

DRAFT AGENDA
Council Meeting
College of Homeopaths of Ontario

June 20, 2018 from 10:00 a.m. to 4:09 p.m.
163 Queen Street East, Toronto, Second Floor

	ITEM	ACTION	FORMAT	WHO	MIN	TIME
1	Call to Order	Information	Verbal	B Sharma	1 min	10:00
	1.1 Welcome and Introduction of New Council Members & round the table introductions	Information	Verbal	B Sharma	10 min	10:01
2	Agenda					
	2.1 Adoption of Agenda	Decision	Written	B Sharma	3 min	10:11
	2.2 Consent Agenda	Decision	Written	B Ziv	3 min	10:14
3	Declaration of Conflict of Interest	Decision	Verbal	B Sharma	3 min	10:17
4	Council Role & Responsibilities in a Changing Environment	Information	Verbal	Rebecca Durcan Steinecke Maciura LeBlanc	60 min	10:20
	BREAK				10 min	11:20
6	Election of Executive Committee	Decision	Written	B Ziv	60 min	11:30
	LUNCH				45 min	12:30
7	Approval of minutes					
	7.1 Meeting minutes dated February 7, 2018	Decision	Written	Chair	5 min	1:15
	IN CAMERA					
In camera						
<i>As permitted by the Regulated Health Professions Act, 1991, Schedule 2, section 7.2 there are times when it is appropriate for Council to discuss matters in camera. These include matters of public security; financial or personal or other matters of such a nature that it is desirable to avoid public disclosure; information related to a person involved in a criminal proceeding or civil suit; personnel matters or property acquisition; or instructions to be given to or opinions received from legal counsel. A meeting or any portion of a meeting held in camera is not open to the public.</i>						
	7.2 In camera meeting minutes dated February 7, 2018	Decision	Written	Chair	5 min	1:20
8	Finances					
	8.1 Draft Unaudited Statement of Operations	Decision	Written	Chair	20 min	1:25
	OPEN SESSION					
9	Registration					
	9.1 Report on Renewal & New Members	Information	Written	H Mayer	5 min	1:45
	9.2 Report to Fairness Commissioner	Information	Written	J Blanchard	15 min	1:50

	ITEM	ACTION	FORMAT	WHO	MIN	TIME
10	Phase II Report					
	10.1 Update	Information	Written	K Harvey	10 min	2:05
	10.2 Next Steps: Process for updating a vision and mission and developing a strategic plan	Discussion	Verbal	B Ziv/ B Sharma	10 min	2:15
11	Regulatory					
	11.1 Informal Investigations of Complaints	Information	Verbal	B Ziv	10 min	2:25
	11.2 Spousal Treatment Regulation	Decision	Written	J Blanchard	10 min	2:35
	BREAK				10 min	2:45
12	Communications					
	12.1 Insurance Project	Information	Verbal	B Ziv	10 min	2:55
	12.2 Public/Patient Engagement Project	Information	Verbal	B Ziv	10 min	3:05
13	Governance Report – Work Plan	Information	Written	J Blanchard	10 min	3:15
14	President’s Report	Information	Verbal	B Sharma	10 min	3:25
15	Registrar’s Report	Information	Verbal	B Ziv	15 min	3:35
16	Council Meeting Dates, 2018-19	Decision	Verbal	B Ziv	10 min	3:50
17	Other Business	Discussion	Verbal	Chair	5 min	4:00
18	HBS – Preparation Time	Decision	Verbal	Chair	2 min	4:05
19	Adjournment	Decision	Verbal	Chair	2 min	4:07

Next Meeting: TBD

NOTE:

Please be reminded that all meeting materials, discussions and decisions are confidential to the College and cannot be copied or shared until they are made public.

This is a scent-free environment. Please do not wear scented products to meetings. For more information staff would be happy to provide you with a copy of Health Force Ontario’s policy on scent-free work environments. You can also find more information at http://www.ccohs.ca/oshanswers/hsprograms/scent_free.html. Your cooperation is sincerely appreciated and required.

