
ADMINISTRATIVE PENALTY ORDER SUMMARY

Pursuant to the *Retirement Homes Act, 2010* S.O. 2010, Chapter 11, section 93.

2260302 Ontario Inc.
o/a Hannah Walker Place
846 2nd Avenue West
Owen Sound, ON N4K 4M5

ADMINISTRATIVE PENALTY ORDER NO. 2023-S0107-93-01 – HANNAH WALKER PLACE

The Deputy Registrar of the Retirement Homes Regulatory Authority (the “Deputy Registrar” and the “RHRA”, respectively) has reasonable grounds to believe that 2260302 Ontario Inc. (the “Licensee”) which operated as Hannah Walker Place (the “Home”) has contravened sections of the *Retirement Homes Act, 2010* (the “Act”).

The Deputy Registrar issues this Order to Pay an Administrative Penalty under section 93 of the Act to encourage compliance with the requirements under the Act and Ontario Regulation 166/11 under the Act.

CONTRAVENTIONS

The Deputy Registrar has reasonable grounds to believe that the Licensee contravened the following section of the Act:

- Section 49 (1)(a) of the Act in relation to the Licensee’s failure to provide a transition plan to the RHRA that complies with the prescribed requirements, at least 120 days before the Home ceases to be operated as a retirement home.

BRIEF SUMMARY OF FACTS

The Licensee failed to provide the Retirement Homes Regulatory Authority with a transition plan as required by section 49(1)(a) of the Act prior to ceasing to operate the Home as a retirement home.

ADMINISTRATIVE PENALTY FACTORS

1. The Deputy Registrar considered the factors set out at s. 60.1(1) of the Regulation in determining the amount of the Administrative Penalty.

a) **Severity of Adverse Effect / Potential Adverse Effect:**

- i. The RHRA is not aware of specific adverse effects on residents relating to the lack of notice in this case. However, failure to provide required notice to RHRA in accordance with the Act and Regulation in the context of a retirement home ceasing to operate has the potential to adversely affect

Resident safety and well-being. Residents are a vulnerable population who rely on the licensee for critical care services, and transition plans are an important part of ensuring that residents continue to receive necessary care during and after a retirement home ceases to operate. The RHRA has an important role to play in safeguarding resident interests and well-being in the context of a retirement home closure and in holding licensees accountable to residents when they cease operating. The potential adverse effect is in the minor category.

b) **Mitigation of Contravention:**

- i. The Licensee has indicated its intention to comply with the Act and Regulation going forward but has not expressly recognized that it ought to have provided timely notice of the closure of the Home.

c) **Previous Contraventions:**

- i. The Licensee has not been previously cited for failing to provide requisite notice in the context of ceasing to operate a retirement home.

d) **Economic Benefit:**

- i. The Licensee did not derive an economic benefit from the contravention.

Issued on April 5, 2023.