

**PROVINCIAL DENTAL BOARD
OF
NOVA SCOTIA**



**PROCEEDINGS
2010**

2010 BOARD PROCEEDINGS

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PROVINCIAL DENTAL BOARD OF NOVA SCOTIA



Chair – Dr. E. Hatfield
Vice Chair – Dr. I. Doyle
Registrar - Dr. W. A. MacInnis

Board Membership 2010

<u>Member</u>	<u>Appointment</u>	<u>Term</u>
Dr. Eric Hatfield, Chair	NSDA	Dec. 2011 (3)
Dr. Ian Doyle, Vice-Chair	NSDA	Dec. 2011 (2)
Dr. Clare Champoux	NSDA	Dec. 2011 (1)
Dr. Lee Erickson	NSDA	Dec. 2013 (2)
Dr. Meryll Lawton	NSDA	Dec. 2013 (2)
Dr. Tom Raddall, III	Government	Dec. 2010 (1)
Dr. Andrew Stewart	Government	Dec. 2010 (3)
Dr. John Miller	Government	Dec. 2010 (3)
Ms. Angela Worsley, RDA	Government	Dec. 2010 (3)
Mrs. K. Cormier, Public	Government	Dec. 2010 (3)
Mr. D. Rudderham, Public	Government	Dec. 2010 (3)
Ms. Judy Oakley, RDA	NSDAA	Dec. 2013 (3)

Standing Committees

Discipline Committee

Dr. T. Boyle, Chair

Discipline Committee Membership

Dr. T. Boyle	Oct. 2012
Dr. R. Lohnes	Dec. 2012
Dr. J. Cullinan	Dec. 2012
Dr. N. Layton	Dec. 2012
Dr. S. Lewis	Dec. 2011
Dr. D. MacLeod	Dec. 2012
Dr. D. Penwell	Oct. 2012
Ms. Michelle Fowler, RDA	Oct. 2012
Ms. A. Fitzpatrick, RDA	Dec. 2012
Dr. I. Ross	May 2011
Dr. M. Hurst	Oct. 2011
Dr. P. Thomson	Oct. 2012
Mr. S. Beaton, Public	Oct. 2012
Mr. R. Desborough, Public	Oct. 2012

Complaints Committee

Dr. J. S. Christie, Chair

Complaints Committee Membership

Dr. J. Christie	June 2012
Dr. S. Abbass	May 2011
Dr. F. Gogan	May 2011
Dr. J. Porter	May 2011
Dr. P. MacEachern	Oct. 2012
Dr. Richard Reftus	Oct. 2012
Dr. R. MacGillivray	Oct. 2012
Dr. R. Hall	Oct. 2012
Mr. L. Shipp, Public	Jan. 2011
Ms. N. Penney, RDA	June 2012
Ms. M. Crawford, RDA	June 2012
Mr. Bill Watson, Public	Oct. 2012
Ms. H. Davies, Public	Jan. 2011

MCDE Committee

Dr. P. Downing , Chair

MCDE Committee Membership

Dr. P. Downing	Sept. 2012
Dr. K. Rhodenizer	Sept. 2012
Dr. D. Inghan	Sept. 2012
Ms. C. Cooke, RDA	Sept. 2012

Dr. W. A. MacInnis,
Registrar

DPR Committee

Dr. G. Opie, Chair

Dental Practice Review Committee Membership

Dr. G. Opie, Chair	Dec. 2011
Dr. D. West	Dec. 2012
Dr. G. Anderson	Dec. 2011

Report of the Chair- 2010

The Provincial Dental Board held its 2010 regular Board meetings on January 29th, May 28th and September 24th, in Halifax, Nova Scotia.

One of the biggest achievements for the Provincial Dental Board in 2010 was the approval of the new Governance Structure and Policy Manual. A transition plan was approved and a gradual transition process to this new model of Governance was begun in 2010 and will be carried on into 2011. This new structure will significantly change and improve how the Board carries out its' functions, operations and responsibilities.

The ongoing issue of Injectable Cosmetic Treatments use in dental practice has been a time consuming item for the Board. After much discussion, an Ad hoc Committee was approved to consider the appropriate training and experience requirements necessary to ensure the competence of dental providers in the provision of Injectable Cosmetic Treatments. We hope to have a report back to the Board in early 2011.

As of the end of 2010, the PDB still has not received any response or feedback from the Competition Bureau of Canada regarding the required surveys completed by all Dental Regulatory Authorities in 2008.

The Provincial Dental Board and the College of Dental Hygienists of Nova Scotia have finalized all the required steps to ensure a complete separation and transfer of all matters regarding the establishment of the new CDH. A number of editorial changes will be required to the Dental Act when the Act is revisited. The Board wishes the College all the best in the future.

In collaboration with other dental regulatory authorities and the Canadian Dental Regulatory Authorities Federation, the Board has approved a new Dental Board License Application form. This, along with the previously approved common Certificate of Standing and Consent for Release of Information forms, will now help make the application and information gathering process more uniform across Canada for mobility under the AIT Agreement. These forms can be found on the PDB website. (www.pdbns.ca).