**Council Meeting
College of Homeopaths of Ontario (CHO)
Minutes**

**February 7, 2018
by teleconference**

Present

Council

Bhupinder Sharma	Professional (Chair)
Anna Berger	Professional
Anna Cardozo	Professional
Eden Gajraj	Public
Shirelle Goodman	Public
Mark Heller	Public
Gary Kapelus	Public
Sanjeev Nayyar	Professional

Staff and Guests

Janet Blanchard	Senior Manager, Quality Assurance, Patient Relations, Communications
Kathryn Harvey	Communications Officer (recorder)
Basil Ziv	Registrar

Regrets

Sajeev Ampadi	Professional
Haroula Battista	Professional
Ananda More	Professional
M. Tulandi	Public
Patricia Wilson	Public

1 Call to Order

1.1 Welcome and Introduction of New Council Member
The Chair introduced new public member Shirelle Goodman.

2.1 Adoption of Agenda
(Appendix 2.1 *Agenda, Council Meeting, October 25, 2017*)

E. Gajraj asked that a tribute to former Council member Ron Harris be added to the agenda. M. Heller requested an update on the impact of the fee increase.

Motion # 1: To adopt the agenda as amended.
Moved by E. Gajraj, seconded by A. Cardozo

That Council adopt the agenda as amended.
CARRIED

2.2 Adoption of Consent Agenda

Motion # 2: To adopt the consent agenda as presented.
Moved by G. Kapelus, seconded by A. Berger

That Council adopt the consent agenda.
CARRIED

3 Declaration of Conflict of Interest

None declared.

4 Approval of Minutes

4.1 Approval of Minutes, October 25, 2017

(Appendix 4.1 Minutes, Council Meeting, October 25, 2017)

The minutes were reviewed.

Motion # 3: To approve the minutes of October 25, 2017
Moved by G. Kapelus, seconded by A. Cardozo

That Council adopt the minutes of the October 25, 2017 meeting as presented.
CARRIED (S. Goodman and M. Heller abstaining)

5 Registrant Survey and Report: Phase II

5.1 Survey Results

5.2 Phase II Report to the Ministry

(Appendix 5.2: Phase II - More than Just a Matter of Choice: How integrating homeopathy will increase efficiency, improve outcomes, reduce costs, and respect patient preferences in Ontario's health-care system)

Council reviewed the Phase II report based on registrant input gathered via conference panel discussions and registrant surveys.

Motion # 4: To approve the Phase II integration report as presented.

Moved by S. Nayyar, seconded by A. Berger

That Council approve for distribution the Phase II report *More than Just a Matter of Choice: How integrating homeopathy will increase efficiency, improve outcomes, reduce costs, and respect patient preferences in Ontario's health-care system.*
CARRIED

5.3 Next Steps: Process for developing/updating a vision, mission and strategic plan

Referred to Executive Committee.

Secretary's note:

As permitted by the Regulated Health Professions Act, 1991, Schedule 2, section 7.2 there are times when it is appropriate for Council to discuss matters in camera. These include matters of public security; financial or personal or other matters of such a nature that it is desirable to avoid public disclosure; information related to a person involved in

a criminal proceeding or civil suit; personnel matters or property acquisition; or instructions to be given to or opinions received from legal counsel. A meeting or any portion of a meeting held in camera is not open to the public.

Motion # 5: To move *in camera*

Moved by A. Berger, seconded by S. Goodman

That Council move *in camera* at 10:59 a.m.

CARRIED

6.1 Approval of in camera Minutes, October 25, 2017
(Appendix 6.1 Minutes, Council Meeting, October 25, 2017)

The minutes were reviewed.

Motion # 6: To approve the minutes of October 25, 2017

Moved by G. Kapelus, seconded by A. Cardozo

That Council adopt the minutes of the October 25, 2017 meeting as presented.

CARRIED (S. Goodman and M. Heller abstaining)

7 Finances

7.1 Statement of Operations
(Appendix 7.1 Statement of Operations)

Council members agreed that it would be important to monitor renewal closely to determine the impact of the fee increase, recognizing that, based on renewal patterns in previous years, the outcome will not be evident until the end of March.

Motion # 7: To approve the statement of operations as presented.

Moved by E. Gajraj, seconded by A. Cardozo

That Council approve the statement of operations as presented.

