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THE PUBLIC INTEREST DISCLOSURE  
(WHISTLEBLOWER PROTECTION) ACT  
(C.C.S.M. c. P217)

**Public Interest Disclosure (Whistleblower  
Protection) Regulation**

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Regulation 64/2007  
Registered March 28, 2007

TABLE OF CONTENTS

Section

- 1 Definition
- 2 Designation
- 3 Procedures
- 4 Exception: subsection 7(1) of the Act
- 5 Coming into force

Schedule

**Definition**

**1** In this regulation, "**Act**" means *The Public Interest Disclosure (Whistleblower Protection) Act*.

**Designation**

**2(1)** In addition to the government bodies referred to in the Act, the following are designated as government bodies for the purposes of the Act:

- (a) an entity named in the Schedule;

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LOI SUR LES DIVULGATIONS FAITES DANS  
L'INTÉRÊT PUBLIC (PROTECTION DES  
DIVULGATEURS D'ACTES RÉPRÉHENSIBLES)  
(c. P217 de la C.P.L.M.)

**Règlement sur les divulgations faites dans  
l'intérêt public (protection des divulgateurs  
d'actes répréhensibles)**

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Règlement 64/2007  
Date d'enregistrement : le 28 mars 2007

TABLE DES MATIÈRES

Article

- 1 Définition
- 2 Désignation
- 3 Règles
- 4 Exception — paragraphe 7(1) de la *Loi*
- 5 Entrée en vigueur

Annexe

**Définition**

**1** Dans le présent règlement, « **Loi** » s'entend de la *Loi sur les divulgations faites dans l'intérêt public (protection des divulgateurs d'actes répréhensibles)*.

**Désignation**

**2(1)** Sont désignés à titre d'organismes gouvernementaux pour l'application de la *Loi*, en plus des organismes indiqués dans celle-ci :

- a) les entités mentionnées à l'annexe;

(b) a publicly funded body or organization that carries on or engages in any of the following activities:

(i) providing support services, including employment, vocational or personal development services, that are offered during the day to vulnerable persons under *The Vulnerable Persons Living with a Mental Disability Act*,

(ii) operating a residential care facility licensed or approved under *The Social Services Administration Act*, other than a foster home,

(iii) operating a facility at which rental units as defined in *The Residential Tenancies Act* are rented to individuals or families of low or modest income at reduced rents by reason of funding provided by the government or a government agency,

(iv) operating a child care facility licensed under *The Child and Family Services Act*, other than a foster home,

(v) operating a child care centre licensed under *The Community Child Care Standards Act*;

(c) the following municipalities:

(i) the City of Brandon,

(ii) The City of Winnipeg.

**2(2)** For the purpose of clause (1)(b), a body or organization is publicly funded if

(a) it expects to receive operating funding from the government during its current fiscal year of at least 50% of its anticipated operating costs for the year; or

(b) it expects to receive operating funding from the government during its current fiscal year and

(i) within the past fiscal year, it received operating funding from the government that is at least 50% of its operating costs for the year, or

b) les organismes financés par l'État qui :

(i) fournissent des services de soutien de jour, y compris des services d'emploi, des services de formation ou des services de développement personnel, aux personnes vulnérables visées par la *Loi sur les personnes vulnérables ayant une déficience mentale*,

(ii) gèrent un établissement de soins en résidence autorisé ou agréé sous le régime de la *Loi sur les services sociaux*, à l'exclusion d'un foyer d'accueil,

(iii) gèrent un établissement où des unités locatives, au sens de la *Loi sur la location à usage d'habitation*, sont louées à des particuliers ou à des familles à faible ou modeste revenu, à un loyer réduit en raison d'un versement de fonds publics par le gouvernement ou un organisme gouvernemental,

(iv) gèrent un établissement d'aide à l'enfant autorisé sous le régime de la *Loi sur les services à l'enfant et à la famille*, à l'exclusion d'un foyer d'accueil,

(v) gèrent une garderie autorisée sous le régime de la *Loi sur la garde d'enfants*;

c) les municipalités suivantes :

(i) la Ville de Brandon,

(ii) la Ville de Winnipeg.

