



THE OSGOODE CERTIFICATE IN HEALTH LAW

Equip yourself to identify legal and regulatory issues affecting your day-to-day work.

Get up-to-date information and insight from over 30 expert faculty into:

- The intersection of health-care delivery and the law: the risks and how to manage them
- The relationship between privacy, security and risk management in health care
- The regulation of health professionals: the rules and recent case law
- Ethical challenges in health care including those relating to marginalized communities and physician assisted dying
- What medical malpractice is – from the standard of care, to causation and the assessment of damages
- The growth of artificial intelligence (AI) in the health sector and the legal and ethical challenges
- The requirements for consent, the test for capacity and the role of the substitute decision-maker

PROGRAM DIRECTORS

Daniel Girlando

Borden Ladner Gervais LLP

Trevor Hall

Vice President, Healthcare
Safety and Risk Management,
Healthcare Insurance Reciprocal
of Canada (HIROC)

REGISTRATION DETAILS

March 5, 19, 26 and

April 2, 9, 2024:

Online (Live)

Can't make the date?

*Registration includes 120-day
unlimited, online access to the
recorded program.*

Register today at:

[osgoodepd.ca/
healthcert](https://osgoodepd.ca/healthcert)



Health Leadership
& Learning Network

afhto association of family
health teams of ontario



The Osgoode Certificate in Health Law

Register today at:

[osgoodepd.ca/
healthcert](http://osgoodepd.ca/healthcert)

“This certificate is all encompassing for all areas of Health Law. It is not only an introduction but a dive into the main areas and aspects of health law accompanied with a practical approach.”

Monya Jamous
Bilingual Contract Governance and
Compliance Specialist, Hologic Canada

Today more than ever, health-care providers and their organizations encounter a challenging array of legal and regulatory issues. The ability to recognize these issues and know how to prevent or respond to them has never been more important.

Osgoode’s unique **Certificate in Health Law**, now in its 15th year, was developed to better prepare you and your organization to avoid the most common legal pitfalls in the health-care arena.

Over the course of five intensive one-day modules, including **lectures, case studies, small group discussions, simulations, and demonstrations**, you will learn to identify and develop your knowledge of contemporary issues in health law.

Our diverse faculty of lawyers, health-care professionals, patients’ rights advocates, ethicists, risk managers and insurance industry experts will equip you with the **practical** knowledge and strategies you and your organization need to be better positioned to make sound, professional judgments, **improve patient care and safety** and take the necessary steps to **minimize risk**.



Gain the knowledge you need to fully understand the challenging area of Health Law, including:

- Framework and role of the legal system in health-care delivery
- Key legal issues raised by COVID-19
- Ontario Health Teams and their implications
- Overview of the *Fixing Long-Term Care Act, 2021*
- Privacy and health law: the key risks and principles
- Treatment capacity from a clinical perspective
- Demonstration: Consent and Capacity Board hearing
- The regulation of health professionals
- Disclosure obligations and the *Quality of Care Information Protection Act*
- Collaborative care: problems and pitfalls
- Ethical challenges, including the most current information medical assistance in dying
- Retirement homes in the continuum of care
- The application of safety and the law
- Class actions and public inquiries
- Healthcare for Indigenous, Black and other marginalized communities
- Risk management: responding effectively to risk in specialty areas

PLUS! Meet and connect with your colleagues and program faculty in a Virtual Networking Event on Day 1

Who Should Attend

- Physicians, nurses, nurse practitioners and other licensed medical professionals
- Representatives from hospitals, psychiatric facilities, long-term care facilities, CCAC's and community service provider agencies
- Health-care risk managers
- Privacy officers, security officers and compliance officers for health-care institutions
- Patient representatives
- Ethicists
- In-house counsel to health-care institutions
- Health law practitioners
- Government and public policy advisors

You will learn from a faculty of leading health care and legal experts, including:

Program Directors



Daniel Girlando

Borden Ladner Gervais LLP



Trevor Hall

Vice President, Healthcare Safety and Risk Management, Healthcare Insurance Reciprocal of Canada (HIROC)

Advisory Board

Dr. David A. Cameron

Regional Supervising Coroner, North Region – Sudbury Office, Office of the Chief Coroner