CARRIED

8 Bylaw Changes

8.1 Bylaw 19.03 Consideration of 60-day consultation feedback
(Appendix 8.1 60-day Consultation on Change to Bylaw 19.03 Annual Renewal Fee)

Council was presented with consultation feedback and the Executive Committee's recommendation to increase the annual renewal fee.

Motion # 8: To return to open session.

Moved by M. Heller, seconded by S. Nayyar

That Council return to open session at 11:46 a.m.

CARRIED

8.2 Decision on Bylaw 19.03
(Appendix 8.2 *Change to Bylaw 19.03 Annual Renewal Fee*)

Motion # 9: To approve as final an amendment to bylaw 19.03.
Moved by E. Gajraj, seconded by G. Kapelus

Be it resolved that, by amending bylaw 19.03, Council increase the annual renewal fee for registrants in the Grandparented and Full classes to \$1250, effective February 15, 2018
CARRIED

8.3 Bylaws 9 and 10 Council Seats and Special Election
(Appendix 8.3 *Bylaws 9 And 10 Reduction Of Council Seats And Removal Of By-Election Requirement*)

Motion # 10: To approve bylaw amendments as presented
Moved by E. Gajraj, seconded by A. Berger

Be it resolved that Council approve, as final, amendments to bylaws 9.03 Composition of Council, 9.04 Term of Office, 10.02 Election Date, 10.03 Number of Registrants Elected and the deletion of Bylaw 10.02.1 Special Election.
CARRIED

Motion # 11: To direct the Governance Panel to examine and make recommendations related to Council and Committee terms of appointment.
Moved by E. Gajraj, seconded by A. Cardozo

That the Governance Panel be directed to examine and make recommendations related to Council and Committee terms of appointment.
CARRIED

9 Reports

9.1 President's Report
The President reported on a number of meetings he had had with associations, MPPs, and the Premier's office.

9.2 Registrar's Report
The Registrar described a wide array of activities related to renewal, the office move, preparing reports to the Ministry, and dealing with the media.

10 Election

10.1 Election update and timing
(Appendix 10.1 *2018 Election Schedule*)

Staff presented the schedule for the upcoming election of two professional members from the Toronto district and one from the Peel district.

11 **Committee Appointments**

11.1 **Patient Relations**

(Appendix 11.1 Committee Appointment)

Motion # 12: To approve a proposed change to committee appointments.

Moved by A. Cardozo, seconded by G. Kapelus

Be it resolved that Patricia Wilson be appointed to the Patient Relations Committee until Spring 2019.

CARRIED

12 **Council meeting dates, 2018-19**

June 20 was tentatively scheduled as the next meeting date, with further dates to be determined once the newly elected professional members are in place.

13 **Other Business**

None.

14 **HBS Meeting and Preparation Time**

One half day preparation, one half day meeting

Start time: 10:07 a.m.

End time: 12:51 p.m.

15 **Adjournment**

Motion # 13: To adjourn

Moved by E. Gajraj, seconded by A. Cardozo

That Council adjourn at 12:51 p.m.

CARRIED

The Chair agrees these minutes are an accurate reflection of the meeting.

Bhupinder Sharma, Chair

Date

COLLEGE OF HOMEOPATHS OF ONTARIO
REPORT FORM

MEETING/DATE:	COUNCIL, JUNE 20, 2018	DECISION	<input type="checkbox"/>
		DISCUSSION	<input type="checkbox"/>
		INFORMATION	<input checked="" type="checkbox"/>
DATE:	JUNE 18, 2018		
ITEM NAME:	OFC Fair Practice Assessment		
PRESENTED BY:	JANET BLANCHARD		

OBJECTIVE OF THIS REPORT (relevance to the business of Council, potential impact/outcome of decision):

1. To provide information on the process of the Office of the Fairness Commissioner (OFC) Fair Practice Registration Assessment.

STRATEGIC DIRECTIONS: This initiative fits with the strategic direction of the College, which is a reflection of the fundamental components of our mandate. In the public interest the CHO will:

- Infrastructure**
Establish an infrastructure that allows for the efficient and effective regulation of the profession of homeopathy in Ontario.
- Protection of Public**
Protect, promote and advance homeopathy through the development of bylaws, regulations, standards, guidelines, etc.
- Membership**
The College can only be truly effective if it has the support of the profession; something that requires consultation and communication. This priority addresses the need for the development of content, information and education to be provided to members.
- Transparency**
Decisions must abide by the transparency principles adopted by the College in November 2014.