The PDB has approved proposed amendments to the Dental Assisting Program Accreditation Requirements put forth by CDAAC.

The Board is hoping to have a report back from the Nova Scotia Dental Association Dental Assistants' Review Working Group regarding proposed expanded duties and required training for these duties for Registered Dental Assistants in Nova Scotia by early in 2011.

After agreeing to a new offer to Lease Document with the NSDA, and space modifications, to better suit the Boards needs, the space has been modified and the shared meeting facilities with the NSDA are working out very well. The space is now better suited for private Board meetings, Committee meetings and hearings and

confidential meetings with legal councils during Board hearings. The new modifications also provide more much needed security for Board staff.

The PDB also established an Ad hoc Committee, with Dr. L. Erickson as Chair, to review and establish a formal Administration Agreement with the NSDA. It is anticipated to have a proposal from the meetings in early 2011.

After three years of maintaining licensing fees at the same level, for Dentists and Dental Assistants, one of the first mandates of the Board's new Finance and Audit Committee was to review the Boards reserve fund and plan accordingly. As a result of much discussion, and to meet the resolutions passed regarding the fund, the Board passed a motion to adopt a deficit budget based on a 30% reduction in Dentists and Dental Assistants license fees for 2011. An increase in Corporation License fees was passed to adequately reflect the amount of work required by staff to handle the increasing numbers and prepare for increasing transfers and all the documentation involved.

Finally, 2010 resulted in a huge turnover year for the Provincial Dental Board. Due to expiring terms for 5 long term Board members, the makeup of the PDB will be very different starting in 2011. Terms for Government appointees; Dr. John Miller, Dr. Andrew Stewart, Ms. Angela Worsley, Mrs. Kore-Lee Cormier and Mr. Dwight Rudderham, have all expired and on behalf of the Provincial Dental Board I would like to express our sincere thanks for their years of hard work and dedication to our Board.

Respectfully submitted
Eric Hatfield, Chair
Provincial Dental Board of Nova Scotia

Report of the Registrar – 2010

Statistics (December 31, 2010)

DDS	544
DDS Students	10
DA	774
Incorporations	371

Year	DDS	Students	DA	Corporations
2009	538	9	745	368
2008	528	11	733	349
2007	511	6	679	330
2006	512	7	680	322

Dental Board Highlites

Board Appointments

The following reappointments to the Board's functional Committees were approved.

Complaints Committee

Dr. John Christie, Chair	Reappointment
Dr. Paul MacEachern	Reappointment
Dr. Richard Raftus	Reappointment
Dr. Ron McGillivray	Reappointment
Dr. Robert Hall	Reappointment
Mr. Bill Watson	Reappointment
Ms. Natalie Penney	Reappointment

Discipline Committee

Dr. Thomas Boyle, Chair	Reappointment
Dr. Janet Cullinan	Reappointment
Dr. Richard Lohnes	Reappointment
Dr. Norman Layton	Reappointment
Dr. David MacLeod	Reappointment
Dr. Mary Hurst	Reappointment
Dr. Peter Thomson	Reappointment
Mr. Stuart Beaton, Public	Reappointment
Mr. Rod Desborough, Public	Reappointment
Ms. Michelle Fowler, RDA	Reappointment

Mandatory Continuing Dental Education Committee

Dr. Paul Downing, Chair	Reappointment
Dr. David Ingham	Reappointment
Ms. Donna Rushton, RDA	Reappointment
Ms. Catherine Cooke, RDA	Reappointment

Respectfully submitted,
Dr. W. A. MacInnis, DDS
Registrar

Complaints Committee Report - 2010

The past year has seen the Committee active with a routine number of cases the summaries of which the Registrar has published. As usual, the common thread linking many complaints is communication. We are now witnessing a trend which relates to referrals between practitioners. Problems arise when either the referral instructions are not explicit enough or the referee proceeds when there is doubt and / or varies from the requested treatment. The outcome can be less than ideal and a patient may be denied an acceptable standard of care. Experience has shown that this problem can occur even when the referral is between two practitioners in the same clinic. Licensees should understand that in some circumstances both providers could be held liable even though only one carried out the service. It is imperative that all parties, particularly the patient or guardian, fully understand and agree to the services to be rendered.

Similarly, the Committee is encountering situations in which a treatment plan has been jointly developed by multiple practitioners but without due diligence to make certain that that all aspects have been considered. For instance, implants have to be carefully placed to successfully support the subsequent restorative phase of care. Sometimes the surgical realities do not allow that condition to be met. Better in those situations to delay treatment until an alternative plan is developed by all practitioners involved. The Committee has seen cases where implants have been "buried" because they were positioned such that they were unusable in the prosthodontic phase.

Often a provider will offer some form of restitution that fails to satisfy. Confidence lost and believing that they have been significantly harmed, the patient generates a formal complaint.

As the saying goes, " A good defense leads to a good offense".

As always I wish to thank the Registrar, Jane, Michael Wood, and the members of the Committee for their dedicated and effective efforts.

