

APPENDIX A

Bill No.
2016

By-law No.

A by-law to authorize and approve an Agreement between The Corporation of the City of London and Consolidated Health Information Services (CHIS) and other Parties for a Data Sharing Agreement and to authorize the Mayor and the City Clerk to execute the Agreement.

WHEREAS section 5(3) of the *Municipal Act, 2001* provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS subsection 88(1) of the *Long-Term Care Homes Act, 2007* requires the licensee of a long-term care home to submit reports to the Director (being the person appointed by the Minister of Health and Long-Term Care);

AND WHEREAS subsection 88(2) of the *Long-Term Care Homes Act, 2007* provides that the Director may request a licensee to submit a report to the Director on any matter, in a form acceptable to the Director, and the licensee shall comply with the request;

AND WHEREAS Director Nancy Lytle, by way of a Memorandum dated March 24, 2014, to all Long-Term Care Home Licensees and Administrators, required all licensees to submit the required data elements contained within the RAI-MDS 2.0 to the Ministry, as a mandatory report pursuant to s. 88(2) of the *Long-Term Care Homes Act, 2007*, and requiring the Licensees to submit the data to the Health Information Network Providers (HINPs), as defined in a memo of July 18, 2013;

AND WHEREAS Director Rachel Kampus, by way of a Memorandum dated July 18, 2013, to all Long-Term Care Home Licensees and Administrators, stated "The assessment data in IAR is hosted by three regional Health Information Network Providers (HINP), as defined under the *Personal Health Information Protection Act, 2004*. The HINPs are: Health Sciences North, William Osler Health System and Consolidated Health Information Systems [sic]";

AND WHEREAS the HINP "Consolidated Health Information Services" is a non-share corporation, and amalgamated with "ProCure Healthcare" as "Transform Shared Service Organization", a non-share corporation;

AND WHEREAS by letter dated December 22, 2015 from the South West LHIN to the City's Managing Director Housing, Social Services and Dearness Home, which states "the adoption of the IAR is required by the South West Local Health Integration Network (LHIN), as well the Ministry of Health and Long-Term Care.";

AND WHEREAS it has been deemed expedient to enter into a Data Sharing Agreement with Consolidated Health Information Services for the purpose of submitting and sharing Integrated Assessment Records;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. The Data Sharing Agreement (including the Adhesion Agreement) to be entered into between The Corporation of the City of London and Consolidated Health

Information Services (CHIS), and other Parties, for the Integrated Assessment Record, substantially as attached in Schedule 1, is approved.

2. The Mayor and the City Clerk are authorized to execute the Agreement (including the Adhesion Agreement) approved under section 1, above, and such other documents required to be executed to give effect to the Agreement.

3. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on January 26, 2016.

Matt Brown
Mayor

Catharine Saunders
City Clerk

First Reading – January 26, 2016
Second Reading – January 26, 2016
Third Reading – January 26, 2016