GUIDING LEGISLATION:

RHPA, Schedule 2 – Health Profession Procedural Code, sections 22.1 to 22.14

LINK TO CURRENT/FUTURE OPERATIONAL STRUCTURE:

The legislation related to fair registration practices impacts all areas of the registration process and all individuals involved in registering members and dealing with applicants. Individuals involved in the registration process include: the Registrar, all staff, all Registration Committee members, registration supervisors, and all assessors including internal (curriculum assessment) and external (individual assessment) assessors.

As a statutory committee the Registration Committee will review the results of the assessment and make determinations on required policy changes to enhance the College's demonstration of fair registration practices. The Registration Committee will bring any new policy recommendations or substantive policy changes to Council.

Staff are currently liaising with the OFC assigned Compliance Analyst and are working to provide evidence of demonstration and to address gaps in processes to ensure compliance with fair registration practices.

BACKGROUND (history/pertinent info/stakeholder groups consulted/government directives/research findings/best practices. When conducting research provide full references including web links, document title, author, source, page number):

Once every three years all of the 40 bodies (health and non-health) with regulatory responsibilities undergo a Registration Practices Assessment conducted by the OFC. The result is a report with recommendation for improvements and recognition of areas which go beyond the minimum standards set by OFC.

The OFC assigns a Compliance Officer to each college to review its registration processes against 73 complex and detailed criteria. The assessment process examines evidence of the regulator's policies, procedures, processes, and materials to ensure that it has incorporated both the specific and general fairness registration practices and duties.

More specifically, each College is reviewed on the following areas: Specific duties – 1 Information to Applicants; 2 Timely Decisions, Responses and Reasons; 3 Internal Review or Appeals; 4 Information on Appeal Rights; 5 Documentation of Qualifications; 6 Assessment of Qualifications; 7 Training; and 8 Access to Records. General duties – Transparency, Objectivity, Impartiality, and Fairness.

Some of the general duties overlap with the specific duties. For more information see the OFC Registration Practices: Indicators and Sources – [A Companion to the OFC's Registration Practices Assessment Guide](#) on their website – it gives you a sense of what the OFC is looking for and the evidence which demonstrates specific and general duty. It is not enough to "say" the College demonstrates each practice, there must be evidence to support our statements.

The CHO is now nearing the end of its first assessment cycle examining all duties and registration practices. This audit started in November and the attached report is the draft of the final report. The final report is expected at the end of June and will include a list of recommended registration practice improvements.

Recommendations

The draft report lays out a number of recommendations on the CHO training activities for staff, committee members, supervisors and assessors, as well as some refinements to our assessment processes as they relate to the Substantially Equivalent Competency Assessment (SECA) and language assessment processes. Additionally, OFC has made recommendations that CHO to develop and implement written guidelines to enhance objectivity and impartiality, which in turn promotes consistent and accuracy of assessment decisions. Many of the recommendations being made are procedural in nature, and are not likely to result in policy changes.

In its very comprehensive review the OFC looks for evidence that each specific duty has been demonstrated. The OFC, through its report, indicates if the regulator has Demonstrated, Partially Demonstrated or Not Demonstrated each practice under the eight categories of specific duties.

While this is CHO's first assessment, it is the third time this assessment process has been undertaken by OFC. To date, only seven regulatory bodies have successfully demonstrated all 73 practices.

One of the OFC key objectives is [continuous quality improvement](#) in registration practices. At the conclusion of this process, CHO will have enhanced its processes and practices, and will have a long-term action plan for further enhancements.

Understanding the OFC Requirements

For more information on the OFC requirements Council members are encouraged to review the [OFC resource page for regulators](#).

