

**Amended Public Report (A1)**

<b>Report Issue Date</b>	July 6, 2022		
<b>Inspection Number</b>	2022_1548_0002		
<b>Inspection Type</b>	<input type="checkbox"/> Critical Incident System <input checked="" type="checkbox"/> Complaint <input checked="" type="checkbox"/> Follow-Up <input type="checkbox"/> Director Order Follow-up <input type="checkbox"/> Proactive Inspection <input type="checkbox"/> SAO Initiated <input type="checkbox"/> Post-occupancy <input type="checkbox"/> Other _____		
<b>Licensee</b>	Corporation of The County of Bruce		
<b>Long-Term Care Home and City</b>	Gateway Haven, Wiarton		
<b>Lead Inspector</b>	Katy Harrison (766)		<b>Inspector Digital Signature</b>
<b>Additional Inspector(s)</b>	Inspector Gabriella Del Principe (741734) was also present during this inspection		

**INSPECTION SUMMARY**

The inspection occurred on the following date(s): June 13-17, 22-23, 2022

The following intake(s) were inspected:

- Intake #009925-22, related to a Complaint regarding an allegation that the home did not comply with Compliance Order (CO) #001 from inspection ##2022\_792659\_0005.
- Intake #008196-22, related to Follow up to Compliance Order (CO) #001 from inspection #2022\_792659\_0005, regarding the home withholding approval for admission.

**Previously Issued Compliance Order(s)**

The following previously issued Compliance Order(s) were found **NOT** to be in compliance.

Legislative Reference	Inspection #	Order #	Inspector (ID) who inspected the order
LTCHA, 2007    s. 44. (7)	2022_792659_0005	#001	Katy Harrison (766)

The following **Inspection Protocols** were used during this inspection:

- Admission, Absences & Discharge

## INSPECTION RESULTS

### WRITTEN NOTIFICATION: CONDITIONS OF LICENCE

#### NC#001 Written Notification pursuant to LTCHA, 2007, s. 101 (3)

Non-compliance with: LTCHA, 2007 s.101 (3)

The licensee has failed to comply with Compliance Order (CO) #001 from Inspection #2022\_792659\_0005, with a compliance due date of May 20, 2022.

The licensee did not approve applicant #001's application for admission to the home, citing that circumstances existed which were provided for in the regulations as being a ground for withholding approval.

#### Rationale and Summary

1. Specifically, the home withheld applicant #001's approval for admission when the grounds did not support requirements under the regulations. The Director of LTC Services said that the resident's application was denied.

Applicant #001 had been a prior resident of the home.

The resident was assigned to an alternative level of care (ALC) bed.

An application for priority readmission was submitted to the home for applicant #001 on an identified date. A response letter to applicant #001's Substitute Decision Maker (SDM) stated the home was unable to accept their application at this time.

The licensee failed to accept resident #001's application for admission, in the absence of circumstances existing which were provided for in the regulations as being a ground for withholding approval. This resulted in applicant #001's having to remain in hospital instead of returning to their former home. A Compliance Order was issued instructing the home to reconsider the application for admission.

At the time of this inspection, the licensee had again failed to accept applicant #001's application for admission. The SDM stated that they wished the applicant to return to Gateway Haven.

The HCCSS Placement Manager confirmed that the hospital considers the applicant to be appropriate for discharge to LTC and the Behaviour Support Ontario (BSO) Team were ready to assist with the transition to the home.

The home was not able to provide information that supported the withholding admission of applicant #001. The applicant is currently considered to be stable and appropriate for discharge to LTC.

The licensee failed to accept resident #001's application for admission, in the absence of circumstances existing which were provided for in the regulations as being a ground for withholding approval. This resulted in applicant #001 having to remain in hospital instead of returning to their former home.

**Sources:** HCCSS (SW LHIN) client notes, BSO assessments, letter to SDM declining application dated May 20, 2022, response letter from SDM dated May 30, 2022, interviews with Director of LTC Services, HCCSS Placement Manager, BSO Team Intensive Transition Nurse Owen Sound Hospital, and SDM. (766)

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**This written notification (WN/DR#001) is being referred to the Director for further action by the Director.**