

LETTERS OF PERMISSION REGULATION

Authority: *Teachers Act*, S.B.C. 2011, c. 19, section 81

B.C. Reg. 5/2012Deposited January 6, 2012

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Definitions

1 In this regulation:

"Act" means the *Teachers Act*;

"applicant" means a person applying for a letter of permission under section 35 [*issuance of letter of permission*] of the Act;

"prospective employer" means a board of education or an independent school authority that is considering becoming the employer of an applicant.

Letters of permission

2 (1) An applicant must apply for a letter of permission in the form and manner required by the director of certification.

(2) An application may be jointly completed by an applicant and a prospective employer.

(3) The director of certification may request the following information from a prospective employer, whether or not the application is made by the applicant or jointly by the applicant and the prospective employer:

- (a) evidence that the prospective employer
 - (i) made reasonable efforts to hire a certificate holder for the position for which the applicant is being considered, and
 - (ii) was unable to recruit a certificate holder for the position;
- (b) one of the following:
 - (i) confirmation that no certificate holder responded to an advertisement for the position for which the applicant is being considered;
 - (ii) a rationale for not hiring a certificate holder who responded to an advertisement for the position for which the applicant is being considered;
- (c) a declaration by the prospective employer of the following:
 - (i) the prospective employer has no knowledge of any facts that would make the applicant an inappropriate person to work with children;
 - (ii) the prospective employer is satisfied that the applicant is of good character.

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(4) The director of certification must specify on the letter of permission the period of time for which the letter of permission is valid.