

Offering Midwifery Services to Non-Resident of Canada

In consultation with legal counsel, a supplementary form to accompany the <u>Governing Law and</u> <u>Jurisdiction Agreement for Midwives in Private Practice</u> is now available. This new form (<u>Midwife</u> <u>Practice Group Agreement in Respect of Foreign Residents</u>) is a legal agreement between all midwives at a practice group, enabling each midwife the authority to bind every other midwife in the practice group to the Governing Law and Jurisdiction Agreement for Midwives in Private Practice. The goal is to help ensure the greatest possible protection for all midwives who may provide care/services to a nonresident of Canada throughout her course of care.

Instructions for completing the forms are provided below.

A. How to complete the Midwife Practice Group Agreement in Respect of Foreign Residents form

- 1. Go to: Midwife Practice Group Agreement in Respect of Foreign Residents
- 2. Complete (handwritten or electronically) the required editable yellow fields in sections 1, 2, 3 and 4 on page 1.
- 3. Print a copy of the agreement *Midwife Practice Group Agreement in Respect of Foreign Residents*.

		Date	Name of midulfe	Signature of midwife	
independent health professionais who prac linsert name of cracti Drivent name) Group include (Bidt name of cr	ce proup). The members of our	Date	Name of midulfe	Sgrature of midwife	_
members of theCroup, any client of any of the midwives affiliated	each midvife could be called upon to provide care to with Group.	Date	Name of midwife	Signature of midwife	
care who are not residents of Ontario after	tname of midwines, may agree to accept clients into speaking with HROC. We, ne of midwives), recognize that from time to time	Date	Name of miduife	Signature of midwife	_
eschof us may be called upon to provide cr Ontario. In these circumstances, it is agree Governing Low and auritaliction Agreement	are and treatment to a client who is not a resident of d by each of us that the client will be asked to sign a by her coundinating midwife during the first wist. A	Date	Name of midulfe	Signature of midwife	-
Agreement for Mdvives in Private Practice	I as Schedule "A" () in . Governing Law and Jurisdiction () to this Agreement. overning Law and Jurisdiction Agreement in the form	Date	Name of miduife	Signature of midwife	-
attached in Schedule "A" signed by any one other midwife in the <u>Group and e</u> even though each midwives' signature will	of the affiliated midwives noted below binds every of of the affiliated midwives' agents or employees, not appear on an Agreement signed between each	Date	Name of midulfe	Signature of midwife	_
attached, each of the affiliated midwives ha Group, and all of her employees, birthatter	(at that, provided the Agreements in the form is the authority to bind every other moleife in the islands and moleife students who are engaged in use and Jurisliction Agreement and that a properly	Date	Name of miduite	Signature of midwife	_
executed Governing Law and Jurisdiction Ap by each of us	greement is of full force and effect as if it were signed	Date	Nome of miduife	Signature of midwife	
this Agreement may be changed from time law. This Agreement will continue desaite a	liction Agreement for Wawkes in Private Practice] to to time as required to meet developments in the my changes to schedule "A" (i.e. Governing Law and	Date	Name of midulfe	Signature of midwife	
come into affect and to bind the other mid- Agreement, all midwives practicingin	ute Practice) For any change in Schedule "A" to where in accordance with the terms of this Group must initial the revised Schedule revenent for Midwies in Private Practice) and a copy	Date	Name of miduife	Signature of midwife	
of the initial ef and revised Schedule " $\boldsymbol{\lambda}^*$ wi	I be attached to this Agreement for future reference	Date	Name of midulfe	Signature of midwife	
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- 4. Obtain the dated name and signature of all midwives who practice in association with the practice group on page 2 (and pages 3 and 4 if needed).
- 5. File the original master agreement in a secure and centralized location. Retain as a permanent part of the client/heath record.
- 6. Attach a copy of the signed master agreement to a blank copy of *Schedule A Governing Law and Jurisdiction Agreement for Midwives in Private Practice*.
- 7. Review (i.e. ideally annually), update and/or replace the master agreement as required.
- B. How to Complete the Schedule A Governing Law and Jurisdiction Agreement for Midwives in Private Practice
 - Confirm the client's Canadian residency status at the first meeting/appointment (or shortly thereafter). If the client is considered a non-resident of Canada, consider contacting HIROC directly (<u>riskmanagement@hiroc.com</u>) to discuss possible extension of coverage (where available).
 - 9. Ensure the client is advised that **other midwives** in association with the practice group **may** provide care/services throughout the woman's course of care.
 - 10. Go to: Schedule A Form
 - 11. Print a copy of the agreement Schedule A Governing Law and Jurisdiction Agreement for Midwives in Private Practice.

This agreement	nt ("Agreement") is entered into by and betweena	end
	(collectively, the "Parties").	
Midwife in priva		
Governing		
	reby agree that:	
a)	all aspects of the relationship betweena	nd
	as well as her/his agents, delegates, employees, and any Mistarle in private practice	
	midwives and other independent healthcare practitioners providing medical or other healthcare and	
	treatment to , or in association with	1,
	Name of dient) [Mdude in private practice]	
	including without limitation any medical or other healthcare and treatment provided to 	
	Name of client) , and	
b)	the resolution of any and all disputes arising from or in connection with that relationship, including any	
	disputes arising under or in connection with this Agreement,	
shall be gover	med by and construed in accordance with the laws of the province or territory of	
(other than co	Province or tentory province or tentory	
The Parties he	reby acknowledge that the medical or other healthcare and treatment received by from will be provided in	the
Plane of clien	from [Mdwife in private practice] will be provided in	the
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- 12. Attach a copy of the signed Midwife Practice Group Agreement in Respect of Foreign Residents to a blank copy of Schedule A Governing Law and Jurisdiction Agreement for Midwives in Private Practice.
- 13. Obtain the client's signature on Schedule A Governing Law and Jurisdiction Agreement for Midwives in Private Practice.
- 14. Consider notifying other midwives associated with the practice group regarding offering services to a non-resident of Canada.
- 15. File the original signed agreement in the client record and provide a copy to the client. Retain as a permanent part of the client/health record.