**2(2)** Pour l'application de l'alinéa (1)b), un organisme est financé par l'État lorsque, selon le cas :

a) il s'attend à recevoir du gouvernement pendant son exercice en cours un financement correspondant au moins à 50 % de ses coûts de fonctionnement prévus pour l'exercice;

b) il s'attend à recevoir du gouvernement pendant son exercice en cours un financement et, selon le cas :

(ii) within its three preceding fiscal years, it received operating funding from the government that, in total, is at least 50% of its total operating costs for those years.

(i) a reçu du gouvernement pendant le dernier exercice un financement qui correspond au moins à 50 % de ses coûts de fonctionnement pour cet exercice,

(ii) a reçu du gouvernement pendant ses trois exercices précédents un financement qui, au total, correspond au moins à 50 % de ses coûts totaux de fonctionnement pour ces exercices.

**2(3)** For the purpose of subsection (2), operating funding from the government includes

(a) operating funding received from a government body; and

(b) a subsidy paid by the government or a government body to the body or organization on behalf of an individual who receives the service.

M.R. 137/2007; 168/2018

### Procedures

**3** The procedures referred to in section 5 of the Act must provide that a designated officer has authority to refer a disclosure, with notice to the employee, in the following cases:

1. The designated officer may refer a disclosure to the Ombudsman if it would be inappropriate for the designated officer to deal with it, either because of the nature of the wrongdoing or because of the persons involved in the disclosure.
2. The designated officer may refer a disclosure to another designated officer if the wrongdoing is in or relates to another part of the public service.

### Exception: subsection 7(1) of the Act

**4** If a chief executive determines in consultation with the Ombudsman that the exception set out in subsection 7(1) of the Act applies, a disclosure received from an employee must be referred to the Ombudsman with notice to the employee.

**2(3)** Pour l'application du paragraphe (2), le financement du gouvernement comprend :

a) celui reçu d'un organisme gouvernemental;

b) toute subvention versée par lui ou par un organisme gouvernemental à l'organisme visé au nom du particulier qui reçoit le service.

R.M. 137/2007; 168/2018

### Règles

**3** Les règles mentionnées à l'article 5 de la *Loi* prévoient qu'un fonctionnaire désigné a le pouvoir de renvoyer une divulgation dans les cas suivants, pourvu qu'il en avise l'employé :

1. Le fonctionnaire désigné peut renvoyer une divulgation à l'ombudsman s'il n'est pas indiqué qu'il y donne suite en raison de la nature de l'acte répréhensible ou de l'identité des personnes mises en cause dans le cadre de la divulgation.
2. Le fonctionnaire désigné peut renvoyer une divulgation à un autre fonctionnaire désigné si l'acte répréhensible est commis au sein d'un autre secteur de l'administration publique ou à l'égard de celui-ci.

### Exception — paragraphe 7(1) de la *Loi*

**4** Si l'administrateur général, après avoir consulté l'ombudsman, détermine que l'exception visée au paragraphe 7(1) de la *Loi* s'applique, une divulgation est renvoyée à l'ombudsman et l'employé qui l'a faite en est avisé.

