

**COLLEGE OF PHYSICIANS AND SURGEONS OF SASKATCHEWAN
GOVERNANCE ACTIVITY AGENDA
OPEN SESSION**

**CPSS-SMA Boardroom
Saskatoon**

Friday 16 January, 2015

Council Members in Attendance:

Dr. Mark Chapelski, President
Ms. Susan Halland
Dr. Daniel Glaeske
Dr. Suresh Kasset

Dr. James Carter
Dr. Julie Stakiw
Dr. Alan Beggs
Dr. Lynda Keaveney

Ms. Joanna Alexander
Dr. Tilak Malhotra
Dr. Oluwole Oduntan
Dr. Grant Stoneham

Dr. Preston Smith
Dr. Edward Tsoi
Mr. Ken Smith

College Staff:

Dr. Karen Shaw, Registrar
Mr. Bryan Salte, Associate Registrar
Ms. Sue Robinson – Recorder

Dr. Micheal Howard-Tripp, Deputy Registrar
Ms. Barb Porter, Director of Physician Registration
Ms. Caro Gareau, Communications Officer

Apologies:

Dr. Pierre Hanekom
Mr. Marcel de la Gorgendiere
Mr. Ron Harder
Ms. Jessica Suchorab – Student Observer

# AGENDA ITEM	DISCUSSION	ACTION/MOTION
CALL TO ORDER		
	Dr. Chapelski called the meeting to order.	The number of voting members present excluding the President: 13

# AGENDA ITEM	DISCUSSION	ACTION/MOTION
ADOPTION OF AGENDA – OPEN SESSION		
	<p>Consideration of whether any items should be moved from the open to the closed agenda and vice versa.</p> <p>The agenda was adopted.</p> <p>Consideration of whether any documents presently Confidential should be regular Info or any regular Info should be Confidential.</p> <p>Dr. Luhning – Info 22_15 –Redact the name of the patient and the name of Dr. Luhning’s wife and daughter if a copy of the document is requested by a member of the public or media.</p>	<p>1-JAN-2015 MOTION: That the Agenda for the 16 January, 2015 Open Session of Council be adopted.</p> <p>Moved: Dr. Malhotra Seconded: Dr. Tsoi Carried: Unanimously</p> <p>2-JAN-2015 MOTION: To redact the information as set out if a copy of the document is requested.</p> <p>Moved: Dr. Beggs Seconded: Mr. Smith Carried: 12 in favour 0 opposed 1 abstention</p>
REVIEW AND ADOPTION OF OPEN MINUTES FROM 21 NOVEMBER, 2014 MEETING		
	<p>The Minutes were adopted.</p>	<p>3-JAN-2015 MOTION: That the Minutes of the 21 November, 2014 Open Session of Council be accepted.</p> <p>Moved: Dr. Stoneham Seconded: Dr. Carter Carried: 11 in favour 0 opposed 2 abstentions</p>

# AGENDA ITEM	DISCUSSION	ACTION/MOTION
MONITORING REPORTS		
END – 1 The Mission of the College Info 3_15	The Registrar gave her report.	INFORMATION DISCUSSION
END – 2 Public Protection Info 6_15	The Registrar gave her report.	INFORMATION DISCUSSION
EL - 1 General Executive Constraint Info 7_15	The Registrar gave her report.	INFORMATION DISCUSSION
EL – 2 Treatment of Staff Info 8_15	The Registrar gave her report.	INFORMATION DISCUSSION
EL – 6 Interaction with Members of the Public Info 13_15	The Registrar gave her report.	INFORMATION DISCUSSION
	Council accepted the Registrar’s Monitoring Reports.	4-JAN-2015 MOTION: To accept the Registrar’s Monitoring Reports as set out. Moved: Dr. Stoneham Seconded: Dr. Beggs Carried: Unanimously