COLLEGE OF HOMEOPATHS OF ONTARIO
REPORT FORM

MEETING/DATE:	COUNCIL, JUNE 20, 2018	DECISION	X
		DISCUSSION	<input type="checkbox"/>
		INFORMATION	<input type="checkbox"/>
DATE:	JUNE 18, 2018		
ITEM:	Treating Spouse Draft Regulation Submission		
PRESENTED BY:	J. BLANCHARD		

OBJECTIVE OF THIS REPORT (relevance to the business of Council, potential impact/outcome of decision):

1. To obtain renewed commitment from Council to move forward with the regulatory submission of an application to the Ministry of Health and Long-Term Care on the proposed draft regulation allowing registrants to treat spouse.

STRATEGIC DIRECTIONS: This initiative fits with the strategic direction of the College, which is a reflection of the fundamental components of our mandate. In the public interest the CHO will:

- X **Infrastructure**
Establish an infrastructure that allows for the efficient and effective regulation of the profession of homeopathy in Ontario.
- X **Protection of Public**
Protect, promote and advance homeopathy through the development of bylaws, regulations, standards, guidelines, etc.
- X **Future Membership**
The College can only be truly effective if it has the support of the profession; something that requires consultation and communication. This priority addresses the need for the development of content, information and education to be provided to future members.

GUIDING LEGISLATION:
RHPA, 1991

LINK TO CURRENT/FUTURE OPERATIONAL STRUCTURE/ BACKGROUND:

This item first came to Council on March 23 and May 4, 2015. Following further legal opinion it was approved on May 4, 2015 for formal 60-day consultation. Following public consultation, Council carried a motion to proceed with the submission to government of the draft (proposed) regulation.

**CHO Council Meeting - Minutes
Monday, August 10, 2015**

9 Regulations

9.1 Treating Spouse Draft Regulation

(Appendix 9.1.1 Report Form: Treating Spouse Draft Regulation)

Feedback from the 60-day consultation was presented. Staff will prepare a comprehensive submission for the Ministry. It was noted that the CHO proposal is exactly aligned with what other colleges have submitted. Background regarding the regulation was presented as well as feedback from 60-day consultation. See page 4 of Appendix 9.1.1 detailing the draft regulation.

Motion # 8: To approve the draft regulation as presented

Moved by Jim Dunsdon, seconded by Kelly Warren

That Council approve the draft regulation on treating spouses as presented.

CARRIED

Due to the College's human resource shortage, staff were unable to move forward to complete the regulatory submission. With the changes to the sexual abuse sections within the Regulated Health Professions Act, 1991, there is renewed interest to proceed with the submission to government.

The following provides background on the draft regulation and provides the results of the 2015 public consultation. It is not deemed necessary to repeat the consultation process in order to submit the draft regulation.

BACKGROUND (history/pertinent info/stakeholder groups consulted/government directives/research findings/best practices. When conducting research provide full references including web links, document title, author, source, page number)::

On November 6, 2013, Bill 70, *Regulated Health Professions Amendment Act (Spousal Exception)*, 2013 – An Act to amend the *Regulated Health Professions Act, 1991*, ("RHPA") received Royal Assent and became law.

This amendment was a private member's bill. Though not mandatory, it provides each regulatory College with the authority to create a regulation that permits members to treat spouses, exempting such treatment from the sexual abuse provision of the RHPA. The amendment leaves it up to individual Colleges to decide whether they wish to apply to the Government to allow a registrant to treat his or her spouse.

Currently, subsection 1 (3) of the Health Professions Procedural Code¹, which is Schedule 2 to the *Regulated Health Professions Act, 1991*, (RHPA) sets out a definition of "sexual abuse" that includes certain conduct, behaviour and remarks between a patient and a member of a regulated health profession. A relatively new subsection [1(5)] of the Code provides for an exception where the patient is the member's spouse and the conduct, behaviour or remark does not occur while the member is engaged in the practice of the profession. The exception is available to a member of a particular health profession only if the member's College makes a regulation that adopts the exception.

¹ RHPA, 1991 – Interpretations subsection 1(3) of the Health Professions Procedural Code (Schedule 2),

Sexual abuse of a patient

(3) In this Code,

"sexual abuse" of a patient by a member means,

- (a) sexual intercourse or other forms of physical sexual relations between the member and the patient,
- (b) touching, of a sexual nature, of the patient by the member, or
- (c) behaviour or remarks of a sexual nature by the member towards the patient. 1993, c. 37, s. 4.

