



**Ontario College  
of Pharmacists**

Putting patients first since 1871

**MINUTES OF MEETING**

**OF COUNCIL**

**MARCH 29, 2016**

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**TUESDAY, MARCH 29, 2016 – 9:00 A.M.**

**COUNCIL CHAMBERS, ONTARIO COLLEGE OF PHARMACISTS**

**Elected Members**

District H Dr. Regis Vaillancourt, Ottawa  
District H Ms. Christine Donaldson, Windsor  
District K Dr. Esmail Merani, Carleton Place  
District K Mr. Mark F. Scanlon, Peterborough  
District L **VACANT**  
District L Dr. Michael Nashat, Brampton  
District L Mr. Farid Wassef, Stouffville  
District M Mr. Fayez Kosa, Toronto - **Regrets**  
District M Mr. Don Organ, Toronto  
District M Ms. Laura Weyland, Toronto  
District N Mr. Gerry Cook, London  
District N Mr. Chris Leung, Windsor  
District N Dr. Karen Riley, Sarnia  
District P Mr. Jon MacDonald, Sault Ste. Marie  
District P Mr. Douglas Stewart, Sudbury  
District T Ms. Michelle Filo, Sudbury  
District TH Mr. Goran Petrovic, Kitchener

Dr. Heather Boon, Dean, Leslie Dan Faculty of Pharmacy, University of Toronto  
Dr. David Edwards, Hallman Director, School of Pharmacy, University of Waterloo

**Members Appointed by the Lieutenant-Governor-in-Council**

Ms. Kathleen Al-Zand, Ottawa  
Ms. Linda Bracken, Marmora - **Regrets**  
Mr. Ronald Farrell, Sundridge  
Mr. Javaid Khan, Markham  
Mr. John Laframboise, Ottawa  
Mr. Lewis Lederman, Ottawa  
Ms. Sylvia Moustacalis, Toronto  
Mr. Shahid Rashdi, Mississauga - **Regrets**  
Ms. Joy Sommerfreund, London - **Regrets**  
Mr. Wes Vickers, LaSalle

## **Staff present**

Ms. Connie Campbell, Director, Finance and Administration  
Ms. Susan James, Director, Competence  
Mr. Marshall Moleschi, CEO and Registrar  
Ms. Ushma Rajdev, Council and Executive Liaison  
Ms. Anne Resnick, Deputy Registrar/Director, Conduct

## **Invited Guests**

Mr. John Amodeo, Director, Corporate Management Branch and Mr. Tom Boyd, Manager, Agency Liaison and Public Appointments Unit, Corporate Services Division, Ministry of Health and Long Term Care  
Dr. Kelly Grindrod, University of Waterloo

### **1. Noting Members Present**

Member attendance was noted.

### **2 Declaration of Conflict**

There were no conflicts declared.

### **3. Approval of Agenda**

**It was moved and seconded that the Agenda be approved. CARRIED.**

### **4. President's Opening Remarks**

President Merani welcomed Mr. Wes Vickers, Public Member from LaSalle, who was appointed to College Council on February 10<sup>th</sup>. Mr. Vickers has been appointed to serve on the Discipline, Inquiries Complaints and Reports, and the Registration Committees of the College and the President added that Ms. Moustacalis had been appointed as his mentor. Mr. Vickers was invited to briefly introduce himself to Council.

It was noted that on February 11<sup>th</sup>, Ms. Jillian Grocholsky from District L tendered her resignation. Elections will be held in that District later this year. Ms. Grocholsky has been appointed to the Discipline and Registration Committees as a Non-Council Committee member until September 2016.

#### **4.1 Briefing Note - President's Report to Council**

The President referred to his report which summarized his activities since the previous Council meeting. These included attending various committee meetings at the College and various phone calls and meetings with the Registrar and the Vice President.

#### **4.2 Briefing Note – December 2015 Council Meeting Evaluation**

Referring to the December 2015 Council Meeting Evaluation, President Merani advised that, in response to the comment that having Council members stand when addressing Council (resulting in the speaker being further away from the microphone which can sometimes make it difficult to hear/understand the speaker), going forward, the requirement to stand will be removed. He further noted that the number of respondents to the meeting evaluation had dropped and Council members were encouraged to provide feedback which will serve to ensure efficiency and enhance Council members' participation at these meetings.

