



Ministry of Health and Long-Term Care

Inspection Report under the Long-Term Care Homes Act, 2007

Ministère de la Santé et des Soins de longue durée

Rapport d'inspection prévue le Loi de 2007 les foyers de soins de longue

Health System Accountability and Performance Division
Performance Improvement and Compliance Branch
Division de la responsabilisation et de la performance du système de santé
Direction de l'amélioration de la performance et de la conformité

Sudbury Service Area Office
159 Cedar Street, Suite 603
SUDBURY, ON, P3E-6A5
Telephone: (705) 564-3130
Facsimile: (705) 564-3133

Bureau régional de services de Sudbury
159, rue Cedar, Bureau 603
SUDBURY, ON, P3E-6A5
Téléphone: (705) 564-3130
Télécopieur: (705) 564-3133

Public Copy/Copie du public

Date(s) of inspection/Date(s) de l'inspection	Inspection No/ No de l'inspection	Type of Inspection/Genre d'inspection
Dec 27, 2012	2012_099188_0050	Other

Licensee/Titulaire de permis

EXTENDICARE (CANADA) INC.
3000 STEELES AVENUE EAST, SUITE 700, MARKHAM, ON, L3R-9W2

Long-Term Care Home/Foyer de soins de longue durée

EXTENDICARE YORK
333 YORK STREET, SUDBURY, ON, P3E-5J3

Name of Inspector(s)/Nom de l'inspecteur ou des inspecteurs

MELISSA CHISHOLM (188)

Inspection Summary/Résumé de l'inspection

The purpose of this inspection was to conduct an Other inspection.

During the course of the inspection, the inspector(s) spoke with the Director of Care.

During the course of the inspection, the inspector(s) reviewed two written refusal letters.

This inspection was conducted off-site.

The following inspection protocols were used during this inspection:

Findings of Non-Compliance were found during this inspection.

NON-COMPLIANCE / NON-RESPECT DES EXIGENCES

Legend

WN – Written Notification
VPC – Voluntary Plan of Correction
DR – Director Referral
CO – Compliance Order
WAO – Work and Activity Order

Legendé

WN – Avis écrit
VPC – Plan de redressement volontaire
DR – Aiguillage au directeur
CO – Ordre de conformité
WAO – Ordres : travaux et activités

<p>Non-compliance with requirements under the Long-Term Care Homes Act, 2007 (LTCHA) was found. (A requirement under the LTCHA includes the requirements contained in the items listed in the definition of "requirement under this Act" in subsection 2(1) of the LTCHA.)</p>	<p>Le non-respect des exigences de la Loi de 2007 sur les foyers de soins de longue durée (LFSLD) a été constaté. (Une exigence de la loi comprend les exigences qui font partie des éléments énumérés dans la définition de « exigence prévue par la présente loi », au paragraphe 2(1) de la LFSLD.)</p>
<p>The following constitutes written notification of non-compliance under paragraph 1 of section 152 of the LTCHA.</p>	<p>Ce qui suit constitue un avis écrit de non-respect aux termes du paragraphe 1 de l'article 152 de la LFSLD.</p>

WN #1: The Licensee has failed to comply with LTCHA, 2007 S.O. 2007, c.8, s. 44. Authorization for admission to a home

Specifically failed to comply with the following subsections:

s. 44. (7) The appropriate placement co-ordinator shall give the licensee of each selected home copies of the assessments and information that were required to have been taken into account, under subsection 43 (6), and the licensee shall review the assessments and information and shall approve the applicant's admission to the home unless,

- (a) the home lacks the physical facilities necessary to meet the applicant's care requirements;**
 - (b) the staff of the home lack the nursing expertise necessary to meet the applicant's care requirements; or**
 - (c) circumstances exist which are provided for in the regulations as being a ground for withholding approval.**
- 2007, c. 8, s. 44. (7).**

s. 44. (9) If the licensee withholds approval for admission, the licensee shall give to persons described in subsection (10) a written notice setting out,

- (a) the ground or grounds on which the licensee is withholding approval;**
 - (b) a detailed explanation of the supporting facts, as they relate both to the home and to the applicant's condition and requirements for care;**
 - (c) an explanation of how the supporting facts justify the decision to withhold approval; and**
 - (d) contact information for the Director.**
- 2007, c. 8, s. 44. (9).**

Findings/Faits saillants :

1. A letter indicating refusal of admission was received. The reason given for the refusal does not meet the requirements of the LTCHA as it does not indicate refusal based on the home lacking the physical facilities necessary to meet the applicant's care requirements or the staff of the home lacking the nursing expertise necessary to meet the applicant's care requirement. The licensee failed to ensure that an application is approved unless the home lacks the physical facilities necessary to meet the applicant's care requirements and the staff of the home lack the nursing expertise necessary to meet the applicant's care requirements. [LTCHA 2007, S.O. 2007, c.8, s.44(7)]

2. Once the refusal letter was received, a discussion was held between Inspector #158 and the home. The home was directed to resubmit the letter of refusal this time providing additional detail. This second letter of refusal was received. This second letter again does not meet the requirements of the LTCHA, the explanation does not justify how the supporting facts relate to the home's lack of physical facilities. It describes the applicant's medical history and condition. An explanation of how these supporting facts justify the decision to withhold approval is not provided. The licensee failed to provide a full explanation of how the supporting facts justify the decision to withhold approval for this applicant's admission. [LTCHA 2007, S.O. 2007, c.8, s.44(9)(c)]

3. The second refusal letter was reviewed. In addition to not meeting legislative requirements for justifying refusal this second letter does not include the contact information for the Director. The licensee failed to ensure if approval for admission is withheld, written notice setting out the contact information for the Director is provided. [LTCHA 2007, S.O. 2007, c.8, s.44(9)(d)]



**Ministry of Health and
Long-Term Care**

**Inspection Report under
the Long-Term Care
Homes Act, 2007**

**Ministère de la Santé et des
Soins de longue durée**

**Rapport d'inspection
prévus le Loi de 2007 les
foyers de soins de longue**

Issued on this 27th day of December, 2012

Signature of Inspector(s)/Signature de l'inspecteur ou des inspecteurs

A handwritten signature in cursive script, appearing to read "M. Miller".