
2nd Session, 50th Legislature,
New Brunswick,
33 Elizabeth II, 1984

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Nouveau-Brunswick,
33 Elizabeth II, 1984

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PROJET DE LOI

AN ACT TO AMEND
AN ACT TO INCORPORATE THE
OROMOCTO PUBLIC HOSPITAL

LOI MODIFIANT LA LOI INTITULÉE
AN ACT TO INCORPORATE THE
OROMOCTO PUBLIC HOSPITAL

JUN 22 1984

MR. HORACE SMITH

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**An Act to Amend
An Act to Incorporate
the Oromocto Public Hospital**

WHEREAS the Board of Trustees of the Oromocto Public Hospital has by its petition prayed that its incorporation Act be amended as hereinafter set forth;

AND WHEREAS it is deemed expedient to grant the prayer in the said Petition;

THEREFORE, Her Majesty, by and with the advice and consent of the Legislative Assembly of New Brunswick, enacts as follows:

1 Section 6 of An Act to Incorporate the Oromocto Public Hospital, chapter 87 of 14 Elizabeth II 1965, is repealed and the following substituted therefor:

6(1) The Board shall be composed of the following persons:

(a) three trustees appointed by the Council of the Town of Oromocto;

(b) three trustees appointed by the Council on the recommendation of the Commander, CFB Gagetown in the Province of New Brunswick;

**Loi modifiant la loi intitulée
An Act to Incorporate
the Oromocto Public Hospital**

CONSIDÉRANT que le Conseil l'Administration d'Oromocto Public Hospital a, par sa pétition, prié qu'il soit décrété tel qu'établi di-dessous;

ET CONSIDÉRANT qu'il est jugé utile d'accéder à la demande formulée dans ladite pétition;

À CES CAUSES, Sa Majesté, sur l'avis et du consentement de l'Assemblée législative du Nouveau-Brunswick, décrète:

1 La loi intitulée An Act to Incorporate the Oromocto Public Hospital, chapitre 87 de 14 Elizabeth II 1965, est modifiée par l'abrogation de l'article 6 et son remplacement par ce qui suit:

6(1) The Board shall be composed of the following persons:

(a) three trustees appointed by the Council of the Town of Oromocto;

(b) three trustees appointed by the Council on the recommendation of the Commander, CFB Gagetown in the Province of New Brunswick;

(c) five trustees appointed by the Council as follows:

(i) one from among the residents of the Burton Local Service District;

(ii) two from among the residents of the Lincoln Local Service District;

(iii) one from among the residents of the area of Geary, Waterville or French Lake in the Burton Local Service District;

(iv) one from among the residents of the Maugerville Local Service District or the Sheffield Local Service District;

(d) one trustee appointed by the Council of the Village of Gagetown;

(e) one trustee appointed by the Lieutenant-Governor-in-Council;

(f) one trustee appointed by the Surgeon-General of the Canadian Armed Forces, Medical Services; and

(g) the Mayor of the Town of Oromocto.

6(2) The Trustees appointed under clauses (a), (b), (c), (d), (e) and (f) of subsection (1) shall hold office until their successors are appointed by the authority vested with the power to make the respective appointments.

6(3) No person may be appointed a trustee after he has served nine consecutive years unless he is the Chairman, Vice-Chairman, Secretary or Treasurer, in which case he may continue as a trustee so long as he holds such office. Such person may be re-appointed as a trustee following a break of at least one full year in his continuous service.

6(4) The Chairman, Vice-Chairman, Secretary and Treasurer shall be elected by the Board from amongst the trustees.

(c) five trustees appointed by the Council as follows:

(i) one from among the residents of the Burton Local Service District;

(ii) two from among the residents of the Lincoln Local Service District;

(iii) one from among the residents of the area of Geary, Waterville or French Lake in the Burton Local Service District;

(iv) one from among the residents of the Maugerville Local Service District or the Sheffield Local Service District;

(d) one trustee appointed by the Council of the Village of Gagetown;

(e) one trustee appointed by the Lieutenant-Governor-in-Council;

(f) one trustee appointed by the Surgeon-General of the Canadian Armed Forces, Medical Services; and

(g) the Mayor of the Town of Oromocto.

6(2) The Trustees appointed under clauses (a), (b), (c), (d), (e) and (f) of subsection (1) shall hold office until their successors are appointed by the authority vested with the power to make the respective appointments.

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6(4) The Chairman, Vice-Chairman, Secretary and Treasurer shall be elected by the Board from amongst the trustees.

6(5) A trustee may be removed from office by the Board at any time for just cause or for such other reason as may be prescribed by by-law.