# AGENDA ITEM	DISCUSSION	ACTION/MOTION
<p>CPSS 5 Year Operational Plan – 2014 – 2019 Info 19_15</p>	<p>Council reviewed a report from the Registrar updating the status of the strategic initiatives for the CPSS 5 year operational plan – 2014 – 2019.</p> <p>Council directed that they be updated semi annually, in January and June. Council requested that the report on the plan be sent out to Council members prior to the Council meeting at which it will be discussed, i.e. November and March, in order that Council members can request clarification on any issues of concern.</p>	
MATTERS BROUGHT FORWARD FROM THE NOVEMBER MEETING OF COUNCIL		
<p>Development of Guidelines or Understandings relating to the Operation of the Physician Health Program Info 249_14, 290_14</p>	<p>The Registrar informed Council that she was seeking additional assistance from Dr. Janet Wright from Alberta since as the review progresses it is apparent that it is more complex than first thought.</p>	
<p>Bylaw Inconsistency in Reporting Physicians' Blood Borne Illnesses Info 5_15</p>	<p>The Associate Registrar provided a report to alert Council that this will need to be addressed in the future.</p>	
<p>Draft Policies relating to Primary Care and Episodic Care Info 89_13, 336_13, 108_14, 246_14</p>	<p>Council was informed that there were some concerns with the last draft and that a meeting was currently in the process of being set up to discuss further.</p> <p>Defer until March, 2015.</p>	

# AGENDA ITEM	DISCUSSION	ACTION/MOTION
<p>Possible Bylaw Amendment – Regulation of Office Procedures Info 144_14, 230_14, 301_14</p>	<p>The Associate Registrar confirmed that a meeting had been held with several suggestions for change having been made. It is hoped that a draft document will be ready by March 2015 after holding a second meeting to discuss further.</p>	
<p>AGM Discussion Info 304_14</p>	<p>The Registrar updated Council on the status of acquiring speakers for the AGM to be held in June:</p> <ul style="list-style-type: none"> • Ms. Brenda Senger has agreed to participate • The College is considering whether to involve Dr. Stella Blackshaw • Mr. Neil Cowie – will need to follow up with him but he appears to be willing to participate • Dr. Mark Lees has been approached and the College will be asking him to modify/refine his presentation accordingly <p>The AGM Committee will set up a meeting/teleconference with the proposed speakers to discuss further and a document will be provided for Council at its March meeting.</p>	
<p>Appointment of Committees Info 1_15</p>	<p><u>Existing Members of the Advisory Committee on Medical Imaging</u></p> <p>Dr. I.C. Waddell, Chair Dr. D. McIntosh, Co-Chair Dr. H. Wells Dr. G. Carson Dr. J.P. Hillis Ms. Maureen Kral Dr. Abdulaziz Almgrahi Ms. Bev Kellington</p>	<p>5-JAN-2015 MOTION: To appoint the current members as listed.</p> <p>Moved: Dr. Kasset Seconded: Dr. Carter Carried: Unanimously</p> <p>6-JAN-2015 MOTION: To re-appoint Drs. Waddell and McIntosh as Joint Chairs of the committee.</p> <p>Moved: Dr. Stoneham Seconded: Dr. Stakiw Carried: Unanimously</p>

# AGENDA ITEM	DISCUSSION	ACTION/MOTION
<p>Appointment of Committees Info 1_15</p> <p>Continued.....</p>	<p><u>Existing Members of the Committee on Family Practitioner Interpretation of Electrocardiograms</u></p> <p>Dr. R. Chernoff (Chair) Dr. J. Akhtar Dr. P. Schwann</p> <p><u>Existing Members of the Complaints Resolution Advisory Committee</u></p> <p>Ms. V. LaCroix - Chair Mrs. A. Brayshaw (public member) Ms. S. Lougheed (public member) Dr. V. Olsen Dr. Johann Kriegler Dr. Werner Oberholzer</p>	<p>7-JAN-2015 MOTION: To appoint the current members as listed.</p> <p>Moved: Dr. Tsoi Seconded: Dr. Glaeske Carried: Unanimously</p> <p>8-JAN-2015 MOTION: To re-appoint Dr. Chernoff as Chair of the committee.</p> <p>Moved: Dr. Beggs Seconded: Dr. Tsoi Carried: Unanimously</p> <p>9-JAN-2015 MOTION: To appoint the current members as listed.</p> <p>Moved: Dr. Beggs Seconded: Dr. Tsoi Carried: Unanimously</p> <p>10-JAN-2015 MOTION: To re-appoint Ms. LaCroix as Chair of the committee.</p> <p>Moved: Dr. Malhotra Seconded: Dr. Kasset Carried: Unanimously</p>

