

Navigating Interactions with Patient's Substitute Decision-Makers

FLOWCHART 2



Glossary

ALC: Alternate level of care

CCB: Consent and Capacity Board

LTC: Long-term care

OHaH: Ontario Health atHome

SDM: Substitute decision-maker

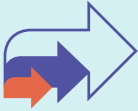


If a patient is determined to not have capacity to make decisions with respect to a long-term care admission, a substitute decision-maker will be responsible for providing consent at the various steps of the admission process where consent is required.

This flowchart outlines how to navigate concerns or challenges that may arise with a patient's substitute decision-maker while progressing through [Flowchart 1](#).



START



**Is the patient capable to consent
with respect to LTC admission
process?**

YES

NO

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RESTART

Is there a qualified SDM available?

**Refer to hierarchy and qualification criteria.
(Ref: Section 7)**

YES

NO

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RESTART

Are there concerns that the SDM is not following prior capable wishes or acting in the best interest of incapable person?
(Ref: Section 7)

YES

NO

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RESTART

Public Guardian and Trustee Assigned.

Did Public Guardian and Trustee consent to the current stage of the LTC admission process? (Ref: Sections 7 & 10)

YES

NO

Discuss with OHaH if they may think it appropriate to bring a Form G Application to the CCB.

Does OHaH make a Form G Application?
(Ref: Section 7)

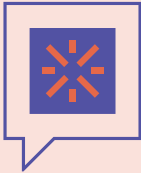
Note: If an application is made to the CCB, may still proceed with LTC admission process simultaneously.

YES

NO

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RESTART



Are there other appropriate discharge options including OHaH services?

(Ref: Section 7)

YES

NO



Other discharge destination

- Develop a plan of care
- Implement plan and patient goes home/to other discharge destination (this may include an interim discharge location)



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RESTART

CCB reviews whether SDM is making decisions in accordance with principles for giving/refusing consent; may provide direction to SDM.

Does CCB direct SDM to consent to current stage of LTC admission process?

YES

NO

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RESTART

Is CCB decision appealed?

YES

NO

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RESTART

Does SDM follow CCB decision?

YES

NO

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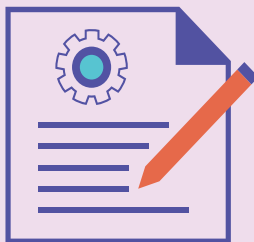
RESTART

Seek legal and/or other advice.



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RESTART



Return to the step of **Flowchart 1** where
the concern with the SDM arose.

