

Private Security and Investigative Services Act, 2005

ONTARIO REGULATION 26/10 TRAINING AND TESTING

Consolidation Period: From February 25, 2010 to the [e-Laws currency date](#).

Note: This Regulation comes into force on April 15, 2010. See: O. Reg. 26/10, s. 6.

No amendments.

This is the English version of a bilingual regulation.

Definition

1. In this Regulation,

“Ministry” means the ministry of the Minister. O. Reg. 26/10, s. 1.

Training and testing for applicants

2. (1) A licence to act as a security guard shall not be issued to an applicant unless the applicant,

(a) has successfully completed a training program that,

- (i) conforms to the Training Curriculum for Security Guards published by the Ministry in 2009, and
- (ii) is provided by an entity described in subsection (3); and

(b) has successfully completed the licensing test for security guards set by the Ministry. O. Reg. 26/10, s. 2 (1).

(2) A licence to act as a private investigator shall not be issued to an applicant unless the applicant,

(a) has successfully completed a training program that,

- (i) conforms to the Training Curriculum for Private Investigators published by the Ministry in 2009, and
- (ii) is provided by an entity described in subsection (3); and

(b) has successfully completed the licensing test for private investigators set by the Ministry. O. Reg. 26/10, s. 2 (2).

(3) The training programs required by subsections (1) and (2) must be provided by,

- (a) a public university;
- (b) a college established under the *Ontario Colleges of Applied Arts and Technology Act, 2002*;
- (c) a private career college registered under the *Private Career Colleges Act, 2005* as part of a program approved under that Act;
- (d) a licensed business entity; or
- (e) a registered business entity that employs the applicant or that has made a conditional offer of employment to the applicant. O. Reg. 26/10, s. 2 (3).

(4) The Training Curriculum for Security Guards and the Training Curriculum for Private Investigators referred to in subsections (1) and (2) are available from the Ministry and on the Ministry’s website. O. Reg. 26/10, s. 2 (4).

(5) The test required by clause (1) (b) or (2) (b) may be administered by the Ministry or by a person or entity authorized by the Ministry. O. Reg. 26/10, s. 2 (5).

(6) Subsection (1) does not apply to an applicant who holds a permanent licence to act as a security guard issued by another province or territory of Canada if that licence was issued to the applicant upon the successful completion of training and a test or upon the successful completion of a test. O. Reg. 26/10, s. 2 (6).

(7) Subsection (2) does not apply to an applicant who holds a permanent licence to act as a private investigator issued by another province or territory of Canada if that licence was issued to the applicant upon the successful completion of training and a test or upon the successful completion of a test. O. Reg. 26/10, s. 2 (7).

Restrictions on provision of training

3. (1) A licensed or registered business entity shall not provide a training program required by subsection 2 (1) or (2) unless the program conforms to the appropriate Training Curriculum as described in subsection 2 (1) or (2), as the case may be. O. Reg. 26/10, s. 3 (1).

(2) A person or entity that is not listed in subsection 2 (3) shall not hold themselves out as being authorized to provide a training program required by subsection 2 (1) or (2) or in any way suggest that an individual who successfully completes a training program provided by the person or entity will have satisfied the training requirements set out in section 2 for the issuance of a licence to act as a security guard or private investigator. O. Reg. 26/10, s. 3 (2).

Training and testing for licence renewals and new applications

4. A licensee who was issued a licence to act as a security guard or private investigator after successfully completing the training program and licensing test required by subsection 2 (1) or (2) may renew the licence or be issued a new licence without having to successfully complete the training or test again. O. Reg. 26/10, s. 4.

Transition re licence renewals and new applications

5. (1) A licensee who holds a valid licence to act as a security guard or private investigator on April 14, 2010 may renew the licence a first time after that date if he or she successfully completes the licensing test described in clause 2 (1) (b) or (2) (b), as appropriate. O. Reg. 26/10, s. 5 (1).

(2) A licensee who renews his or her licence under subsection (1) may renew the licence a second and subsequent times without having to successfully complete the licensing test again and without having to successfully complete the training program required by clause 2 (1) (a) or (2) (a), as appropriate. O. Reg. 26/10, s. 5 (2).

(3) Despite subsection (1), if the licence described in that subsection expires on or after April 15, 2010 and before July 16, 2010, the licensee may renew the licence a first time without having to successfully complete the licensing test described in clause 2 (1) (b) or (2) (b), as appropriate. O. Reg. 26/10, s. 5 (3).

(4) A licensee who renews his or her licence under subsection (3) may renew the licence a second time only if he or she successfully completes the licensing test described in clause 2 (1) (b) or (2) (b), as appropriate, and he or she may renew the licence subsequent times without having to successfully complete the licensing test again and without having to successfully complete the training program required by clause 2 (1) (a) or (2) (a), as appropriate. O. Reg. 26/10, s. 5 (4).

(5) If a licensee's licence is not renewed under subsection (1) or (4) because he or she has not successfully completed the licensing test described in clause 2 (1) (b) or (2) (b), as appropriate, he or she must successfully complete both the training program and the licensing test described in subsection 2 (1) or (2), as appropriate, before being issued a new licence. O. Reg. 26/10, s. 5 (5).

(6) Despite clauses 2 (1) (b) and (2) (b), a licensee who has renewed his or her licence as described in subsection (1) or (4) may subsequently be issued a new licence without having to successfully complete the licensing test again and without having to successfully complete the training program required by clause 2 (1) (a) or (2) (a), as appropriate. O. Reg. 26/10, s. 5 (6).

6. OMITTED (PROVIDES FOR COMING INTO FORCE OF PROVISIONS OF THIS REGULATION). O. Reg. 26/10, s. 6.

Français

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