**Coming into force**

**5** This regulation comes into force on the same day that section 1 of the Act comes into force.

**Entrée en vigueur**

**5** Le présent règlement entre en vigueur en même temps que l'article 1 de la *Loi*.

| SCHEDULE<br>(Section 2)                                                     | ANNEXE<br>(Article 2)                                                                                 |
|-----------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------|
| DESIGNATED GOVERNMENT BODIES                                                | ORGANISMES GOUVERNEMENTAUX DÉSIGNÉS                                                                   |
| <b>Health-related bodies*</b>                                               | <b>Organismes du secteur de la santé*</b>                                                             |
| Aboriginal Health and Wellness Centre of Winnipeg, Inc.                     | Aboriginal Health and Wellness Centre of Winnipeg, Inc.                                               |
| Beacon Hill Lodge                                                           | Beacon Hill Lodge                                                                                     |
| Betel Home Foundation<br>Gimli, Manitoba                                    | Betel Home Foundation<br>Gimli (Manitoba)                                                             |
| Betel Home Foundation<br>Selkirk, Manitoba                                  | Betel Home Foundation<br>Selkirk (Manitoba)                                                           |
| Bethania Mennonite Personal Care Home, Inc.                                 | Bethania Mennonite Personal Care Home, Inc.                                                           |
| Calvary Place Personal Care Home                                            | Calvary Place Personal Care Home                                                                      |
| CancerCare Manitoba, a corporation under <i>The CancerCare Manitoba Act</i> | Action cancer Manitoba, personne morale visée par la <i>Loi sur la Société Action cancer Manitoba</i> |
| Centre de santé Saint-Boniface Inc.                                         | Centre de santé Saint-Boniface Inc.                                                                   |
| Centre Taché Centre                                                         | Centre Taché Centre                                                                                   |
| Charleswood Care Centre                                                     | Charleswood Care Centre                                                                               |
| Clinique Youville Clinic Inc.                                               | Clinique Youville Clinic Inc.                                                                         |
| Concordia General Hospital                                                  | Concordia General Hospital                                                                            |
| Concordia Place                                                             | Concordia Place                                                                                       |
| The Convalescent Home of Winnipeg                                           | The Convalescent Home of Winnipeg                                                                     |
| C.P.L. — Valleyview<br>Brandon, Manitoba                                    | Les Résidences Parc Central Ltée — Valleyview<br>Brandon (Manitoba)                                   |
| Dinsdale Personal Care Home<br>Brandon, Manitoba                            | Dinsdale Personal Care Home<br>Brandon (Manitoba)                                                     |
| Donwood Manor Personal Care Home Inc.                                       | Donwood Manor Personal Care Home Inc.                                                                 |
| Dr. Gendreau Personal Care Home<br>Ste. Rose du Lac, Manitoba               | Dr. Gendreau Personal Care Home<br>Sainte-Rose-du-Lac (Manitoba)                                      |
| Eden Mental Health Centre<br>Winkler, Manitoba                              | Eden Mental Health Centre<br>Winkler (Manitoba)                                                       |

|                                                                        |                                                                         |
|------------------------------------------------------------------------|-------------------------------------------------------------------------|
| Extendicare Oakview Place                                              | Extendicare Oakview Place                                               |
| Extendicare Tuxedo Villa                                               | Extendicare Tuxedo Villa                                                |
| Foyer Valade                                                           | Foyer Valade                                                            |
| Fred Douglas Lodge                                                     | Fred Douglas Lodge                                                      |
| Golden Door Geriatric Centre                                           | Golden Door Geriatric Centre                                            |
| Golden Links Lodge                                                     | Golden Links Lodge                                                      |
| Golden West Centennial Lodge                                           | Golden West Centennial Lodge                                            |
| Heritage Lodge Personal Care Home                                      | Heritage Lodge Personal Care Home                                       |
| Hillcrest Place Inc.<br>Brandon, Manitoba                              | Hillcrest Place Inc.<br>Brandon (Manitoba)                              |
| Holy Family Nursing Home                                               | Holy Family Nursing Home                                                |
| Kildonan Personal Care Centre Inc.                                     | Kildonan Personal Care Centre Inc.                                      |
| Lions Personal Care Centre                                             | Lions Personal Care Centre                                              |
| Luther Home                                                            | Luther Home                                                             |
| Main Street Project Inc.                                               | Main Street Project Inc.                                                |
| Manitoba Adolescent Treatment Centre Inc.                              | Manitoba Adolescent Treatment Centre Inc.                               |
| Maples Personal Care Home                                              | Maples Personal Care Home                                               |
| McCreary/Alonsa Health Centre<br>McCreary, Manitoba                    | Centre de santé de McCreary et d'Alonsa<br>McCreary (Manitoba)          |
| McCreary/Alonsa Health Centre Personal Care Home<br>McCreary, Manitoba | McCreary/Alonsa Health Centre Personal Care Home<br>McCreary (Manitoba) |
| Meadowood Manor                                                        | Meadowood Manor                                                         |
| Menno Home for the Aged<br>Grunthal, Manitoba                          | Menno Home for the Aged<br>Grunthal (Manitoba)                          |
| MFL Occupational Health and Safety Center Inc.                         | MFL Occupational Health and Safety Center Inc.                          |
| Middlechurch Home of Winnipeg Inc.                                     | Middlechurch Home of Winnipeg Inc.                                      |
| Misericordia General Hospital                                          | Misericordia General Hospital                                           |
| Misericordia Health Centre                                             | Misericordia Health Centre                                              |