### **5. Approval of Minutes of Previous Meeting**

#### **5.1 Minutes of December 2015 Council Meeting**

**It was moved and seconded that the Minutes of the December 2015 meeting be approved. CARRIED.**

### **6. Notice of Motions Intended to be Introduced**

There were none.

### **7. Motions, Notice of Which Had Previously Been Given**

There were none.

### **8. Inquiries**

There were none.

### **9. Matters Arising from Previous Meetings**

#### **9.1 Briefing Note - Registrar's Report to Council**

Mr. Moleschi highlighted the salient points from his report and responded to questions from the floor.

In response to a request from the floor, the Registrar provided an update on the Quality Assurance Program re-design. He explained that as has been reported in the Operation Plan Update (attached to his Briefing Note), one goal of the re-design was to find ways to reach more members than we do currently by building on the existing program through consideration of practices in other jurisdictions and professions. He added that at the September Council meeting, Ms. Winkelbauer (Manager, Continuing Competence), will be providing an in-depth explanation of the re-design project, together with the proposed activities and timelines.

Referring to his Briefing Note, the Registrar advised that the Minister of Health and Long-Term Care recently launched a stakeholder consultation on a proposal to strengthen patient-centered health care in Ontario. He noted that the various service model options presented in the consultation paper would result in enhancing and strengthening the role of Local Health Integrated Networks (LHINs) and reducing the role of Community Care Access Centres (CCACs).

Also noted was the “Immunization 2020” initiative, which calls for amendments to legislation that, if passed, will require parents to participate in an education session delivered by their local public health unit in order to obtain a vaccine exemption for non-medical reasons. As well, during the announcement of the “Immunization 2020” plan, the government reiterated its commitment to make access to travel vaccines as convenient as possible to the public by exploring ways for pharmacists to give travel vaccines in local pharmacies. Registrar Moleschi added that a Briefing Note on the expansion of immunization by pharmacists was on today’s agenda and will be discussed later in the day.

It was noted for information that Ms. Christine Elliott, the former Conservative Member of Provincial Parliament, was appointed as the first ever Patient Ombudsman. Ms. Elliott’s mandate includes helping meet the needs of patients who have not had their concerns resolved through existing complaint mechanisms. In response to a question from the floor, Registrar Moleschi advised that Ms. Elliott will be invited to attend a meeting of the Federation of Health Regulatory Colleges (FHRCO) and address the members regarding structure and processes with regard to complaints received by her office. He agreed that if warranted, Ms. Elliott could also be invited to address this Council at a future meeting.

The Registrar also informed Council that following the meetings held by federal, provincial and territorial Ministers of Health towards the end of January 2016, there was agreement that there would be movement on various priorities including enhancing the affordability, accessibility and appropriate use of prescription drugs.

Referring to the section on the Transparency and Openness Strategy for Health Regulatory Colleges, Mr. Moleschi advised that the College has worked hard towards making many of its processes more transparent and that currently, we are participating on the government’s working group to determine how best to make more information publicly available.

It was noted that the proposed amendments to regulations to the *Drug and Pharmacies Regulation Act* are anticipated to be approved by spring of 2016. In early March, hospital pharmacies were invited to submit applications for certificates of accreditation in anticipation of proclamation and the Registrar advised that many hospitals have already submitted their applications.

Mr. Moleschi next advised Council that the Ministry has commenced work on modernizing the province's health regulatory framework. Parliamentary Assistant (PA) John Fraser has, as part of his mandate, the responsibility for "...leading work that will help the minister ensure that nurses, pharmacists and other health professionals can make their full contribution to the health care system. In response to a question from the floor, the Registrar advised that no specific timelines had been given with regard to this initiative and agreed with the suggestion that Ms. Denise Cole, Assistant Deputy Minister, Health Workforce Planning and Regulatory Affairs Division, should be invited to address College Council at a future meeting to provide an update.

Regarding Bill 33 (*An Act to Reduce the Abuse of Fentanyl Patches and Other Controlled Substance Patches*) Mr. Moleschi explained that the Bill requires the prescriber of the fentanyl patches to record on the prescription, the name and location of the pharmacy that will fill the prescription, and to notify the pharmacy about the prescription. He added that the development of regulations is proceeding, with both this College and the College of Physicians and Surgeons providing input on operational considerations and that an OCP clinical advisory group has been established to provide further guidance.