Exception

(4) For the purposes of subsection (3),

"sexual nature" does not include touching, behaviour or remarks of a clinical nature appropriate to the service provided. 1993, c. 37, s. 4.

Exception, spouses

(5) If the Council has made a regulation under clause 95 (1) (0.a), conduct, behaviour or remarks that would otherwise constitute sexual abuse of a patient by a member under the definition of "sexual abuse" in subsection (3) do not constitute sexual abuse if,

- (a) the patient is the member's spouse; and
- (b) the member is not engaged in the practice of the profession at the time the conduct, behaviour or remark occurs. 2013, c. 9, s. 1 (1).

Definitions

(6) For the purposes of subsections (3) and (5),

"patient", without restricting the ordinary meaning of the term, includes,

- (a) an individual who was a member's patient within one year or such longer period of time as may be prescribed from the date on which the individual ceased to be the member's patient, and
- (b) an individual who is determined to be a patient in accordance with the criteria in any regulations made under clause 43 (1) (o) of the *Regulated Health Professions Act, 1991*; ("patient")

"spouse", in relation to a member, means,

- (a) a person who is the member's spouse as defined in section 1 of the *Family Law Act*, or
- (b) a person who has lived with the member in a conjugal relationship outside of marriage continuously for a period of not less than three years. ("conjunct") 2017, c. 11, Sched. 5, s. 6.

The Council of the College of Homeopaths of Ontario approved the circulation of the proposed Spousal Exception Regulation. Following public consultation, the proposed regulation must be submitted to the Government of Ontario for their consideration and approval.

Currently, a CHO registrant is not permitted to treat his or her spouse and is in breach of the RHPA's sexual abuse provisions if they do so. If approved by the Government of Ontario, the proposed regulation would create an exception and would allow registrants to treat their spouses. In the meantime, guidance on sexual abuse and appropriate boundaries has been provided to registrants under CHO Professional Practice Standard #16 – Therapeutic Relationships and Professional Boundaries and the 2017 Practice Management Program release on Stopping Sexual Abuse.

60-DAY CONSULTATION FEEDBACK ON A PROPOSED REGULATION TO ALLOW A REGISTRANT TO TREAT HIS OR HER SPOUSE

Do you support the proposed spousal exception regulation?

YES	10
UNSURE	1
NO	0

Comments

Individuals:

1. I agree that homeopaths should be allowed to treat spouses (and other family members) in acute or emergency situations only. Chronic treatment, though, should be discouraged. The spouse should be referred to other practitioners.
2. This is just good professional practice.
3. It is reasonable to be exempt in this area when specified, as proposed, as long as the member does not engage in any 'sexual abuse' during a professional consultation. It might otherwise be argued that a member cannot recommend drinking lemon and honey for a sore throat, or explaining a supermarket homeopathic whilst the family shops, simply because the married couple has also a 'sexual' relationship. I hate to think of marriages dissolving, but in the current situation, most spouses COULD charge their member with sexual abuse, a consequence with criminal charges. Most other health professions have this exemption, and we should too.
4. I am strongly in favour of the proposed changes to Bylaw 21: Public Register. The current regulations regarding treatment of a spouse was a contributing factor to me moving out of the province last year.
5. It makes things and practice a lot more easier as at times when the spouse is knowledgeable of homeopathy and seeks advice the earlier proposed law creates confusion and barrier so the now it will be more transparent. Also the same can be said about treating kids in the family.
6. I wholeheartedly support the proposed change to regulation on treating spouses. The current regulation was a large contributing factor in my decision to leave the province and move to Cape Breton, Nova Scotia. The current regulation is unduly restrictive and feels oppressive. Frankly it's frightening, and disheartening to think that as a practitioner in Ontario I could run the risk of being posted on the website for sexual abuse - portrayed as a sexual predator - because I cared for and my husband homeopathically, as it would be only natural to do. It's unfortunate that my developing competencies and earning a diploma, I have unwittingly tied my hands so that I cannot perform the task that was a prime goal for me.
7. Yes I do support the proposed spousal exception regulation
8. I am in agreement with Bill 70, *Regulated Health Professions Amendment Act (Spousal*

Exception), 2013, and encourage the College of Homeopaths of Ontario to adopt the spirit of this Bill, providing our membership with the right to treat spouses, and exempting such treatment from the sexual abuse provision of the RHPA. I encourage the College of Homeopaths of Ontario to apply to the Government to allow a registrant to treat his or her spouse.

