

1970

c 484 Vocational Rehabilitation Services Act

Ontario

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CHAPTER 484

The Vocational Rehabilitation Services Act

1. In this Act,

Interpretation

- (a) "Director" means the Director of the Vocational Rehabilitation Services Branch of the Department of Social and Family Services;
- (b) "disabled person" means a person who because of physical or mental impairment is incapable of pursuing regularly any substantially gainful occupation as determined by the regulations;
- (c) "Minister" means the Minister of Social and Family Services;
- (d) "regulations" means the regulations made under this Act;
- (e) "vocational rehabilitation services" means goods, allowances or services provided under the rehabilitation program established under section 5;
- (f) "workshop" means a place where any manufacture or handiwork is carried on and that is operated for the purpose of providing useful and remunerative employment and work training or work assessment under actual or simulated working conditions for vocationally handicapped persons. 1966, c. 159, s. 1, *amended*.

2. The Minister, with the approval of the Lieutenant Governor in Council, may make agreements with the Government of Canada or with any person or organization for the purpose of providing vocational rehabilitation services to disabled persons or in respect of the provision of such service. 1966, c. 159, s. 2.

Agreements

3. The Lieutenant Governor in Council may approve any organization providing vocational rehabilitation services to which grants for capital purposes may be paid in accordance with the regulations. 1966, c. 159, s. 3.

Approval of organizations for capital grants

4. The Lieutenant Governor in Council may approve workshops for which grants for capital purposes may be paid in accordance with the regulations. 1966, c. 159, s. 4.

Approval of workshops for capital grants

5. A rehabilitation program shall be established to provide,

Rehabilitation program

- (a) goods or services to enable a disabled person to become

- capable of pursuing regularly a substantially gainful occupation;
- (b) services for the assessment of the individual medical, social and psychological needs of a disabled person and for the formulation of the vocational rehabilitation services likely to be required to meet his needs;
 - (c) rehabilitation counselling, including guidance and adjustment services, and assistance in obtaining, and succeeding in, a substantially gainful occupation;
 - (d) for the payment of costs of assessment, training, pre-vocational training, work adjustment training and personal adjustment training, including books and training materials;
 - (e) for the payment to disabled persons of maintenance allowances and travelling allowances, including travelling allowances for a disabled person's guide or escort, to the extent necessary to enable the disabled person to derive the full benefit of vocational rehabilitation services provided under this Act;
 - (f) medical, surgical or psychiatric treatment or procedures related or directed thereto that may be expected within a reasonable period of time to eliminate or favourably modify any chronic, cyclical or slowly-progressive impairment that renders a person disabled;
 - (g) appliances designed to support or take the place of a part of the body or to increase the acuity of a sensory organ;
 - (h) necessary initial occupational and business tools, equipment, supplies and licences;
 - (i) for the payment of grants,
 - (i) to approved organizations for the establishment and expansion of workshops and for other capital purposes, and
 - (ii) to organizations for the operation of workshops and the provision of other vocational rehabilitation services;
 - (j) for the training of persons as counsellors and administrators to carry out the rehabilitation program;
 - (k) for research relating to vocational rehabilitation services and for the payment of grants to persons or organizations for this purpose; and
 - (l) for such other matters and services as are prescribed by the regulations. 1966, c. 159, s. 5.

be provided with vocational rehabilitation services. 1966, c. 159, s. 6.

7.—(1) There shall be a Director of the Vocational Rehabilitation Services Branch of the Department of Social and Family Services who shall, Duties of Director

- (a) make known the rehabilitation program established under this Act to disabled persons and to any other interested person;
- (b) receive applications for vocational rehabilitation services, determine the eligibility of each applicant and, where the applicant is eligible, determine the nature and extent of the vocational rehabilitation services necessary to meet his needs and direct their provision accordingly;
- (c) carry out and administer the rehabilitation program established under this Act and foster, co-ordinate and improve the program of organizations or agencies providing vocational rehabilitation services;
- (d) enter into arrangements with such persons and organizations as may be necessary for the provision of services under this Act;
- (e) compile statistics and reports relating to the provision of vocational rehabilitation services or the need for such services under this Act; and
- (f) carry out such other duties as are assigned to him by this Act and the regulations.

(2) Where the Director is absent or there is a vacancy in the office, the powers and duties of the Director shall be exercised and performed by such person in the public service as the Minister may designate. 1966, c. 159, s. 7, *amended*. Where Director absent

8.—(1) Any applicant for or recipient of vocational rehabilitation services may request a hearing and review by the board of review appointed under *The Family Benefits Act* of a decision, order or directive of the Director affecting the applicant or recipient, as the case may be. Application for review R.S.O. 1970, c. 157

(2) The provisions of *The Family Benefits Act* relating to the powers, duties and procedures of the board of review appointed under that Act, and relating to procedure on appeals therefrom to the Court of Appeal, apply *mutatis mutandis* to a hearing and review by the board under this Act. 1968, c. 141, s. 1. Provisions of R.S.O. 1970, c. 157 to apply

9. The Lieutenant Governor in Council may make regulations, Regulations

- (a) for determining substantially gainful occupations for the purposes of clause *b* of section 1;
- (b) specifying the organizations approved under section 3 and the workshops approved under section 4;
- (c) governing the amounts of allowances to be paid to disabled persons or any class thereof, and the manner and time of payment;
- (d) providing for the apportionment and distribution of grants to organizations approved under section 3 for the establishment and expansion of workshops approved under section 4 operated by such organizations and for other designated capital purposes, and prescribing the terms and conditions upon which grants shall be paid;
- (e) prescribing the eligibility of workshops and organizations for grants other than grants referred to in clause *d* and providing for the apportionment and distribution of grants to eligible organizations providing workshops or other vocational rehabilitation services or any class thereof, and prescribing the terms and conditions upon which grants shall be paid;
- (f) prescribing additional matters that shall be included in the rehabilitation program established under section 5;
- (g) prescribing the classes of disabled persons who are eligible for vocational rehabilitation services, and fixing standards of eligibility;
- (h) governing applications for vocational rehabilitation services;
- (i) prescribing additional duties of the Director;
- (j) establishing an advisory committee to advise the Minister respecting the provision and development of vocational rehabilitation services;
- (k) establishing a medical advisory board of one or more persons to advise the Director in the performance of his duties;
- (l) prescribing forms and providing for their use, and requiring the information in any form to be verified by affidavit;
- (m) respecting any other matter necessary or advisable to carry out effectively the intent and purpose of this Act. 1966, c. 159, s. 9.

10. The moneys required for the purposes of this Act shall be ^{Moneys} paid out of the moneys appropriated therefor by the Legislature. 1966, c. 159, s. 10, *amended*.