Next, the Registrar referred to the issue of Physician-Assisted Death (now known as Medical Aid in Dying). Council noted that the College developed a guidance document intended to provide interim guidance in the absence of federal and provincial legislation to support the profession when assisting patients who have qualified and consented to physician-assisted death. The guidance is intended to help pharmacy professionals comply with the Code of Ethics and Standards of Practice in a manner that is consistent with the decision of the Supreme Court of Canada.

Also noted for information was the production of video segments by the Federation of Health Regulatory Colleges of Ontario (FHRCO) for Council member training. The Registrar advised that the videos will be available to FHRCO member Colleges online as part of their orientation or ongoing education programs.

The Registrar also provided an update on NAPRA's (National Association of Pharmacy Regulatory Authorities) initiatives. He noted that NAPRA's Registrars' Group, at a recent meeting, addressed many of the issues identified in his Briefing Note to Council today. He also noted that Ms. Carole Bouchard, the current Executive Director of NAPRA, had recently announced her intention to step down from her position at the end of the summer.

It was noted that the remainder of the Registrar's Report to Council would continue after a guest presentation.

## **12. Other Matters**

### **12.1 Presentation by Mr. John Amodeo, Director, Corporate Management Branch, Corporate Services Division, Ministry of Health and Long-Term Care**

Referring to the agenda, and noting that the presentation by Mr. Amodeo was scheduled next, President Merani requested the Registrar perform introductions after which, Mr. Amodeo was invited to make his presentation. From 10:05 a.m. to 10:50 a.m., Council received an overview

of the Corporate Management Branch's responsibilities, with specific focus on public appointments.

## **9. Matters Arising from Previous Meetings** *(continued)*

### **9.1 Briefing Note - Registrar's Report to Council** *(continued)*

Mr. Moleschi referred Council members to the Operational Plan update which was attached to his Report. Mr. Moleschi reminded Council that in addition to providing an opportunity for Council to assess progress of all directional policies, the update should also be considered a reflection of his performance since he is responsible for the implementation outcomes of the plan. He further advised Council that as outlined in the Governance Manual, the Registrar is to develop a risk management program and report on risk management activities to inform Council on how risks that may impact the College's ability to achieve their public protection goals are being managed. The Risk Management Plan, he continued, was also attached to his Briefing Note to Council.

## **10. For Discussion and Decision**

### **10.1 Briefing Note – Finance and Audit Committee**

Mr. Khan, Chair of the Finance and Audit Committee was invited to present the Briefing Note to Council. **A motion to receive the Briefing Note from the Finance and Audit Committee was moved and seconded. CARRIED.**

Mr. Vinay Raja, Audit Partner at Clarke Henning, was introduced to Council and invited to present the Audited Financial Statements to Council. Mr. Raja provided detailed information on Clarke Henning's role and expectations as the College's auditor. He explained that prior to commencing the audit, they met with the Finance and Audit Committee to outline the auditor's role and also to provide guidance regarding the Committee's own role and responsibilities. Council noted that as is common practice, the Finance and Audit Committee also held an in-camera meeting with the auditors (i.e. no staff were present). In summary, the auditor advised Council of a clean audit with no issues to report.

Together with Ms. Campbell, Mr. Khan answered questions from the floor and provided clarification on some line items. The deficit of approximately \$500,000 was noted (a significant portion of which is related to an increase in and complexity of cases being heard by the Discipline Committee). The Chair of the Discipline Committee, Mr. Stewart, added that one reason for the increased volume was increased referrals from ICRC due to elimination of the backlog. Mr. Moleschi explained that the increase in the number of registrants (both pharmacists and pharmacy technicians), as well as the expectations around standards of practice and processes, could also have contributed towards an increase in such hearings. A suggestion was made that the College may want to consider the use of in-house counsels to offset future costs.

In response to a question from the floor, explanation was also provided on the defined contribution pension plan for College employees, including its audit process, use of financial

advisors and the existence of an employee-driven Pension Committee. Ms. Campbell further explained that the increase in this area was a reflection of increased number of participants as well as the performance of the investments.

