



Midwifery Regulatory Council of Nova Scotia

Annual Report
January 1, 2018 – December 31, 2018

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Our website can be found at www.mrcns.ca

About the Council

The Midwifery Regulatory Council of Nova Scotia was established in 2009 to govern the profession of midwifery in the province. The Council regulates the midwifery profession in the province of Nova Scotia, Canada, in accordance with the Midwifery Act and Regulations and the Council Bylaws.

The Council is responsible for:

- (a) regulating the practice of midwifery in accordance with the registration, licensing and professional conduct processes set out in this Act and the regulations;
- (b) establishing, maintaining and promoting standards of midwifery practice; and
- (c) approving and promoting a code of ethics.

Mandate and Mission

The **mandate** and legislated duty of the Midwifery Regulatory Council of Nova Scotia is to serve and protect the public interest by regulating the practice of midwifery. The Council registers qualified, competent midwives to provide safe, high quality care to women and their families in Nova Scotia. The Council is mandated to protect the public by ensuring that all registrants engaged in clinical midwifery practice are safe, competent and ethical practitioners.

The **mission** of the Council is to ensure that women and their families in Nova Scotia receive a high standard of midwifery care.

Members of Council

The Council is comprised of three midwives recommended by the Association of Nova Scotia Midwives (ANSM); a registered nurse recommended by the College of Registered Nurses of Nova Scotia (CRNNS); a physician recommended by the College of Physicians and Surgeons of Nova Scotia (CPSNS); and up to three public members who are not members of a health profession.

Members for 2018 are:

Theresa Pickart, R.M. (Chair)

Erin Bleasdale, R.M. (November-present)

Leslee Larsen, R.M. (November - present)

Teri Crawford, R.N. (nursing representative)

Dr. Anne Houstoun (physician representative)

Paulette Anderson (public representative) (November – present)

Karin Wallace (public representative)

Laura White (public representative)

Council Staff

The Registrar of the Council is responsible for planning and implementing the programs of the Council as well as the administration of the Council and its internal staffing and management.

The Registrar/ Executive Director of the Council is Anne Jackman.

Message from the Chair and Registrar/Executive Director

We are pleased to report on the accomplishments and activities of the Midwifery Regulatory Council of Nova Scotia over the past year.

Canadian Midwifery Regulators Council (CMRC)

Nova Scotia continues to be an active member of the Canadian Midwifery Regulators Council (formerly the Canadian Midwifery Regulators Consortium (CMRC)), whose mandate is to facilitate inter-provincial mobility, to advocate for legislation, regulation, and standards of practice that support access to a high standard of midwifery care across the country, and to provide a forum for Canadian regulators to discuss and act on issues of mutual concern.

Representatives of each member regulator meet quarterly by teleconference and once per year in person. This year the CMRC changes its governance structure and hired its first Executive Director. At its two-day annual meeting in Alberta, the CMRC developed a new mission and vision for the organization as well as established strategic priorities for 2019-22.

Other initiatives of the CMRC are the ongoing maintenance of the Canadian Midwifery Registration Examination (CMRE), the protection of the title “midwife”, program approval and program accreditation for Canadian midwifery education programs, as well as letters of good standing between jurisdictions for labour mobility purposes.

Fair Registration Practices Act Review

The Fair Registration Practices Act (FRPA) was proclaimed on December 7, 2009 and it applies to 49 regulatory bodies in Nova Scotia (covering over 58 occupations and 68 designated trades). The Act ensures that regulators and applicants are governed by transparent, objective, impartial and procedurally fair registration practices. It requires regulators to review their registration practices and level of compliance with the Act and develop a two-year Action Plan to address any gaps that are identified during the Review. The intent is to facilitate a better understanding of registration practices in Nova Scotia, reducing barriers for both nationally and internationally trained and educated applicants.

The Council is one of the regulatory bodies selected in 2018 to submit to a review of its policies and procedures to see if it is in compliance with the Act. The review, which was commenced in the Fall 2018/Winter 2019, will provide the Council with feedback on how to improve its registration practices. The review is focused on procedural fairness, however, and does not address substantive issues. This is unfortunate, as the main obstacle for midwives seeking registration in Nova Scotia is access to employment.

Nova Scotia Regulated Health Professions Network (the Network)

As a regulated health profession, the Council continues to participate in the meetings and activities of the Nova Scotia Regulated Health Professions Network (the Network). The Network is a forum for the twenty-nine regulated health professions in the province to share capacity, information and best practices among themselves while preserving the autonomy of each regulated health profession. The Network's focus is public safety; it upholds the quality and professionalism of healthcare professionals across Nova Scotia. This year the Network has been working on a wide-ranging number of initiatives including medical assistance in dying, criminal record check guidelines, social media guidelines and jurisprudence exams. For more information please visit the Network's website at <http://www.nsrhpn.ca/>.

Policy Development

The Council is awaiting its proposed amendments to the *Midwifery Act Regulations* which were submitted to the Department of Health and Wellness in the Fall of 2013. In anticipation of these changes, Council has spent much of this year reviewing all of its policies, standards and guidelines to be ready for implementation.