Organizations:

1. IN MY OWN VIEW SPOUSE SHOULD BE ALLOWED TO TREAT

PROPOSED REGULATION

Proposed Spousal Exception Regulation under the *Homeopathy Act, 2007*

"Conduct, behaviours or remarks that would otherwise constitute sexual abuse of a patient by a member under the definition of "sexual abuse" in subsection 1(3) of the Health Professional Procedural Code of the *Regulated Health Professions Act, 1991*, shall not constitute sexual abuse, if

- a) The patient is the member's spouse; and
- b) The member is not engaged in the practice of the profession at the time the conduct, behaviour or remarks occur."

OPTIONS:

1. Approve as presented.
2. Approve with amendments
3. Refer to committee with directions for review and discussion.
4. Reject without further direction.

RECOMMENDATIONS:

1. Approve as presented.

PROPOSED RESOLUTION:

BE IT RESOLVED THAT Council, pursuant to the provisions of 95(1)(0.a) of the Health Professions Procedural Code of the Regulated Health Professions Act, 1991, as amended, (the Code), approves for submission to the Ministry of Health and Long-Term Care:

Proposed Spousal Exception Regulation

"Conduct, behaviours or remarks that would otherwise constitute sexual abuse of a patient by a member under the definition of "sexual abuse" in subsection 1(3) of the Health Professional Procedural Code of the *Regulated Health Professions Act, 1991*, shall not constitute sexual abuse, if

- a) The patient is the member's spouse; and
- b) The member is not engaged in the practice of the profession at the time the conduct, behaviour or remarks occur."

COLLEGE OF HOMEOPATHS OF ONTARIO
REPORT FORM

MEETING/DATE:	COUNCIL, JUNE 20, 2018	DECISION	<input type="checkbox"/>
		DISCUSSION	<input type="checkbox"/>
		INFORMATION	<input checked="" type="checkbox"/>
DATE:	JUNE 18, 2018		
ITEM:	Governance Panel 2018/2019 Draft Workplan		
PRESENTED BY:	E GAJRAJ / J BLANCHARD		

OBJECTIVE OF THIS REPORT (relevance to the business of Council, potential impact/outcome of decision):

To inform Council of Governance Panel's 2018/2019 draft workplan.

STRATEGIC DIRECTIONS: This initiative fits with the strategic direction of the College, which is a reflection of the fundamental components of our mandate. In the public interest the CHO will:

- Infrastructure**
Establish an infrastructure that allows for the efficient and effective regulation of the profession of homeopathy in Ontario.
- Protection of Public**
Protect, promote and advance homeopathy through the development of bylaws, regulations, standards, guidelines, etc.
- Future Membership**
The College can only be truly effective if it has the support of the profession; something that requires consultation and communication. This priority addresses the need for the development of content, information and education to be provided to future members.

GUIDING LEGISLATION:

CHO Bylaws

LINK TO CURRENT/FUTURE OPERATIONAL STRUCTURE:

This is the first meeting of the Governance Panel since proclamation.

BACKGROUND (history/pertinent info/stakeholder groups consulted/government directives/research findings/best practices. When conducting research provide full references including web links, document title, author, source, page number):

The Governance Panel met on Monday, June 18, 2018 and developed an work plan for implementation over the next 6 to 8 months.

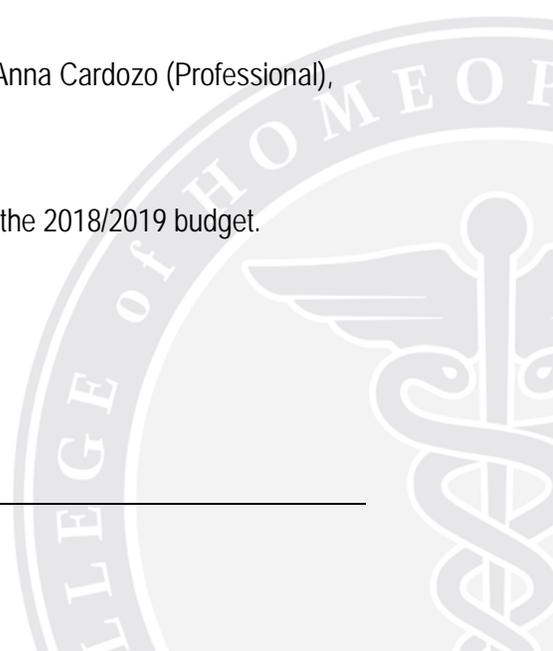
Members include Eden Gajraj (Chair) (Public), Anna Berger (Professional), Anna Cardozo (Professional), and Gary Kapelus (Public)