Following discussion, **it was moved and seconded that Council approve the Audited Financial Statements and Summary Statements for the operations of the Ontario College of Pharmacists for 2015 as prepared by management and audited by Clarke Henning LLP, Chartered Accountants.**

Council members voted in favour of the motion. There were no negative votes or abstentions. The motion **CARRIED.**

## **10.2 Briefing Note – Executive Committee**

**A motion to receive the Briefing Note from the Executive Committee was moved and seconded. CARRIED.**

Dr. Merani invited Mr. Moleschi to address Council. It was noted that for some time now, the College has been struggling with drawing duly constituted panels to consider matters referred to statutory committees for adjudication due to the limited availability of government appointed public members. This has sometimes resulted in cancelled panel meetings. Mr. Moleschi added that legal opinion was sought which confirmed that legislation permits the College to add public members to college committees by way of by-law amendments. The recommendation of the Executive Committee therefore is that amended by-laws be approved by Council that will allow for the appointment of Council Appointed Non-Profession Committee Members (CANPCM) in order to provide immediate relief (between now and September 2016) to the shortage of public participants on panels. Mr. Moleschi added that while immediate appointments will be limited to recent LGC's (public members appointed by the Lieutenant Governor in Council) whose Orders-in-Council have expired, the Executive Committee will draft criteria and establish a process for future appointments for Council's consideration at the June 2016 Council meeting.

President Merani then opened the floor for discussion on this initiative. Several Council members raised concern with such an approach and cautioned that more thought needs to be given to this issue before we proceed.

Following extensive discussion, the President read the recommendation of the Executive Committee **that Council approve the by-law amendments to enable Council Appointed Non-Profession Committee Members to increase the pool of public participants to serve on panels of college adjudicatory committees.**

**A motion was moved and seconded that this recommendation be tabled until the next Council meeting in June.**

Council discussed the motion to table the recommendation, and subsequent to the discussion, voted on the motion. 15 members voted in favour and 7 members voted against the motion. There were no abstentions. The motion to table **CARRIED.**

**9. Matters Arising from Previous Meetings** *(continued)*

**9.1 Briefing Note - Registrar's Report to Council** *(continued)*

Ms. Tina Perlman, Manager, Community Practice, was invited to provide Council with an overview of her program area which deals with oversight of community pharmacies and pharmacy practice issues that support the ability of members to practice to the standards of the profession. Ms. Perlman's presentation commenced at 1:20 p.m. and ended at 1:56 p.m. during which time she provided clarification on matters and responded to questions from the floor.

**12. Other Matters** *(continued)*

**12.2 Presentation by Dr. Kelly Grindrod, University of Waterloo**

Dr. Merani invited Dr. Edwards to introduce Dr. Kelly Grindrod to Council, after which, she presented the Pharmacy 5 in 5 Initiative to Council. During her presentation, which commenced at 1:58 p.m. and ended at 2:44 p.m., Council was shown the online, multimodal teaching and assessment tool called "Pharmacy 5 in 5" developed by Dr. Grindrod and her team at the University of Waterloo. The tool is designed to help pharmacists and pharmacy technicians self-audit their knowledge and acquire a deeper understanding of a variety of clinical and professional topics.

Dr. Edwards advised Council that the University was looking to partner with the College on this initiative and would be bringing forward a proposal for Council's consideration at its meeting in June.

**10.3 Briefing Note – Executive Committee**

**A motion to receive the Briefing Note from the Executive Committee was moved and seconded. CARRIED.**

Mr. Moleschi was invited to address Council; he advised that in order for the government to enact a broader authority for pharmacists to administer select vaccinations, amendments to the *Pharmacy Act* regulation would be required. The changes being proposed would allow for the administration of vaccinations for 13 diseases that are preventable by vaccines. The amendments would also authorize pharmacy students and interns to administer injections — including those under the Universal Influenza Immunization Program and the selected vaccines — subject to the terms, limits and conditions imposed on their certificate of registration.

In response to a comment from the floor, the Registrar advised that the Ministry had indicated their preference for a specific list, rather than a general one. Several Council members offered suggestions and comments and the Registrar encouraged them to provide these in writing once the proposed changes were posted for public consultation.

Following discussion, **it was moved and seconded that the proposed changes to the *Pharmacy Act* regulations be circulated and posted for public consultation on the College's website.** Council members voted unanimously in favour of the motion. **CARRIED.**

Comments and input will be considered by Council at its meeting in June.

**11. For Information**

There were no matters for information.

**13. Unfinished Business**

There was no unfinished business.

**Motion respecting Circulation of Minutes**

**A motion to approve the circulation of the draft minutes of this Council Meeting to Council members was moved and seconded. CARRIED.**

**14. Motion of Adjournment**

**It was moved and seconded that the Council meeting be adjourned at 3:00 p.m. and to reconvene on Monday, June 13, 2016, or at the call of the President. CARRIED.**

**Ushma Rajdev  
Council and Executive Liaison**

**Esmail Merani  
President**

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