Kate Dewhirst

Kate Dewhirst Health Law

Professor Joan M. Gilmour

Osgoode Hall Law School, York University

Cathy Szabo

President & CEO, Providence Care

Kristin L. Taylor

Vice President, Chief Legal and Risk Officer, Centre for Addiction and Mental Health (CAMH)

Register today at:

[osgoodepd.ca/
healthcert](https://osgoodepd.ca/healthcert)

Program Faculty

Paul Bailey

Executive Director, Black Health Alliance

Randal Bell, BSW, MPH (Candidate)

Owner and Principal Consultant at MacKenzie Indigenous Solutions

Dr. Kerry Bowman

Clinical Ethicist, Mount Sinai Hospital, University of Toronto, Joint Centre for Bioethics

Dr. David A. Cameron

Regional Supervising Coroner, Office of the Chief Coroner

Victoria Cistrone

Legal Counsel, The College of Physicians and Surgeons of Ontario

Kate A. Crawford

Borden Ladner Gervais LLP

Melanie De Wit

Chief Legal Officer, Unity Health Toronto

Jocelyn Downie

Professor, Faculties of Law and Medicine, Dalhousie University

Dr. Michael Gardam

CEO, Health PEI

Catherine Gaulton

CEO, Healthcare Insurance Reciprocal of Canada (HIROC)

Daniel Girlando

Borden Ladner Gervais LLP

Barry Glaspell

Barry Glaspell Class Actions

Trevor Hall

Vice President, Healthcare Safety and Risk Management, Healthcare Insurance Reciprocal of Canada (HIROC)

Dr. Misha Hartfeil

Forensic Psychiatrist, Ontario Shores Centre for Mental Health Sciences; Lecturer in Forensic Psychiatry, University of Toronto

Emily Lawrence

Paliare Roland Rosenberg Rothstein LLP

Pinta J. Maguire

Tyr LLP

Muhammad Mamdani, PharmD, MA, MPH

Vice President, Data Science and Advanced Analytics, Unity Health Toronto; Director, University of Toronto Faculty of Medicine Centre for Machine Learning in Medicine; Professor, University of Toronto

Anna Marrison

Borden Ladner Gervais LLP

Rozmin Mediratta

Legal Counsel, HIROC

Joanna Noble

Lead, Clinical Risk, Healthcare Safety and Risk Management, HIROC

Melissa Prokopy

Vice President, Policy and Advocacy, Ontario Hospital Association

Chloe Richardson

Legal Counsel, The Hospital for Sick Children

Holly Ryan

Borden Ladner Gervais LLP

Gordon Slemko

Director and General Counsel, HIROC

Josh Stachniak

General Counsel and Corporate Director of Risk Management, Covenant Health

Ian Stedman

Assistant Professor, Canadian Public Law and Governance, School of Public Policy and Administration, York University

Lori Stoltz

Morris + Stoltz + Evans LLP

Jessica Szabo

McIntyre Szabo PC

Anita Szigeti

Anita Szigeti Advocates

Marc Vani

Borden Ladner Gervais LLP

Heather Webster

Borden Ladner Gervais LLP

Stephanie Young

Borden Ladner Gervais LLP

Agenda

MODULE 1

Tuesday, March 5, 2024
9:00 a.m. – 4:30 p.m.

Accountability in Health Law: The Legal Framework

- The role of the legal system in health-care delivery
- Models of care and the practical applications to health law
- Overview of provincial health-care legislation
- Types of health-care providers
- Corporate status of hospitals
- Public health legislation

Online Networking Event. Connect with and get to know your colleagues and program faculty.

FACULTY

Melanie De Wit

Chief Legal Officer, Unity Health Toronto

Catherine Gaulton

CEO, Healthcare Insurance Reciprocal of Canada (HIROC)

Melissa Prokopy

Vice President, Policy and Advocacy, Ontario Hospital Association

Holly Ryan

Borden Ladner Gervais LLP

Josh Stachniak

General Counsel and Corporate Director of Risk Management, Covenant Health

Lori Stoltz

Morris + Stoltz + Evans LLP

Register today at:

[osgoodepd.ca/
healthcert](https://osgoodepd.ca/healthcert)

MODULE 2

Tuesday, March 19, 2024
9:00 a.m. – 4:45 p.m.