#AGENDA ITEM	DISCUSSION	ACTION/MOTION
<p>Appointment of Committees Info 1_15 Continued.....</p>	<p><u>Existing Members of the Practice Enhancement Committee</u></p> <p>Dr. B. Laursen - Co-Chair Dr. G. Carson - Co-Chair Dr. M. Caughlin Dr. Karen Hofeld Dr. Y. Nataraj Dr. A. Muller</p> <p><u>Existing Members of the Finance Committee</u></p> <p>Dr. M. Sheridan - Chair Dr. P. Hanekom Dr. T. Malhotra Dr. E. Nykiforuk Dr. S. Kassett Dr. G. Stoneham</p> <p><u>Existing Members of the Health Facilities Credentialing Committee</u></p> <p>Dr. Jeff Blushke - Chair Dr. G. R. Morris Dr. Syed Asif Ali Dr. Jim Carter Dr. P.T.R. Saunders</p> <p><u>Existing Members of the Nominating Committee who are willing to remain on the committee</u></p> <p>Dr. P. Hanekom Dr. S. Kassett Mr. R. Harder</p>	<p>11-JAN-2015 MOTION: To appoint the current members as listed.</p> <p>Moved: Dr. Kassett Seconded: Dr. Carter Carried: Unanimously</p> <p>12-JAN-2015 MOTION: To appoint the current members as listed.</p> <p>Moved: Dr. Tsoi Seconded: Dr. Beggs Carried: Unanimously</p> <p>13-JAN-2015 MOTION: To appoint the current members as listed with the addition of Dr. Alan Beggs.</p> <p>Moved: Dr. Malhotra Seconded: Dr. Tsoi Carried: 12 in favour 0 opposed 1 abstention</p> <p>14-JAN-2015 MOTION: To appoint the current members as listed with the addition of Dr. Mark Chapelski as Chair of the committee.</p> <p>Moved: Dr. Beggs Seconded: Dr. Malhotra Carried: Unanimously</p>

#AGENDA ITEM	DISCUSSION	ACTION/MOTION
<p>Appointment of Committees Info 1_15 Continued.....</p>	<p><u>Existing Members of the Legislative Review Committee who are willing to remain on the committee</u></p> <p>Mr. Ron Harder (Chair) Dr. M. Chapelski</p> <p>The following committees do not require Council to re-appoint its members.</p> <p><u>Expert Advisory Committee on Blood Borne Communicable Diseases</u></p> <p>Dr. T. Diener Dr. S. Helliard Dr. K. Williams Dr. J. Pfeifer Dr. L. Worobetz</p> <p><u>Registration Committee</u></p> <p>Dr. G. Stoneham - Chair Dr. S. Kasset Dr. E. Tsoi Mr. G. Mitchell Dr. M. Chapelski Dr. A. Saxena</p> <p><u>Strategic Planning Committee</u></p> <p>Council agreed to disband this committee.</p>	<p>15-JAN-2015 MOTION: To appoint the current members as listed with the addition of Dr. E. Tsoi, Dr. O. Oduntan and Ms. S. Halland.</p> <p>Moved: Dr. Carter Seconded: Dr. Malhotra Carried: Unanimously</p> <p>16-JAN-2015 MOTION: To disband the Strategic Planning Committee.</p> <p>Moved: Dr. Beggs Seconded: Dr. Kasset Carried: Unanimously</p>

