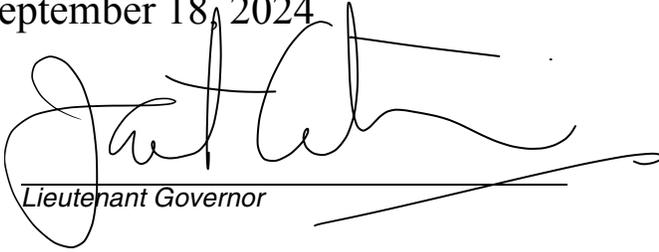


PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 591

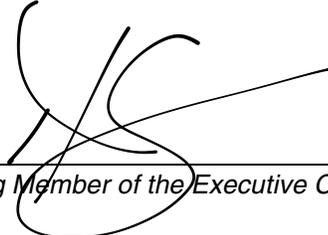
, Approved and Ordered September 18, 2024



Lieutenant Governor

**Executive Council Chambers, Victoria**

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that the Employment and Assistance for Persons with Disabilities Regulation, B.C. 265/2002, is amended as set out in the attached Appendix.



Presiding Member of the Executive Council

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*(This part is for administrative purposes only and is not part of the Order.)*

**Authority under which Order is made:**

Act and section: *Employment and Assistance for Persons with Disabilities Act*, S.B.C. 2002, c. 41, s. 26

Other: OIC 874/2002

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## APPENDIX

**1 Section 29 (2) of the Employment and Assistance for Persons with Disabilities Regulation, B.C. Reg. 265/2002, is amended**

**(a) by repealing paragraph (a) (iii) and substituting the following:**

- (iii) a family unit receives a specified income replacement benefit within the meaning of section 3 (1) of Schedule B; , **and**

**(b) by repealing paragraph (c) (vii) and substituting the following:**

- (vii) the amount of unearned income that is received by the family unit in the calendar month as a specified income replacement benefit within the meaning of section 3 (1) of Schedule B and the source of that income.

**2 Section 1 (a) of Schedule B is amended by adding the following subparagraph:**

- (i.1) any specified income replacement benefits within the meaning of section 3 (1) of this Schedule received by a dependent child; .

**3 Section 3 is amended**

**(a) in subsection (1) by adding the following definition:**

**“specified income replacement benefit”** means any of the following unearned income:

- (a) compensation paid under section 191 [*temporary total disability*] or 192 [*temporary partial disability*] of the *Workers Compensation Act*;
- (b) a benefit provided under the *Insurance (Vehicle) Act* that is referred to in any of the following sections of that Act:
  - (i) section 131 [*full-time earners*], as modified by section 132 if applicable;
  - (ii) section 133 [*temporary earners and part-time earners*];
  - (iii) section 134 [*non-earners*];
  - (iv) section 137 [*student entitled to income replacement benefit*];
  - (v) section 138 [*benefit for student unable to begin or continue studies*];
  - (vi) section 139 [*benefit for student able to begin or continue studies*];
  - (vii) section 142 [*minor entitled to income replacement benefit*];
  - (viii) section 143 [*benefit for minor unable to begin or continue studies*];
  - (ix) section 144 [*benefit for minor able to begin or continue studies*]; ,

**(b) in subsection (1) by repealing the definition of “qualifying income” and substituting the following:**

**“qualifying income”** means, subject to subsection (1.1),

- (a) earned income, except the deductions permitted under section 2, and
- (b) unearned income that is a specified income replacement benefit; , **and**

***(c) by adding the following subsection:***

(1.1) A specified income replacement benefit under the *Insurance (Vehicle) Act* is qualifying income in relation to the provision of assistance for a calendar month after October 2024.

***4 Section 6 of Schedule D is amended by adding the following paragraph:***

(a.1) any specified income replacement benefits within the meaning of section 3 (1) of Schedule B received by a dependent child; .