Consent, Capacity and Mental Health

- The complexities of the Indigenous health crisis
- General principles of consent and capacity
- Legal requirements for valid consent
- Informed consent
- The legal test for capacity
- Case studies: applying the test
- Elements of a good capacity assessment
- Best practices for documenting consent
- Right to refuse treatment
- Withdrawing consent
- Substitute decision-makers: what's the ranking order?
- Dealing with complex ethical situations
- Introduction to mental health law
- Consent and capacity in a mental health setting
- Treatment capacity from a clinician's perspective

Demonstration: Consent and Capacity Board hearing

FACULTY

Randal Bell, BSW, MPH (Candidate)

Owner and Principal Consultant at MacKenzie Indigenous Solutions

Dr. Misha Hartfeil

Forensic Psychiatrist, Ontario Shores Centre for Mental Health Sciences, Lecturer in Forensic Psychiatry, University of Toronto

Chloe Richardson

Legal Counsel, The Hospital for Sick Children

Jessica Szabo

Partner, McIntyre Szabo

Anita Szigeti

Anita Szigeti Advocates

MODULE 3

Tuesday, March 26, 2024
9:00 a.m. – 4:30 p.m.

Privacy, Security and Risk Management in Health Care

- Overview of the law relating to the privacy of health information
- What is the circle of care?
- Privacy breach case studies and tips for handling breaches
- Responding appropriately to freedom of information requests
- Theory of Applied Simulation
- Critical incident investigations: learning from adverse events and near misses
- Disclosures of Harm
- Risk management and patient safety in hospital settings
- Critical incident analysis and using malpractice claims data to improve patient care
- Risk management and best practices surrounding virtual care medicine
- Learning from harm

FACULTY

Dr. Michael Gardam

CEO, Health PEI

Daniel Girlando

Borden Ladner Gervais LLP

Trevor Hall

Vice President, Healthcare Safety and Risk Management, Healthcare Insurance Reciprocal of Canada (HIROC)

Anna Marrison

Borden Ladner Gervais LLP

Joanna Noble

Lead, Clinical Risk, Healthcare Safety and Risk Management, HIROC

Gordon Slemko

Director and General Counsel, HIROC

Marc Vani

Borden Ladner Gervais LLP

MODULE 4

Tuesday, April 2, 2024
9:00 a.m. – 5:00 p.m.

Medical Malpractice: Theory and Practice

In addition to introducing medical malpractice and providing a clear overview of the substantive law, this module includes a mock examination for discovery. This practical demonstration by experienced counsel will provide key insights into the adversarial process in malpractice litigation.

- What is medical malpractice?
- What are the possible causes of action?
- Elements of a negligence claim and the litigation process
- The standard of care: what is the current legal standard of care in a malpractice suit?
- Breach of the standard of care
- Determining causation
- Assessing damages
- Defences to a malpractice claim
- Effects of litigation on behavior of HCP's and patient safety
- Using malpractice claims data to improve patient care
- Health law and 2SLGBTQ+ communities
- Human Rights Code complaints

FACULTY

Dr. David A. Cameron

Regional Supervising Coroner,
Office of the Chief Coroner

Daniel Girlando

Borden Ladner Gervais LLP

Pinta M. Maquire

Tyr LLP

Rozmin Mediratta

Legal Counsel, Healthcare Insurance Reciprocal
of Canada (HIROC)

Chloe Richardson

Legal Counsel, The Hospital for Sick Children

Stephanie Young

Borden Ladner Gervais LLP

MODULE 5

Tuesday, April 9, 2024
9:00 a.m. – 5:00 p.m.