#AGENDA ITEM	DISCUSSION	ACTION/MOTION
<p>Appointment of Committees Info 1_15 Continued.....</p>	<p><u>AGM Committee</u></p> <p>Dr. T. Malhotra - Chair Dr. J. Carter Dr. P. Hanekom Dr. K. Shaw Mr. R. Harder Dr. A. Muller</p> <p><u>Compensation and Benefits Committee</u></p> <p>Dr. T. Malhotra - Chair Dr. Grant Stoneham Mr. Ken Smith</p>	<p>17-JAN-2015 MOTION: To nominate Ms. Susan Halland to be a representative on this committee.</p> <p>Moved: Dr. Kasset Seconded: Dr. Tsoi Carried: Unanimously</p>
	<p>Dr. Preston Smith joined the meeting.</p>	<p>The number of voting members present excluding the President: 14</p>
<p>Complaints Resolution Process Update Info 18_15</p>	<p>Dr. Howard-Tripp updated Council on the changes he has implemented with regard to the CRAC process. It is hoped this will lead to improvements in the overall process.</p> <p>Some discussion took place with respect to having a general policy in place to address the length of time that a member can sit on a committee.</p> <p>Council directed the Nominating Committee to address this.</p>	

#AGENDA ITEM	DISCUSSION	ACTION/MOTION
<p>Assisted Suicide – Pending Supreme Court Decision Info 4_15</p>	<p>The Associate Registrar notified Council that the Supreme Court decision on assisted suicide could be announced shortly and that Council should consider what action it may be required to take in response to such a decision. It was his perspective that there is nothing for Council to do until that decision is delivered.</p> <p>Council agreed that any members who are willing to be included in preparing a response to the Supreme Court decision should identify themselves to either the Registrar or the Associate Registrar.</p>	
<p>Status of Bylaws Info 9_15</p>	<p>The Associate Registrar updated Council on the status of Bylaws submitted to the Ministry for approval. All regulatory bylaws adopted by Council prior to November are in force. The regulatory bylaws adopted by Council in November have not yet been approved or vetoed by the Minister.</p>	
<p>Dr. T. W. Kalala Penalty Presentation Info 2_15</p>	<p>Dr. T. Kalala and his legal counsel Ms. Christine Glazer attended the meeting and introductions were made.</p> <p>The Associate Registrar made submissions on behalf of the Registrar's Office.</p> <p>Ms. Glazer made submissions on behalf of her client Dr. Kalala.</p> <p>Council agreed to the joint recommendation as follows:</p> <p><i>The Council of the College of Physicians and Surgeons imposes the following penalty on Dr. Tshimanga Willy Kalala pursuant to The Medical Profession Act, 1981:</i></p> <p><i>Pursuant to Section 54(1)(e) of The Medical Profession Act, 1981, the Council hereby reprimands Dr. Kalala.</i></p>	<p>18-JAN-2015 MOTION: To accept the joint recommendation as set out.</p> <p>Moved: Dr. Carter Seconded: Ms. Halland Carried: 13 in favour 0 opposed 1 abstention</p>

#AGENDA ITEM	DISCUSSION	ACTION/MOTION
<p>Dr. A. Luhning – Discussion on Whether to Proceed with Charge Laid Previously Confid. 49_14, Info 22_15</p>	<p>Dr. Luhning and his legal counsel Mr. David Thera joined the meeting and introductions were made.</p> <p>Council considered two matters:</p> <ol style="list-style-type: none"> 1. Suspension Hearing <p>The Associate Registrar made submissions on behalf of the Registrar’s Office. Mr. Thera made submissions on behalf of his client Dr. Luhning.</p> <ol style="list-style-type: none"> 2. Charges previously stayed and possible new charge <p>Council agreed to defer its decision respecting the additional possible charge and its decision relating to the charges previously laid to the March Council meeting.</p>	<p>19-JAN-2015 MOTION: To not suspend Dr. Luhning.</p> <p>Moved: Dr. Kasset Seconded: Dr. Beggs Carried: 12 in favour 2 opposed 0 abstentions</p>
POLICY DEVELOPMENT		
<p>Medical Practice Coverage Info 193_14</p>	<p>Defer until the March Council meeting.</p>	
<p>Conscientious Objection to Providing Medical Care Info 185_14, 200_14, 23_15</p>	<p>The Associate Registrar provided Council with a draft policy for their consideration.</p> <p>Council directed that the Registrar’s Office now proceed with consultations.</p>	<p>20-JAN-2015 MOTION: To adopt the policy in principle.</p> <p>Moved: Dr. Stoneham Seconded: Dr. Carter Carried: Unanimously</p>

