



Communication Disabilities Access Canada

The attached handouts are intended to supplement the information provided in one of our legal information webinars.

If you have not attended the live webinar, you can view a recorded version from June 1 – 30, 2016 by going to:

<http://www.cdacanada.com/projects/legal-rights-webinars/>

Thank you.

Barbara Collier Reg. CASLPO., F. ISAAC
Executive Director
Communication Disabilities Access Canada
131 Barber Greene Rd.
Toronto
On M3C 3Y5
Canada

Tel. 416 444 9532

www.cdacanada.com

barbara.collier@rogers.com



Webinar 3: Handout 1

Substitute Decision Makers in Healthcare

These resources focus on substitute decision-making in healthcare settings regarding treatment decisions. Substitute decision-makers are used when a patient is determined to be incapable of making a particular treatment decision. Being a substitute decision maker (SDM) for healthcare treatment decision does not mean that the SDM has the legal right to make *all* healthcare decisions. For each individual decision a healthcare provider should assess if the patient can make the decision for themselves before asking an SDM to do so. Being an SDM for a healthcare decision also does not mean the SDM can legally make decisions on the person's behalf in other areas of life like finances.

Resource explaining consent in healthcare and when a Substitute Decision Maker is needed:

- [A Guide to Consent and Capacity](#)
Posted by CCAC Erie St Clair – Accessed On March 5th 2106
Link:<http://healthcareathome.ca/eriestclair/en/care/Documents/Consent%20and%20Capacity%20Package.pdf>

Resource explaining how a Substitute Decision Maker is selected:

- [Hierarchy of Substitute Decision Makers \(SDMs\) in the Healthcare Consent Act](#)
Posted and created by Advocacy Centre for the Elderly, September 2103 and accessed March 2016
Link:<http://www.advocacycentreelderly.org/appimages/file/Tip%20Sheet%20TW0%20-%20Hierarchy%20of%20SDMs%20FINAL%20Sept%202013.pdf>

Resource explaining the role and responsibilities of a Substitute Decision Maker:

- [Making Care Decisions When a Patient is Incapable: The Role & Responsibilities of a Substitute Decision-Maker](#)
Posted by Sunnybrook, created by The Ethics Centre Department of Quality and Patient Safety in 2013, Accessed online March 2016
Link: http://sunnybrook.ca/uploads/SDM_1306.pdf

Resource Explaining How to Appoint a Power of Attorney:

- You may not want a certain family member on the 'hierarchy of substitute decision makers' as your substitute decision maker. You may want to pick someone that you have a close and trusting relationship like a friend or a different relative that isn't listed on the hierarchy. Creating a Power of Attorney is a way for you to pick who will make decisions about your healthcare when you are not capable of making these decisions yourself.

[Power of Attorney, Community Legal Education Ontario](#)

Published by Community Legal Education Ontario, 2013, accessed online March 2016

http://www.cleo.on.ca/sites/default/files/book_pdfs/power.pdf

Forms to appoint a Power of Attorney

- You can work with a lawyer to prepare a Power of Attorney form. You can also download the form yourself from a website created by the Office of the Public Guardian and Trustee: www.attorneygeneral.jus.gov.on.ca.
- It is a good idea to consult a lawyer or community legal worker before appointing an attorney. There are many things you need to know about how this document might be used before you sign it.



Webinar 3: Handout 2

Legal Services in Ontario

1. Ontario Human Rights Legal Support Centre
 - Can assist with human rights issues and making a complaint to Ontario Human Rights Commission
 - www.hrlsc.on.ca
 - Toll free: **1-866-625-5179**
 - Toll free TTY: **1-866-612-8627**
 - Toronto area: **416-597-4900**

2. [Law Society of Upper Canada – Law Society Referral Service](#)
Can assist in finding a lawyer for a particular area of practice

3. [Legal Aid Ontario](#)
 - Legal Aid Ontario provides legal assistance for low-income people
 - <http://www.legalaid.on.ca/en/>
 - Toll free: 1-800-668-8258

4. [ARCH Disability Law Centre](#)
 - Telephone: 416-482-8255
 - Email: archlib@lao.on.ca

5. [Pro Bono Law Ontario](#)
 - PBLO connect lawyers who want to volunteer their time to projects that serve certain populations or particular areas of law
 - Law Help Ontario is a website created by PBLO that describes currently active projects and services offered
 - <https://www.lawhelpontario.org/>

6. JusticeNet
 - JusticeNet is a not-for-profit service helping people in need of legal expertise, whose income is too high for legal aid and too low to afford standard legal fees
 - <http://www.justicenet.ca>
 - Toll free: 1-866-919-3219

7. Connecting Ottawa at <http://connectingottawa.com/>