|                                                              |                                                               |
|--------------------------------------------------------------|---------------------------------------------------------------|
| Mount Carmel Clinic                                          | Mount Carmel Clinic                                           |
| Nine Circles Community Health Centre Inc.                    | Nine Circles Community Health Centre Inc.                     |
| Nisichawayasihk Personal Care Home<br>Nelson House, Manitoba | Nisichawayasihk Personal Care Home<br>Nelson House (Manitoba) |
| Northern Spirit Manor<br>Thompson, Manitoba                  | Northern Spirit Manor<br>Thompson, Manitoba                   |
| Nor'West Co-op Community Health Centre, Inc.                 | Nor'West Co-op Community Health Centre, Inc.                  |
| Park Manor Personal Care Home, Inc.                          | Park Manor Personal Care Home, Inc.                           |
| Parkview Place                                               | Parkview Place                                                |
| Pembina Mennonite Personal Care Home                         | Pembina Mennonite Personal Care Home                          |
| Pinaow Wachi Inc.<br>Norway House, Manitoba                  | Pinaow Wachi Inc.<br>Norway House (Manitoba)                  |
| Poseidon Care Centre                                         | Poseidon Care Centre                                          |
| Prairie View Lodge<br>Pilot Mound, Manitoba                  | Prairie View Lodge<br>Pilot Mound (Manitoba)                  |
| Red River Place<br>Selkirk, Manitoba                         | Red River Place<br>Selkirk (Manitoba)                         |
| Rehabilitation Centre for Children                           | Rehabilitation Centre for Children                            |
| Rehabilitation Centre for Children Inc.                      | Rehabilitation Centre for Children Inc.                       |
| Rest Haven Nursing Home<br>Steinbach, Manitoba               | Rest Haven Nursing Home<br>Steinbach (Manitoba)               |
| River East Personal Care Home Ltd.                           | River East Personal Care Home Ltd.                            |
| Riverview Health Centre Inc.                                 | Riverview Health Centre Inc.                                  |
| Rock Lake Hospital<br>Crystal City, Manitoba                 | Hôpital de Rock Lake<br>Crystal City (Manitoba)               |
| Rock Lake Personal Care Home<br>Pilot Mound, Manitoba        | Rock Lake Personal Care Home<br>Pilot Mound (Manitoba)        |
| St. Adolphe Personal Care Home<br>St. Adolphe, Manitoba      | St. Adolphe Personal Care Home<br>Saint-Adolphe (Manitoba)    |
| St. Boniface General Hospital                                | Hôpital général de Saint-Boniface                             |
| St. Joseph's Residence Inc.                                  | St. Joseph's Residence Inc.                                   |

|                                                              |                                                                           |
|--------------------------------------------------------------|---------------------------------------------------------------------------|
| St. Norbert Personal Care Home Inc.                          | St. Norbert Personal Care Home Inc.                                       |
| St. Paul's Home<br>Dauphin, Manitoba                         | St. Paul's Home<br>Dauphin (Manitoba)                                     |
| Ste. Rose General Hospital<br>Ste. Rose, Manitoba            | Hôpital général de Ste. Rose<br>Sainte-Rose (Manitoba)                    |
| Salem Home Inc.<br>Winkler, Manitoba                         | Salem Home Inc.<br>Winkler (Manitoba)                                     |
| Salvation Army Grace General Hospital                        | Salvation Army Grace General Hospital                                     |
| Seven Oaks General Hospital                                  | Seven Oaks General Hospital                                               |
| Sexuality Education Resource Centre Manitoba, Inc.           | Sexuality Education Resource Centre Manitoba, Inc.                        |
| Shared Health Inc.                                           | Soins communs                                                             |
| The Sharon Home — Kanee Centre                               | The Sharon Home — Kanee Centre                                            |
| The Sharon Home — Simkin Centre                              | The Sharon Home — Simkin Centre                                           |
| Tabor Home Inc.<br>Morden, Manitoba                          | Tabor Home Inc.<br>Morden (Manitoba)                                      |
| Tudor House Personal Care Home<br>Selkirk, Manitoba          | Tudor House Personal Care Home<br>Selkirk (Manitoba)                      |
| Victoria General Hospital                                    | Victoria General Hospital                                                 |
| Villa Youville Incorporated<br>Ste. Anne, Manitoba           | Villa Youville Incorporated<br>Sainte-Anne (Manitoba)                     |
| Vista Park Lodge                                             | Vista Park Lodge                                                          |
| West Park Manor Personal Care Home                           | West Park Manor Personal Care Home                                        |
| Winnipegosis General Hospital Inc.<br>Winnipegosis, Manitoba | Winnipegosis General Hospital Inc.<br>Winnipegosis (Manitoba)             |
| Winnipegosis-Mossey River PCH Inc.<br>Winnipegosis, Manitoba | Winnipegosis-Mossey River PCH Inc.<br>Winnipegosis (Manitoba)             |
| Women's Health Clinic Inc.                                   | Women's Health Clinic Inc.                                                |
| *If no location is listed, the body is located in Winnipeg.  | *Les organismes dont l'adresse n'est pas indiquée sont situés à Winnipeg. |