#AGENDA ITEM	DISCUSSION	ACTION/MOTION
Role of Legal Counsel, Investigation of Possible Unprofessional Conduct or Lack of Skill and Knowledge	Defer until the March meeting of Council since Mr. Graeme Mitchell was unable to attend this meeting.	
Duty to Inform when a Patient Discloses Self Harm Info 291_14, 14_15	<p>Council considered a draft guideline document Patient Disclosure of Intent to Harm and agreed in principle that the document should cover disclosure to prevent harm to third parties and disclosure to prevent harm to the patient.</p> <p>The Registrar's Office will seek consultation from the CMPA, SMA and the Privacy Commissioner.</p>	21-JAN-2015 MOTION: To adopt the policy in principle. Moved: Dr. Beggs Seconded: Dr. Smith Carried: Unanimously
Use of Physicians' Email Addresses Info 17_15	<p>Council was asked to provide guidance to the Registrar's Office with respect to what information the College should be sending by email to physicians.</p> <p>Council consensus was that the College should only distribute emails to physicians based on legitimate College business.</p> <p>Council directed that such information could be put on the website for physicians to access if they so wished.</p>	22-JAN-2015 MOTION: The College will only distribute emails to physicians based on legitimate College interest. Moved: Dr. Stakiw Seconded: Dr. Malhotra Carried: Unanimously
Saskatchewan College of Podiatrists – Bylaw Amendment Info 12_15	<p>Council considered a request from the Saskatchewan College of Podiatrists' request for support of a bylaw change to allow prescribing of some medications.</p> <p>Council directed the Registrar to provide a letter of support in principle with a request for the College's further consideration once the detailed bylaws are distributed for consultation.</p> <p>Council also wished to seek information with regard to the training for podiatrists in Saskatchewan. Dr. Beggs agreed to research this.</p>	23-JAN-2015 MOTION: To provide a letter of support in principle. Moved: Dr. Carter Seconded: Dr. Smith Carried: 8 in favour 4 opposed 2 abstentions

#AGENDA ITEM	DISCUSSION	ACTION/MOTION
<p>Registration Transition Strategy Info 11_15</p>	<p>Ms. Porter, Director of Registration Services provided a report for Council's direction with regard to a registration transition strategy for those physicians with international specialty qualifications, who had not achieved full licensure under the regulatory bylaws which were in place until September, 2014.</p> <p>Council directed that physicians with specialty qualifications who were licensed on provisional licences prior to the new bylaws that came into effect September 18, 2014 will be provided an option to choose continued licensure under the bylaws in place at the time the physician was registered or be issued a licence under the new bylaw that became effective in September 2014.</p>	<p>24-JAN-2015 MOTION: To offer specialist physicians registered on a provisional licence prior to September 18, 2014 the option to be considered under the new bylaws.</p> <p>Moved: Dr. Stoneham Seconded: Dr. Malhotra Carried: Unanimously</p>
<p>Dr. J. Kruger – Licensure Confid. 2_15</p>	<p>Council considered registration options for Dr. Kruger who was licensed under the previous bylaws and decided that his situation is the same as other internationally trained specialists who have been directed by the Royal College to obtain additional training to re-establish eligibility for the specialty examination. It was a consensus decision that Dr. Kruger should attempt to obtain training and if training cannot be obtained then he may be offered a summative assessment.</p>	
<p>FNIHB-SK – PDA Proposal Info 20_15</p>	<p>Council considered a proposal for the College to become involved in the work of FNIHB-SK's response plan for prescription drug abuse.</p> <p>Council directed the Registrar's Office to continue discussions with FNIHB-SK to see if some clarity could be sought on the required deliverables and outcomes expected from the College if it accepts responsibility for this project.</p>	

