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c 62 Immunization of School Pupils Amendment Act, 1984

Ontario

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CHAPTER 62

**An Act to amend the
Immunization of School Pupils Act, 1982**

Assented to December 14th, 1984

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

1.—(1) Section 1 of the *Immunization of School Pupils Act, 1982*, being chapter 41, as amended by the Statutes of Ontario, 1983, chapter 76, section 1, is further amended by adding thereto the following clause:

(ma) “statement of conscience or religious belief” means a statement by affidavit in the prescribed form by a parent of the person named in the statement that immunization conflicts with the sincerely held convictions of the parent based on the parent’s religion or conscience.

(2) Clause 1 (o) of the said Act is repealed:

2. The said Act is amended by adding thereto the following sections:

2a.—(1) The parent of a pupil shall cause the pupil to complete the prescribed program of immunization in relation to each of the designated diseases.

Duty of parent

(2) Subsection (1) does not apply to the parent of a pupil in respect of the prescribed program of immunization in relation to a designated disease specified by a physician in a statement of medical exemption filed with the proper medical officer of health and, where the physician has specified an effective time period, only during the effective time period.

Exception

(3) Subsection (1) does not apply to a parent who has filed a statement of conscience or religious belief with the proper medical officer of health.

Idem

Idem

(4) Subsection (1) does not apply to a parent who, before the coming into force of this section, has filed with the proper medical officer of health a statement of religious belief in the form prescribed before the coming into force of this section.

Offence

2b. Every person who contravenes section 2a is guilty of an offence and on conviction is liable to a fine of not more than \$1,000.

Certificate
by M.O.H.
as evidence

2c. In proceedings under section 2b, a certificate by a medical officer of health as to whether or not he has received a statement of medical exemption, a statement of conscience or religious belief or a statement of religious belief is admissible in evidence as proof in the absence of evidence to the contrary of the facts stated therein without proof of the appointment or signature of the medical officer of health.

3. Subclause 3 (2) (a) (iii) of the said Act is repealed and the following substituted therefor:

(iii) a statement of conscience or religious belief in respect of the pupil; and

4. Clause 14 (b) of the said Act is repealed and the following substituted therefor:

(b) prescribing forms and providing for their use and requiring that statements of conscience or religious belief be in the form of affidavits.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. The short title of this Act is the *Immunization of School Pupils Amendment Act, 1984*.