**Universities**

Brandon University

Le Collège universitaire de Saint-Boniface

St. Andrew's College in Winnipeg

St. John's College

St. Paul's College

University College of the North

The University of Manitoba

The University of Winnipeg

**Universités**

Université de Brandon

Collège universitaire de Saint-Boniface

St. Andrew's College in Winnipeg

St. John's College

St. Paul's College

Collège universitaire du Nord

Université du Manitoba

Université de Winnipeg

**Other**

Eastman Crisis Centre Inc.

Focus on Employment Inc.

Ikwe-Widdjiitiwin Inc

Insurance Council of Manitoba under *The Insurance Act*

Manitoba Community Services Council, Inc.

Manitoba Health Research Council, continued as a body corporate under *The Manitoba Health Research Council Act*

Manitoba Housing Authority, a body corporate incorporated under Part II of *The Housing and Renewal Corporation Act*

The Manitoba Museum

Nova House Inc.

Osborne House Inc.

Parkland Crisis Centre Incorporated

Portage Family Abuse Prevention Centre Inc.

St. Amant Centre Inc.

Segue Career Options Inc.

**Autres**

Eastman Crisis Centre Inc.

Focus on Employment Inc.

Ikwe-Widdjiitiwin Inc

Conseil d'assurance du Manitoba, organisme créé sous le régime de la *Loi sur les assurances*

Conseil manitobain des services communautaires Inc.

Conseil manitobain de la recherche en matière de santé, organisme prorogé à titre de personne morale sous le régime de la *Loi sur le Conseil manitobain de la recherche en matière de santé*

Bureau du logement du Manitoba, personne morale constituée en vertu de la partie II de la *Loi sur la Société d'habitation et de rénovation*

Musée du Manitoba

Nova House Inc.

Osborne House Inc.

Parkland Crisis Centre Incorporated

Portage Family Abuse Prevention Centre Inc.

Centre St-Amant

Skills Unlimited

Society for Manitobans with Disabilities Inc.

South Central Committee on Family Violence Inc.

Sport Manitoba

Tax Appeals Commission under *The Tax Appeals Commission Act*

The Pas Committee for Women in Crisis, Inc.

Thompson Crisis Centre Inc

Venture Manitoba Tours Ltd.

Westman Coalition for Employment Opportunities Inc.

M.R. 100/2007; 137/2007; 173/2008; 168/2018

Segue Career Options Inc.

Skills Unlimited

Society for Manitobans with Disabilities Inc.

South Central Committee on Family Violence Inc.

Sport Manitoba

Commission d'appel des impôts et des taxes,  
organisme constitué sous le régime de la *Loi sur la Commission d'appel des impôts et des taxes*

The Pas Committee for Women in Crisis, Inc.

Thompson Crisis Centre Inc

Venture Manitoba Tours Ltd.

Westman Coalition for Employment Opportunities Inc.

R.M. 100/2007; 137/2007; 173/2008; 168/2018