Respectfully submitted,
Dr. John Christie, Chair

Report of the Discipline Committee – 2010

2010 was not a busy year for the Discipline Committee. There was only one case that had to be dealt with and it only occupied one day. In essence the Complaints Committee met with the dentist in question and then conducted a thorough examination of the case after which a settlement agreement was reached. At that point, in respect to Section 17A of the Dental Act, a hearing of the Discipline Committee was held at which the members of the Discipline panel could review the case, ask questions and rule on the recommendations of the Complaints Committee.

The Discipline Committee agreed with the Complaints Committee's findings and imposed the recommended sanctions on an unnamed basis. The Discipline Committee feels that its goal of protecting the public was accomplished by this decision.

I thank the members of the committee for their work on this case, and on their willingness to serve when called upon.

Respectfully submitted,
Thomas H Boyle, DDS
Chair Discipline Committee

Report of the Mandatory Continuing Education Committee -2010

The Mandatory Continuing Education Committee met on Feb 7th, 2011.

2009 Annual Audit:

Of the 26 RDA's audited in 2009, one subsequently relinquished her license, and therefore did not complete her audit. She is currently Not in Good Standing, and will require her CE Credits to relicense. A second RDA who was short credits was given until July 31, 2010 to complete her cycle and she has done so.

On the committee's request, the East Coast Study Club has reissued credits which more accurately reflect the hands on portion of their courses. As a result, one DDS was short of credits, and has since completed his requirements.

2010 Annual Audit:

The sample size, provided by R K House this year, was small, 6 DDS's and 9 RDA's, reflecting the reduced number of licensees in this particular three year cycle. The results were as follows:

Extensions were granted to one Dentist and two RDA's.

Further verification was required to confirm attendance at CE events for one DDS and three RDA's. Letters have been sent requesting further confirmation, and we expect that this will be resolved quickly.

One DDS submitted hours/credits for an on-line self- study course (DenTreck) which did not appear to have a monitored post course examination. A letter has been sent to confirm this, and if so the member could be short the required credits.

One RDA did not complete the required number of hours/credits for her three year cycle. She has been notified of her non-compliance.

Other business:

Jane Donovan reported that phone inquiries to the PDBNS concerning CE are down this year, possibly indicating that members are using the website more, or perhaps have a better understanding of the Mandatory CE process.

Establishing a meeting time this year was difficult as the regulations state that we require five members for a quorum, which is the entire committee, now that hygiene has left.

Mandatory Re-licensure has been a topic of in depth discussion for the last two years for this committee. Dr Downing was requested to present a report of the committee's findings to the PDBNS on September 24, 2010. Following his report the PDBNS "reaffirmed its support for the existing mandatory continuing education process and the recently established Dental Practice Review initiative." Pending any future developments, there will be no further action on this matter.

Respectfully submitted
Dr Paul Downing, Chair
Mandatory Continuing Education Committee

Report of the NDEB – 2010

The Annual Meeting of the National Dental Examining Board of Canada took place on October 23, 2010. In attendance were Executive Director and Registrar Dr. J. Gerrow, President Dr. M. Bourgeois (Newfoundland and Labrador), President Elect Dr. W. Judson (Prince Edward Island), Past-President Dr. D. Joly (Quebec), the 7 other provincial representatives, Public Representative Mrs. M. Ryan, NDEB administrative staff, and several observers.

In their reports to the board, Dr. Gerrow and Dr. Joly highlighted the significant changes that are occurring at the NDEB. These include increases in staff size and budget as well as the need to relocate to a new office. These changes have become necessary in large part due to the development and implementation of the new Equivalency Process which had almost 1400 applicants. This is an evaluation process for graduates of non-accredited dental programs and includes an Assessment of Fundamental Knowledge, Assessment of Clinical Skills, and Assessment of Clinical Judgment. Candidates for this process are graduates of dental faculties from countries which do not have reciprocal agreements with Canada in terms of acknowledgment of dental faculty accreditation.

In general, as might be expected, graduates of Canadian dental faculties continue to perform well on NDEB examinations with pass rates in 2010 of 96% on the written component and 98% on the OSCE ("bell-ringer" type) component. A tremendous amount of work continues to be done by the NDEB with the assistance of many contributors, to ensure that the Board's examination processes are effective and important tools as components of licensure for dentistry in Canada.

Respectfully Submitted,
Doug Mackey, DDS

Report of the Dental Practice Review Committee - 2010

In January, 2010 a primary group of 68 dentists was randomly selected to complete the Dental Practice Review Self -Assessment form. The selection included 45 dentists from Halifax, 15 from South Shore/Yarmouth/Valley and 8 from Northern Nova Scotia and Cape Breton.

The Dental Practice Review Committee met in March, 2010 to review the returned Self -Assessment forms. There were 5 forms identified as being incomplete and returned for additional information.

Subsequently, a secondary sub-group of 12 dentists was randomly selected to participate in an office visitation. The selection included 7 dentists from Halifax, 3 from South Shore/Yarmouth/Valley and 2 from Northern Nova Scotia and Cape Breton.

Overall, the office visits were considered a positive experience. A number of suggestions were made relating to issues concerning sterilization and infection control, emergency kits and incorporation guidelines.

The whole process was well received by all participants.

Respectfully submitted,
Dr. Graham Opie, Chair