

CRIMINAL RECORD CHECK

Policy

Original Policy adopted by MTAM Board of Directors June 15, 2015

Policy in effect as of June 15, 2015

Revision: September 18, 2023

Background

This policy relates to the requirements regarding Criminal Record Checks with the Vulnerable Sector Search.

Definitions

In the following paragraphs of this policy, unless the context otherwise requires, the term “Applicant” shall mean applicants of the following categories:

- a) Applicants for registration as a massage therapist with the Massage Therapy Association of Manitoba (MTAM);
- b) Applicants for registration as a practicing massage therapist or renewal thereof;
- c) Applicants for registration as a non-practicing member of MTAM or renewal thereof;
- d) Applicants for registration as a retired member of MTAM or renewal thereof.

Criminal Record Checks with Vulnerable Sector Search

A Criminal Record Check with Vulnerable Sector Search should be obtained from each country that you resided in during the six months prior to submitting an application for registration.

A current Criminal Record Check with Vulnerable Sector Search (within 6 months of the date of application of registration) must be submitted by practicing and non-practicing members before they are accepted to membership with MTAM, with the following exception:

If a Criminal Record Check with Vulnerable Sector Search has been applied for, but not yet received or has been delayed, the applicant must:

- produce a receipt proving the record check application has been made
- submit any correspondence from law enforcement related to the delay (if applicable)

AND

- will be required to sign and submit the following disclosure declaration

The applicant will be accepted to membership as a probationary member, and the fact that an updated Criminal Record Check with Vulnerable Sector Search has been applied for but not yet received in our office, will be communicated to all insurers.

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NOTE: This may affect an applicant's ability to direct bill through medical benefit insurance providers.

If you do not have a receipt confirming your application for a Criminal Record Check with Vulnerable Sector Search, MTAM will not accept your application for membership.

The applicant must provide the completed original copy of the Criminal Record Check with Vulnerable Sector Search no later than 30 days from registration start date. If the Criminal Record Check with Vulnerable Sector Search is not provided within 30 days, the registration will be cancelled.

Under extenuating circumstances (e.g., Covid-19 global pandemic), an extension may be granted. The applicant must be in touch with MTAM to discuss the circumstances if an extension is being requested.

Disclosure Obligations

Applicants must disclose the following information about themselves and their practice of massage therapy or any other health profession whether in Manitoba or in another jurisdiction.

- a) A conviction for an offence under
 - i) the Criminal Code (Canada), the Controlled Drugs and Substances Act (Canada) or the Food and Drugs Act (Canada); or
 - ii) a criminal or penal statute of a jurisdiction outside Canada that is, or may be, relevant to his or her suitability to practice.

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Declaration

TO: The Massage Therapy Association of Manitoba (MTAM)

RE: Application for registration as a Massage Therapist with the Association

I, _____, solemnly declare that:
(please print full name clearly)

1. I have applied to MTAM for registration
2. I understand that I must disclose to MTAM information about a conviction for an offence under:
 - a. the Criminal Code (Canada), the Controlled Drugs and Substances Act (Canada), or the Food and Drugs Act (Canada), or
 - b. a criminal or penal statute of a jurisdiction outside Canada that is, or may be, relevant to my suitability to practice.
3. I understand that my registration will be cancelled if I provide a false or fraudulent representation to MTAM. I make this solemn declaration conscientiously, believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the "Canada Evidence Act."
4. I understand that I must provide the original copy of my completed Criminal Record Check with Vulnerable Sector Search within 30 days of my MTAM registration start date. I understand that failure to do so will result in the cancellation of my registration.

Signature of Applicant

Date