In addition to this substantial task, the following Council policies were amended during this year:

Emergency Skills

Council changed its requirements for emergency skills recertification from every three years to every two years.

Policy on Continuing Competence in CPR

In addition to the Canadian Heart and Stroke Foundations Basic Life Support for Healthcare Providers, the Council now accepts Canadian Red Cross: CPR/AED Level HCP; St. John Ambulance: CPR HCP; American Heart Association: BLS HCP; and CPR Today: Healthcare Provider Course.

Code of Ethics

The Council's Code of Ethics was amended to include the following clause: "Midwives may refuse to participate in activities to which are ethically opposed, with the understanding that they are obligated to provide information and essential services through appropriate referral."

Informed Choice

The Council amended this policy to reflect the expectation that information respecting

informed choice be provided to clients “at the onset of midwifery care”.

Quality Assurance Program (QAP)

The Council also undertook a review of its quality assurance program which was initially created in 2011. Council sought feedback from clinical midwives on the four components of quality assurance: peer case review; continuing education and professional development; client evaluation of midwifery care; and self-assessment and reflective practice. It will begin to review the new program early in 2019.

Appointments to Council

It is worth noting that in November 2018 several appointments were made to Council. This brought the number of Council members to eight which is the maximum allowed under the *Act* and is the first time since 2011 that Council has had a full complement of members.

Theresa Pickart, R.M,
Chair

Anne Jackman, B.Sc. (Hon), LL.B., LL.M.
Registrar/Executive Director

Committees

There are two standing Committees of Council:

1. Registration Committee

The Registration Committee is appointed by the Midwifery Regulatory Council under the Midwifery Regulatory Council By-laws governing committees. The by-laws state that the Registration Committee shall:

- a) consider and recommend concerning any application for registration or accreditation referred to the committee by the Registrar; and
- b) make recommendations to Council respecting all applications for extension of time, reductions in requirements, equivalent experience and other variations from the requirements of the regulations authorized by the regulations.

The Registration Committee meets as necessary as requested by the Registrar/Executive Director, Midwifery Regulatory Council of N. S.

In 2018 the Registration Committee was comprised of:

Leslee Larsen (Chair)
Theresa Pickart (*ex officio*)
Karin Wallace

There were no meetings of the Registration Committee this year.

2. Registration Appeal Committee

The Registration Appeal Committee (RAC) is appointed by the Midwifery Regulatory Council under Section 19 of the *Midwifery Act*. Upon receipt of an appeal the RAC sets a date for the hearing of the appeal which cannot be later than 60 days following the receipt of the written notice of the appeal. The RAC meets as necessary if there is an appeal of registration denied by the Registrar - Executive Director. The RAC does not retry the facts of a case. The purpose of an appeal is to review the procedures of a decision to determine if there is a basis for error. The Registration Appeal Committee prepares its written decision with reasons for the appellant.

In 2018, the Registration Appeal Committee was comprised of:

Teri Crawford (Chair)
Dr. Anne Houstoun
Laura White

There were no appeals to the Registration Appeal Committee in 2018.

Registration

Nova Scotia's legislation categories of active-practising membership: clinical and non-clinical. Clinical practice means the provision of antepartum, intrapartum, postpartum and newborn care as a primary care provider. Non-clinical practice means practice that is limited to research, education, consultation, management, administration, regulations, policy or system development related to midwifery.

In 2018, the Midwifery Regulatory Council licensed 14 midwives in the following categories:

Active-practising (clinical)	13
Active-Practising (non-clinical)	1

Disciplinary Matters

The Midwifery Regulatory Council protects the public interest by ensuring that registered midwives in Nova Scotia practice safely, competently and ethically.

Under the provisions of the *Midwifery Act*, the Registrar is required to investigate complaints regarding disciplinary matters concerning any member. Upon completion of the investigation, the Registrar has authority under section 38(8) of the *Midwifery Act* to take a variety of actions, including:

- (a) dismiss the complaint;
- (b) attempt to resolve the matter informally;
- (c) with the consent of both parties, refer the matter, in whole or in part, for mediation;
- (d) refer the matter in whole or in part, to a hearing panel;
- (e) counsel the member;
- (f) caution the member;
- (g) counsel and caution the member;
- (h) reprimand the member with the member's consent;
- (i) with the consent of the member, require the member to undergo such treatment or re-education as the Registrar considers necessary.

In 2018 there was one formal complaint filed with the Council. The complaint is under investigation.

Financial

The Midwifery Regulatory Council derives some income from professional dues but most of its financial support is provided by the Nova Scotia Department of Health. The Council is grateful for this financial contribution.

Acknowledgements

The Council wishes to acknowledge the dedication and hard work of many individuals who have volunteered their time and expertise to the regulation of midwifery in the province. Gratitude is expressed to members of the Council, the Nova Scotia College of Registered Nurses, the College of Physicians and Surgeons of Nova Scotia, the Reproductive Care Program of Nova Scotia, Nova Scotia Health Authority/IWK, fellow provincial/territorial midwifery regulators, the Department of Health and Wellness, and registered midwives in Nova Scotia.