RESOURCE IMPLICATIONS:

1. Budget requirements for 6 to 8 half day meetings will be included in the 2018/2019 budget.

DEADLINES AND NEXT STEPS:

1. See draft workplan attached.



WORK PLAN

GOVERNANCE PANEL

COLLEGE OF HOMEOPATHS OF ONTARIO

Draft June 2018

CHO Governance Panel Work Plan – June 2018

Function Area	Activities	Resources Required (Time/People)	Goal for Completion
Terms of Appointments	<ul style="list-style-type: none"> - (13.10) Review of the committee appointment process and length of term; - (Examine options for varying years for Council members terms (elected) - Review other Colleges bylaws and processes - Risk analysis - review effective volunteer and human resource management and succession planning 	Timeframe: Staff to resource for draft report Sept; Review by Executive Council – draft – Fall 2018	Improve alignment of volunteer and overall human resources Improve Council and Committee effectiveness To be implemented for January/February 2019

CHO Governance Panel Work Plan – June 2018

Function Area	Activities	Resources Required (Time/People)	Goal for Completion
Full Review of Bylaws	<p>Conduct full internal review of the bylaws; bring results to Panel to determine extent of changes required; then develop an action plan.</p> <p>Create policy for annual bylaw review with criteria for review</p>	<p>Staff</p> <p>Conduct review in Summer; bring to Panel in Sept/Oct</p> <p>Budget \$ for legal review</p>	<p>Examine functional and procedural requirements</p> <p>Ensure alignment with new RHPA requirements</p>
Council Self-Evaluation	<ol style="list-style-type: none"> 1. Decide on tool for self-evaluation for current Council 2. Decide on tool for Council effectiveness 3. Create policy for mandatory self-evaluation 4. Examine other colleges for competency selection in succession planning 5. Past or only current council 6. Determine frequency 7. Timing in cycle 	<p>Summer review by Panel act on all items in advance of Fall Council meeting</p>	<p>Provide Council members with feedback on individual knowledge, skill and judgement</p> <p>Provide Council with feedback on effectiveness and opportunity for improvement</p>

CHO Governance Panel Work Plan – June 2018

Function Area	Activities	Resources Required (Time/People)	Goal for Completion
Appointment of Financial Panel & Treasurer	<ol style="list-style-type: none"> 1. Determine best approach 2. Explore what other Colleges do 3. Complete committee form for striking a new panel 4. Consult HBS on funding for Public appointees on Panel 	Bring to the next meeting; Item to return to Executive Committee to determine recommendation to Council.	Determine the best approach for financial oversight
Review of Governance Manual	<ol style="list-style-type: none"> 1. Complete review of draft Governance Manual 2. Complete development of policies where gaps exist 	Revisit timing in Winter 2019	Provide Council members with tool providing clear guidance on governance issues
Annual Performance Assessment - Registrar	Referred from Executive Committee to Panel		

CHO Governance Panel Work Plan – June 2018

Function Area	Activities	Resources Required (Time/People)	Goal for Completion
Other – add bylaw for past president	- Review prior recommendations for addition of bylaw for past president	Staff to prepare materials for Panel consideration	To develop a recommendation for Council
Other – Panel Member Training	- Increased Council & Committee member training	To be built into training plan and budget	Increase knowledge, skill and judgment for all human resources
Other – Strategic planning activities	- Executive to determine committee placement of strategic planning activities	Executive Committee to determine who will manage 2018/2019 strategic planning exercise	To develop a renewed mission, vision, and value statements to anchor College's planning activities