



## **EXECUTIVE SUMMARY**

**of the**

**6<sup>TH</sup> SEPTEMBER, 2013 COUNCIL MEETING**

### **COLLEGE OF PHYSICIANS AND SURGEONS OF SASKATCHEWAN**

The Council of the College of Physicians and Surgeons of Saskatchewan operates under an explicit set of governance policies. It strives to make its work as transparent as possible to the medical profession and to the general public.

Those portions of Council's deliberations that are not confidential are open to observation by any person subject to space availability in the meeting room.

At the conclusion of each Council meeting an Executive Summary of the meeting is widely distributed to the District Medical Associations, related organizations and the public media. This Executive Summary provides a brief overview of issues discussed, decisions made, and/or actions taken by the Council. If any person wishes more detailed information about any of the issues which are not subject to confidentiality constraints, these can be obtained by contacting Ms. Sue Robinson, Executive Assistant to the Registrar, at 500, 321A – 21<sup>st</sup> Street East, Saskatoon, Saskatchewan, S7K 0C1, phone (306) 667-4625, Fax (306) 244-2600, or email [OfficeOfTheRegistrar@cps.sk.ca](mailto:OfficeOfTheRegistrar@cps.sk.ca)

1. Council received and discussed Monitoring Reports from the Registrar in respect to:
  - (a) The Registrar's advancement of Council's End 5 – Medical Profession Prepared for the Future, and
  - (b) The Registrar's compliance with Council's Executive Limitations policies pertaining to:
    - (i) EL 3 – Financial Planning
    - (ii) EL 4 – Financial Condition
    - (iii) EL 5 – Asset Protection, and
    - (iv) EL 8 – Compensation and Benefits

2. Council received a report from the Auditor Mr. Gord Stewart of KPMG pertaining to the audited financial statements for the College of Physicians and Surgeons of Saskatchewan, the International Medical Graduate Program and the Prescription Review Program.
3. Council received a draft budget from the Finance Committee and approved the budget.
4. Council received a report from the Associate Registrar regarding fee bylaws and adopted the annual fee of \$1700 and adopted the appropriate changes to the locum tenens fees for the year 2013 to 2014.
5. Council considered a report from the Associate Registrar on the marijuana for medical purposes legislation. Council appointed a sub-committee to bring back potential options for Council to consider at its next meeting.
6. Council considered a report pertaining to whether Council should seek to recover costs if a physician is found to be lacking skill and knowledge. It determined Council should be advised of the costs (including in-house legal costs) associated with the finding of lack of skill and knowledge, with the Registrar providing direction on the position to be taken by College legal counsel representing possible cost recovery.
7. Council received a request to provide some guidelines for gifts given to departing Councilors. Council requested the Registrar's office to bring back information on several options including a framed certificate and a Councilor pin.
8. The College reviewed a request from the previous Associate Deputy Minister relating to physicians who received bursaries and neither met return of service commitments nor repaid those bursaries. The College was asked to notify Colleges where such physicians are registered that they are not in good standing. No decision was made by Council. Council asked for the matter to be brought back to its November meeting for further consideration.
9. Council reviewed a report from the Associate Registrar concerning a letter of complaint from the University of Calgary with respect to a physician's failure to withdraw from the Canadian Residency Matching System in the required time. Council reviewed further information and accepted the physician's explanation concerning the matter.
10. Council considered a report from the Associate Registrar with respect to passwords and encryption and Council's access to Executive Committee documents. Council provided direction with a further report to be provided to Council at the November Council meeting.
11. Council received a verbal report from the Deputy Registrar from the committee reviewing a policy on clinics established to provide episodic care but which provide ongoing care to patients with chronic conditions. That work is ongoing.
12. Council approved in principle a draft bylaw pertaining to the ability to collect a fee when dealing with physicians who are non compliant with their continuous professional development requirements for revalidation.