Regulation of Health-Care Professionals, Class Actions, Public Inquiries, Long-Term Care and Retirement Homes, Health Care for Marginalized Communities, Ethical Issues and MAID

- Regulatory Colleges and the Health Professionals Appeal and Review Board
- Class actions and public inquiries in health care
- Indigenous health care
- Retirement homes in the continuum of care
- Health care for marginalized communities
- Ethical issues in health care with a focus on physician assisted dying
- Potpourri of health law issues

FACULTY

Paul Bailey

Executive Director, Black Health Alliance

Dr. Kerry Bowman

Clinical Ethicist, Mount Sinai Hospital,
University of Toronto, Joint Centre for Bioethics

Kate A. Crawford

Borden Ladner Gervais LLP

Barry Glaspell

Barry Glaspell Class Actions

Heather Webster

Borden Ladner Gervais LLP

Victoria Cistrone

Legal Counsel, The College of Physicians
and Surgeons of Ontario

Jocelyn Downie

Professor, Faculties of Law and Medicine,
Dalhousie University

Emily Lawrence

Paliare Roland Rosenberg Rothstein LLP

Ian Stedman

Assistant Professor, Canadian Public Law
and Governance, School of Public Policy and
Administration, York University

Muhammad Mamdani, PharmD, MA, MPH

Vice President, Data Science and Advanced
Analytics, Unity Health Toronto; Director,
University of Toronto Faculty of Medicine
Centre for Machine Learning in Medicine;
Professor, University of Toronto

NOTE: Participants will receive information
and access to the online exam at the
conclusion of this module.

Certificate of Program Completion

Participants must attend (or view) all 5
modules and successfully complete an
online post-program assessment within
30 days of the last module to receive the
Osgoode Certificate in Health Law.



Registration Details

Fee per Delegate: \$3,595 + TAX

Newly Licensed*: \$1,797.50 + TAX

**This fee applies to newly licensed regulated professionals within the past 2 years*

Fee includes program registration, electronic program materials and 120-day unlimited online access to program archive. Group discounts are available. Visit www.osgoodepd.ca/group-discounts for details.

Financial Assistance

This program is eligible for OSAP funding. Federal and provincial job grants may be available. You may also apply for financial assistance with OsgoodePD. To learn more, visit: www.osgoodepd.ca/financial-assistance.

Program Changes

We will make every effort to present the program as advertised, but it may be necessary to change the date, location, speakers or content with little or no notice. In the event of program cancellation, York University's and Osgoode Hall Law School's liability is limited to reimbursement of paid fees.

Cancellations and Substitutions

Substitution of registrants is permitted at any time. If you are unable to find a substitute, a full refund is available if a cancellation request is received in writing 21 days prior to the program date. If a cancellation request is made with less than 21 days notice, a \$150 administration fee will apply. No other refund is available.

For Further Program-Related Information, Please Contact:

Myrsini Zacharakis, Program Lawyer at 416.278.7721
or email mzacharakis@osgoode.yorku.ca


Certificate of Program Completion

You will receive a certificate upon completion of **The Osgoode Certificate in Health Law**. Participants must attend all program modules and **pass the post-program multiple choice assessment** to receive a certificate.

Register today at:

osgoodepd.ca/healthcert

 **Email:** osgoodepd@osgoode.yorku.ca

 **Phone:** 416 597 9724

 **Mail:** 1 Dundas Street West, 26th Floor, Toronto, ON, M5G 1Z3



OsgoodePD has been approved as an Accredited Provider of Professionalism Content by the LSO.

Eligible CPD Hours – LSO (ON): 33h 40m CPD (27h 55m Substantive; 3h Professionalism; 2h 45m EDI).



OsgoodePD programs may be eligible for CPD/MCLE credits in other Canadian and US jurisdictions. To inquire about credit eligibility, please contact cpd@osgoode.yorku.ca.



MAINTENANCE OF CERTIFICATION

Attendance at this program entitles certified Canadian College of Health Leaders members (CHE/Fellow) to 10 Category II credits towards their maintenance of certification requirement.



This program is approved for LAWPRO Risk Management Credit.

“Clear the effort the facilitators put into staying engaged with participants, monitory chat, encouraging discussion. Very appreciated!”

Jodie Goebel
ED Health Economics and Partnerships,
Alberta Health

“Excellent, professional speakers, interesting debates and lots of learning.”

(2023)

“A very high standard of presenters, very responsive to questions and comments.”

(2023)

“Thank you for this course! Lots to take in, sometimes overwhelming, but overall lots of very useful information, and I have tons of notes to refer to later.”

(2023)