

Resolution 7 for EGM

To: MOH, Dep MOH, ExAsst MOH
CCBC Board, Registrar
CCBC Registrants

Extraordinary General Meeting of the College of Chiropractors of BC June 05, 2021 via Zoom

Notice of resolution, MOTIONED BY: Dr. Bruce Russel

Notice of resolution SECONDED BY: Dr. Shawn Thomas, Dr. Cameron Allan, Dr. Mark Foullong, Dr. Kurtis Fischer, Dr. Michael Foran, Dr. Josh Stehmeier, Dr. Richard Lutz, Dr. John Gordon, Dr. Ahren Roy, Dr. Avtar Jassal, Dr. Sasha Blaskovich, Dr. Doug Price, Dr. Gregg Smillie, Dr. Don Nixdorf

Introduction

The following information is presented for the extraordinary general meeting of the College of Chiropractors of BC, via Zoom, June 05, 2021.

British Columbians have the right to choose and receive health services from regulated health professionals. Since 1934 registered Doctors of Chiropractic have served the public by providing chiropractic services throughout the Province. Chiropractic has served the public interest well by performing a significant and important role in promoting, maintaining, and restoring the health of British Columbians. Chiropractic has protected many British Columbians from developing chronic disability. Chiropractic services are recognized as health benefits under the Medical Services Plan, WorkSafeBC, ICBC accident benefits and other provincial programs.

The College is governed by a board of directors composed of registered chiropractors and members of the public. The chiropractor directors are volunteers who are nominated for election by the registrants of the College. The public directors are appointed by the provincial government.

It is the duty of the College “at all times” to “serve and protect the public” and to act “in the public interest.” (Section 16 (1) of the Health Professions Act (“HPA”) In fulfilling this duty, the public directors rely upon the chiropractic directors for assistance and advice in relation to understanding chiropractic. The role of chiropractic directors includes providing necessary and relevant background and briefing information on all aspects of the profession and practice of chiropractic.

Since chiropractic serves the public interest by promoting, maintaining and restoring the health of British Columbians, the College also has a responsibility to promote and enhance collaborative relations and practice with other health professions and organizations. Section 16(2)(k) states the College must:

(k) in the course of performing its duties and exercising its powers under this Act or other enactments, to promote and enhance the following:

(i)collaborative relations with other colleges, regional health boards designated under the Health Authorities Act and other entities in the Provincial health system, post-secondary education institutions and the government;

(ii)interprofessional collaborative practice between its registrants and persons practising another health profession;

(iii)the ability of its registrants to respond and adapt to changes in practice environments, advances in technology and other emerging issues.

Upon review of the public minutes of the directors since 2018 there is the appearance of an apprehension of bias, conflict of interest and apparent failure to perform fiduciary duty. The resolutions are intended to support the Board's governance in fulfilling duty and objects under all enactments through conducting the following:

1. A review to comprehensively identify policy of conflict of interest applicable to directors and staff,
2. Review and publish direct and indirect impact of interprofessional conduct associated with regulatory and related communications,
3. Determine policy for clinical, research, and related professional publications for director, committee, staff, and all related initiatives use in decision making which clearly identifies authorship based on the author's profession and experience thereby ensuring the relevance and applicable credibility of the information be used for decision making and related purpose of directors, committees and staff.
4. Each resolution will also state the directors should undertake a full and comprehensive report on each of the resolutions approved with references to be publicly published and available on the CCBC website.
5. Each published report should include recommendations and any actions to be taken and their timeline. The nature of all resolutions that the participating chiropractic doctors approve should be implemented as worded in each resolution and as bylaw provides.

The following resolutions are recommended to be approved by registrants at the June 05, 2021 EGM. Each resolution is intended to support and assist current and future directors, public and professional, with understanding and meeting the full interpretation and actions arising from section 16 of the HPA.

The minutes of the meetings are the primary source of information which supports the Resolutions. The minutes should reflect broad proactive conduct that serves and protects the public. Regulating the practice of chiropractic in a transparent manner is clearly seen.

However, there is insufficient evidence to demonstrate the duty and objects referenced in Section 16 (1) and (2)(i) through (k) and related legislation have been fulfilled by directors and staff.

Resolution 7

Whereas:

1. The Health Professions Act Section 16(2)(k) broadly describes the duty of all Colleges to promote and enhance collaborative relations with other colleges and interprofessional collaborative practice between its registrants and persons practising another health profession;
2. Barriers to interprofessional collaboration do not serve and protect the public and are not in the public interest;
3. There have been published statements that:
 - a. medical radiologists not engage with chiropractic doctors,
 - b. orthopaedic specialists not take referrals from chiropractic doctors, and
 - c. general practitioners not cooperate with, or not recommend patients attend, a chiropractic doctor;
4. Occurrences regularly continue where patients attending a chiropractic doctor report they were previously advised by a medical doctor or persons practising another health profession not to attend a chiropractic doctor;
5. ICBC reported in November 2020 that initial reports provided by chiropractors since 1972 will no longer be provided by chiropractors after May 01, 2021. They will only be provided by medical doctors after that date.
6. The Competition Bureau of Canada reported in its Submission to the Royal Commission on Health Care and Costs that the medical profession generally discouraged collaboration with chiropractic doctors by:
 - a. dissuading physicians from referring patients to or accepting referrals from chiropractors,
 - b. discouraging the sharing or interpreting of medical diagnostic test results such as X-rays,
 - c. dissuading health care institutions, and most notably hospitals from accepting applications from chiropractic doctors to assist in patient care.

Therefore, be it resolved the board of the CCBC conduct a full investigation and review to identify all direct and indirect policies, guidelines, directives, position statements, or other information of other health professions, and institutions such as ICBC or WCB that directly or indirectly fail to serve and protect the public or are not in the public interest because such information influences the public not to attend chiropractic doctors in BC. A report of the

findings will identify any third parties influencing patient choice or creating barriers to interprofessional collaboration. The report shall include sources of such information and recommend the means by which compliance with the Health Professions Act may be achieved. An interim report should be provided for public review on the CCBC website at latest 2 weeks prior to the CCBC 2021 AGM and final report published on the CCBC website by March 15 2022.