2 Section 10 of the said Act is repealed and the following substituted therefor:

10 The corporation may make by-laws, rules and regulations not contrary to law or inconsistent with the provisions of this Act in order to foster and promote the good management and control of its operation, to name its officers, determine their number and specify their duties and responsibilities, and generally for the administration of its affairs and all matters connected therewith, including, but without limiting the generality of the foregoing:

(a) to prescribe the methods and terms of admission to the Oromocto Public Hospital;

(b) to define and regulate the duties, powers and numbers of the medical, dental and other professional staff and administrative officers of the Corporation;

(c) to provide for the establishment of a proper system of records and accounts and the appointment of an auditor;

(d) to establish all policies necessary for the provision of good patient care;

(e) to establish standing committees and special committees of the Board and to empower such committees to carry out such functions and responsibilities as directed by the Board;

(f) to establish Committees of Inquiry and the procedure to be followed by such Committees in the making of investigations and inquiries concerning the conduct of a member of the Board, the medical, dental and other professional staff, or an employee of the Corporation;

6(5) A trustee may be removed from office by the Board at any time for just cause or for such other reason as may be prescribed by by-law.

2 L'article 10 de cette loi est abrogé et remplacé par ce qui suit:

10 The corporation may make by-laws, rules and regulations not contrary to law or inconsistent with the provisions of this Act in order to foster and promote the good management and control of its operation, to name its officers, determine their number and specify their duties and responsibilities, and generally for the administration of its affairs and all matters connected therewith, including, but without limiting the generality of the foregoing:

(a) to prescribe the methods and terms of admission to the Oromocto Public Hospital;

(b) to define and regulate the duties, powers and numbers of the medical, dental and other professional staff and administrative officers of the Corporation;

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(d) to establish all policies necessary for the provision of good patient care;

(e) to establish standing committees and special committees of the Board and to empower such committees to carry out such functions and responsibilities as directed by the Board;

(f) to establish Committees of Inquiry and the procedure to be followed by such Committees in the making of investigations and inquiries concerning the conduct of a member of the Board, the medical, dental and other professional staff, or an employee of the Corporation;

(g) to establish a procedure for meetings of the Board, including the calling of meetings, the keeping of minutes, quorum, voting and notices of motions to be submitted to a meeting;

(h) to provide for the indemnification of Board members;

(i) to provide for the use and management of the rooms and all the facilities of the Oromocto Public Hospital;

(j) to provide for the development and maintenance of written plans for the care of patients in emergency situations including, but not limited to, internal and external disasters.

(k) to provide for effective management and control of the financial resources of the Hospital including, but not limited to, provisions for bonding, banking, investments, signing officers, and insurance;

(l) to provide for the appointment and qualifications of a Chief Executive Officer and the determination of his duties and obligations respecting the day to day operation of the Hospital and other related matters and activities;

(m) to define and specify the powers, duties, obligations, qualifications and numbers of hospital employees;

(n) to approve the formation and operation of ancillary associations for the general welfare of the Corporation;

(o) to establish or adopt a code with respect to ethics and standards of professional conduct for all officers, board members, professional staff members, and other persons and employees, including the adoption and amendment of codes of ethics and the designation of conduct or types of conduct which are considered unacceptable;

(g) to establish a procedure for meetings of the Board, including the calling of meetings, the keeping of minutes, quorum, voting and notices of motions to be submitted to a meeting;

(h) to provide for the indemnification of Board members;

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(o) to establish or adopt a code with respect to ethics and standards of professional conduct for all officers, board members, professional staff members, and other persons and employees, including the adoption and amendment of codes of ethics and the designation of conduct or types of conduct which are considered unacceptable;

(p) to regulate matters relating to the discipline of board members, professional staff members, and other persons and employees, the making of investigations and enquiries concerning the conduct of such persons and the giving of public notices of disciplinary action taken;

(q) to provide for confidentiality respecting the release of information about the Hospital, about its patients, about its employees, professional staff and members of affiliated organizations;

(r) to define conflicts of interest and appropriate behavior in the event a conflict of interest situation arises;

(s) to provide for the establishment of grievance and appeal procedures for employees and members of the professional staff;

(t) to approve medical, dental and other professional staff by-laws;

(u) to establish procedures and criteria governing the appointment and re-appointment of members to the medical, dental and other professional staff, categories of membership, the delineation of their privileges, the term of their appointments and the reduction, reinstatement and denial of privileges and termination of appointments;

(v) to designate the countries other than Canada from which members of the professional staff may be appointed and the appointment of members of the professional staff from outside the Province;

(w) to prescribe the qualifications required of and the conditions to be satisfied for membership on the medical, dental, and other professional staff of the Corporation, including courses of study, the designation of acceptable degrees and degree-granting institutions;

(p) to regulate matters relating to the discipline of board members, professional staff members, and other persons and employees, the making of investigations and enquiries concerning the conduct of such persons and the giving of public notices of disciplinary action taken;

(q) to provide for confidentiality respecting the release of information about the Hospital, about its patients, about its employees, professional staff and members of affiliated organizations;

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(v) to designate the countries other than Canada from which members of the professional staff may be appointed and the appointment of members of the professional staff from outside the Province;

(w) to prescribe the qualifications required of and the conditions to be satisfied for membership on the medical, dental, and other professional staff of the Corporation, including courses of study, the designation of acceptable degrees and degree-granting institutions;

(x) to specify and delineate the rules that govern the privileges of each member of the medical, dental, and other professional staff of the Corporation;

(y) to provide for regular review and/or revision of by-laws, rules regulations, policies and procedures.

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(Y) to provide for regular review and/or revision of by-laws, rules regulations, policies and procedures.