13. Council conducted a penalty hearing pertaining to Dr. A. Ali pursuant to Section 54 of *The Medical Profession Act, 1981*. Dr. A Ali pleaded guilty and a joint submission was accepted by Council. Council adopted the following resolution:

*Dr. Ali no longer has a licence to practise medicine as his licence was revoked by Council decision on June 21, 2013.*

*The Council orders that, pursuant to section 54(1)(b) of **The Medical Profession Act, 1981**, Dr. Amjad Ali is immediately suspended from the privileges of a duly qualified medical practitioner under this Act until Council rescinds or modifies the suspension.*

*The Council reserves to itself, upon application by Dr. Ali, the right to rescind or modify this suspension.*

14. Council received and reviewed Reasons for the Decision that led to Dr. Amjad Ali's licence being revoked pursuant to Section 54 of *The Medical Profession Act, 1981* in June, 2013.
15. Council received a report from the Associate Registrar to review the regulatory bylaws with respect to special licence for physicians working at the Saskatchewan Cancer Agency. At the present time the bylaw that allows special licences to be granted to physicians who work at the SCA has a sunset clause of December 31<sup>st</sup>, 2013. The College registration bylaws are currently undergoing complete revision with the changes to *The Medical Profession Act, 1981*. Council amended the bylaw to extend the sunset date to 2014 to maintain the status quo while the new bylaws are developed.
16. Council received a report from the Director of Registration with recommendations for licensure for specialist physicians who have lost Royal College eligibility. Council accepted the recommendations.
17. Council received a report from the Registrar pertaining to the paramedic protocol *Primary Care Paramedic: Scope of Practice Changes* and approved the policy.
18. Council also reviewed and approved the following protocol amendments:
  - Anaphylaxis Protocol
  - Severe Sepsis/Septic Shock
  - Lidocaine for EZIO
  - Spinal Clearance and
  - Spinal Boards
19. Council approved the Council meeting dates for 2014.
20. Council received a request from Dr. Penny Davis Director of SIPPA relating to two physicians who had been appointed to perform SIPPA assessments. Both physicians had been approved prior to the policy which requires such physicians to have practiced in Saskatchewan for three years. Council approved their continuing participation in assessments. Council directed that further matters concerning approval of assessors will be managed by the Registrar's office. Council also approved an appeal option where an

appeal could be heard at the Executive Committee or at the discretion of the Executive Committee could be heard by Council.

21. Council received a report from the Registrar concerning strategic planning and reviewed the outcome from its strategic planning meeting of 22<sup>nd</sup> June, 2013 and reviewed the further refinements made by the leadership team on 25<sup>th</sup> July, 2013. Council approved the strategic framework and supported the plan to arrange a day in the Fall to develop measures, initiatives and the annual plan template for the CPSS.
22. Council conducted a penalty hearing pertaining to Dr. G. Miller pursuant to Section 54 of *The Medical Profession Act, 1981*. The penalty was jointly recommended to Council. Council imposed the following penalty:
  - 1) Pursuant to section 54(1)(e) of ***The Medical Profession Act, 1981***, Dr. George Miller is hereby reprimanded;
  - 2) Pursuant to section 54(1)(i), Dr. George Miller is directed to pay the costs of and incidental to the investigation and hearing in the amount of \$781.15, payable immediately.
23. Council reviewed a request from Five Hills Health Region for consideration of licensure for a limited role for a surgical clinical assistant for orthopedics. Council considered the proposal and declined to approve the proposal as the proposal in its current form does not meet the requirements of the policy "Licensure of physicians to work in limited roles".
24. Council reviewed a Preliminary Inquiry Committee report and determined it would not lay charges of unprofessional conduct against a physician. The matter was concluded with the acceptance of an apology.
25. Council considered a report from the Associate Registrar with respect to possible unprofessional conduct of a physician. Council determined that an appointment of a Preliminary Inquiry Committee was not warranted.
26. Council reviewed a report from the Associate Registrar concerning a complaint filed by a patient with the College alleging that a physician had acted in an inappropriate manner. Council laid a charge of unprofessional conduct against Dr. M. C. Moolman.
27. Council reviewed a report from the Associate Registrar about a complaint filed with the College in which the complainant complained that the physician had breached his confidentiality by providing information about his health status. After consideration of the information Council laid a charge of unprofessional conduct against Dr. Alfred Ernst.
28. Council received a Competency Committee Report and accepted the Competency Committee's conclusion that the physician was found to have adequate skill and knowledge.

29. Council received a verbal report from the Registrar with respect to the building update.
30. Council received a report from the Associate Registrar with respect to the possible licensure of a particular individual who wished to be granted an educational licence. Council received presentations from both the Associate Registrar and legal counsel for the physician and determined it would grant a licence, subject to certain conditions.
31. Council received a report from the Associate Registrar and reviewed the activities of legal counsel at the College of Physicians and Surgeons on the outstanding discipline investigations.