#AGENDA ITEM	DISCUSSION	ACTION/MOTION
<p>Election of President, Vice President and the Remaining Members of the Executive Committee</p>	<p>Council held elections for the positions of President, Vice President and the Executive Committee.</p> <p>Nominations were received for the position of president. Dr. Grant Stoneham was the only person nominated.</p> <p>Dr. Grant Stoneham was declared elected President by acclamation</p> <p>Two nominations for the position of Vice President were received – Dr. Pierre Hanekom and Dr. Tilak Malhotra. Voting took place and the ballots were counted by the Registrar and Associate Registrar.</p> <p>Dr. Pierre Hanekom was elected as Vice-President</p> <p>Council agreed that the ballots could be destroyed</p> <p><u>Remaining 3 Members of the Executive Committee</u></p> <p>Nominations were received for the position of Member at Large (non-physician) – Ms. S. Halland was the only person nominated.</p> <p>Acclamation – Ms. S. Halland was elected by acclamation as the non-physician member of the Executive Committee</p> <p>Nominations were received for the 2 additional positions of Member at Large – Dr. A. Beggs and Dr. M. Chapelski were the only persons nominated.</p> <p>Dr. A. Beggs and Dr. M. Chapelski were elected as Members at Large of the Executive Committee</p>	<p>25-JAN-2015 MOTION: To cease nominations.</p> <p>Moved: Dr. Malhotra Seconded: Dr. Oduntan Carried: Unanimously</p> <p>26-JAN-2015 MOTION: To cease nominations.</p> <p>Moved: Dr. Beggs Seconded: Dr. Kasset Carried: Unanimously</p> <p>27-JAN-2015 MOTION: To cease nominations.</p> <p>Moved: Dr. Malhotra Seconded: Dr. Smith Carried: Unanimously</p> <p>28-JAN-2015 MOTION: To cease nominations.</p> <p>Moved: Dr. Stakiw Seconded: Dr. Oduntan Carried: Unanimously</p>

# AGENDA ITEM	DISCUSSION	ACTION/MOTION
Meeting Assessment	<p><u>What went well?</u></p> <p>Registration issue – good discussion Chairs – very comfortable Food – Council enjoyed the catering</p> <p>Ensure videoconferencing fully operational by March meeting.</p> <p>Dr. Carter thanked Dr. Chapelski for his service as President for the past 3 years.</p>	
Review For Action Items	The Associate Registrar reviewed the For Action items as listed in 'Appendix A'.	
ADJOURNMENT		
	The Open Session of the meeting was adjourned.	<p>29-JAN-2015 MOTION: That the Open Session of the 16 January, 2015 Council Meeting be adjourned.</p> <p>Moved: Dr. Carter Seconded: Dr. Tsoi Carried: Unanimously</p>

Appendix 'A'

Notify Dr. Ishwarlall of charges

Notify Dr. Spies of reasons

In future, have reports on the 5 year operational plan available at the meeting prior to that which it will be discussed so that any specific concerns can be drawn to the attention of the Registrar and the Registrar can the report in detail at the subsequent meeting on any strategic initiatives that are not current.

The group to address the proposed guidelines on primary and episodic care should meet so that a report can be made to the March Council meeting.

The group to address the proposed regulation of office procedures should meet so that a report can be made to the March Council meeting.

Follow up with ACMI to determine what review, if any, is done of radiologists who are not resident in Saskatchewan but provide diagnostic imaging services to private facilities

Notify committee members of their reappointment.

The nominating committee is to develop a draft policy on renewing committee membership.

Send the conscientious objection document for consultation

The Committee on disclosure of intent to harm to complete its work and send the document for consultation (at least to SMA, CMPA and privacy commissioner)

Any Council member with an interest in participating in an ad hoc committee to address the Supreme Court decision on assisted suicide to contact Dr. Shaw or Bryan Salte

Formally advise Dr. Kalala of the penalty decision

Bring back the matter of Dr. Luning – the charges previously laid and the possible charge with respect to failing to complete a report for a patient - to the March Council meeting.

Notify the College of Podiatry of Council's decision respecting their request for support of bylaw change to allow prescribing of some medications

Dr. Beggs will seek additional information on the licensure requirements for podiatrists and report to the March Council meeting.

Offer specialist physicians on provisional licences issued prior to the new bylaws the option to elect to be transferred to a provisional licence under the new bylaws.

Notify Dr. Kruger that he must follow the process established previously for physicians who have lost their Royal College eligibility.

Follow up with Laura Soparlo respecting meeting with Council

Notify Dr. Hanekom of his election as vice-president