeting, the agenda for the meeting, and copies, if any, of resolutions proposed pursuant to By-law 26.
4. An Annual Meeting shall be open to all registrants and to the public. Public advertisement of the Annual Meeting shall be made in such manner as determined by the CEO.
5. The following matters shall be voted upon at an Annual Meeting:
 - a. motions arising out of the business of the Annual Meeting;
 - b. resolutions proposed pursuant to By-law 26, and related motions arising out of such resolutions; and
 - c. any other motion consistent with the objects of the College where at least two-thirds of the voting body approve of the motion being brought forward.
6. A quorum at an Annual Meeting or special meeting of the College shall be a majority of the voting delegates in attendance.

7. Special meetings of the College shall be called to deal with unusual or extraordinary circumstances of an immediate nature. These meetings may be called:
 - a. by at least a two-thirds majority vote of the Board; or
 - b. upon receipt of written requests from a minimum of 10% of the total College registrants holding a practising licence.
8. Requests shall include the subject(s) to be considered.
9. At least 14 days prior to a special meeting of the College, notice shall be issued to each registrant indicating the time, place and business to be transacted at the meeting. Other business shall not come before the meeting.
10. A special meetings must be held within 60 days after receipt of the request for such meeting.

24. VOTING AT ANNUAL AND SPECIAL MEETINGS

1. At each Annual Meeting and special meeting of the College, each voting delegate shall have one (1) vote.
2. Voting delegates who:
 - a. have registered to vote and are absent from the meeting room during a vote are deemed to have abstained.
 - b. are unable to continue in attendance at a meeting shall advise the Chief Scrutineer, forfeit their vote, and the poll count shall be adjusted accordingly.
3. A vote shall be passed by a majority of voting delegates in attendance, according to the Chief scrutineer's poll, at the time the vote is taken. In the case of a tie vote, the motion or resolution shall be defeated.
4. The Board may make rules for voting providing they are not in conflict with the foregoing.

25. SCRUTINEERS

1. Prior to an Annual or special meeting the Chair shall appoint a Chief scrutineer, who shall oversee the function of scrutineers and perform such other functions as set out in these by-laws or otherwise determined by the Chair.
2. Scrutineers shall:
 - a. count votes on resolutions and motions during the meeting; and
 - b. report in writing to the presiding officer.

26. MOTIONS AND RESOLUTIONS

1. In order for a resolution to be considered for voting at an Annual Meeting, it must be:
 - a. deemed by the Board to be consistent with the *Act*, and within the jurisdiction of the College; and
 - b. submitted by a registrant who holds a practising licence, and seconded by another registrant holding a practising licence, at least 90 days prior to an Annual Meeting.
2. A resolution approved by the Board for voting under subsection (1) shall be voted on at the Annual Meeting in accordance with the by-laws.
3. Where a resolution has been passed at an Annual Meeting, the Board shall consider the resolution and *Act* upon it in such manner the Board determines is consistent with the *Act* and within the jurisdiction of the College.
4. A motion must be made prior to voting on a matter that requires a vote under these by-laws, and a motion shall be moved and seconded by registrants who hold a practising licence.

27. PROCEDURES AT ANNUAL AND SPECIAL MEETINGS

1. Unless otherwise specified in these by-laws, proceedings of all Annual and special meetings shall be conducted according to Robert's Rules of Order (latest edition).
2. Despite other provisions of these by-laws, notice requirements for any meetings may be waived by unanimous vote of those participating in a meeting.
3. The Board may make rules for Annual and special meetings that are not inconsistent with these by-laws.
4. Annual and special meetings may be conducted by teleconference or other electronic means.
5. Accidental omission to deliver a notice, or non-receipt of such notice, does not invalidate a meeting.

PART VII – CODE OF ETHICS, STANDARDS OF PRACTICE AND COMPETENCIES

28. CODE OF ETHICS, STANDARDS AND COMPETENCIES

1. The code of ethics for Licensed Practical Nurses is the 2013 *Code of Ethics for Licensed Practical Nurses in Canada* developed by the Canadian Council for Practical Nurse Regulators.
2. The code of ethics for Registered Nurses is the 2017 *Code of Ethics for Registered Nurses* developed by the Canadian Nurses Association.
3. The code of ethics for Nurse Practitioners is the 2017 *Code of Ethics for Registered Nurses* developed by the Canadian Nurses Association.
4. The standards of practice for Licenced Practical Nurses are the 2013 *Standards of Practice for Licenced Practical Nurses in Canada* developed by the Canadian Council for Practical Nurse Regulators and the 2020 *Sexual Misconduct Standard of Practice for Nurses* developed by the Nova Scotia College of Nursing.
5. The standards of practice for Registered Nurses are the 2017 *Standards of Practice for Registered Nurses* developed by the College of Registered Nurses of Nova Scotia and the 2020 *Sexual Misconduct Standard of Practice for Nurses* developed by the Nova Scotia College of Nursing.
6. The standards of practice for Nurse Practitioners are the 2018 *Nurse Practitioner Standards of Practice* developed by the College of Registered Nurses of Nova Scotia and the 2020 *Sexual Misconduct Standard of Practice for Nurses* developed by the Nova Scotia College of Nursing.
7. The entry level competencies for Licensed Practical Nurses are the 2013 *Entry Level Competencies for Licensed Practical Nurses in Canada* developed by the Canadian Council for Practical Nurse Regulators.
8. The entry level competencies for Registered Nurses is the 2020 *Entry-Level Competencies for the Practice of Registered Nurses* developed by the Canadian Council of Registered Nurse Regulators.
9. The entry level competencies for Nurse Practitioners are the 2016 *Entry-Level Competencies for Nurse Practitioners in Canada* developed by the Canadian Council of Registered Nurse Regulators.

PART VIII – AFFILIATIONS

29. AFFILIATIONS

1. Retired affiliation may be granted by the CEO to any person who applies and meets all of the following criteria:
 - a. they previously were registered and held the equivalent of a practising licence in Nova Scotia or another jurisdiction;
 - b. they previously were authorized to use a nursing designation in Nova Scotia or another jurisdiction;
 - c. they have not had their licence revoked and not reinstated;

- d. they do not currently hold a practising licence; and
 - e. they are not engaged in the Practice of nursing or holding themselves out as having the authority to engage in the Practice of nursing.
2. A person who is granted a retired affiliation is entitled to use the designation previously held by the person when registered with “(retired)”, or any derivation or abbreviation of it immediately following the listing of the designation.
 3. Those registered nurses who were granted the affiliation “Registered Nurse (retired)” by the College of Registered Nurses of Nova Scotia prior to the date of proclamation, are eligible and permitted to use this affiliation without further application under subsection (1).
 4. The Board may remove the retired affiliation for any person where the Board believes it is consistent with the objects of the *Act* to do so.
 5. Prior to removing the retired affiliation under subsection (4), the Board shall provide the holder of the affiliation with an opportunity to present written submissions to the Board regarding the use of the affiliation.
 6. The decision of the Board under subsection (4) is final.