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## **ADMINISTRATIVE PENALTY ORDER SUMMARY TO BE MADE AVAILABLE IN HOME**

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

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Seasons Retirement Communities (Stoney Creek) GP Inc.  
o/a Seasons Stoney Creek  
8 Shoreview Place  
Stoney Creek, ON L8E 0J6

### **ADMINISTRATIVE PENALTY ORDER 2024-S0439-93-01 – SEASONS STONEY CREEK**

The Deputy Registrar of the Retirement Homes Regulatory Authority (the “Deputy Registrar” and the “RHRA”, respectively) has reasonable grounds to believe that Seasons Retirement Communities (Stoney Creek) GP Inc (the “Licensee”) operating as Seasons Stoney Creek (the “Home”) has contravened sections of the *Retirement Homes Act, 2010* (the “Act”) and Ontario Regulation 166/11 (the “Regulation”).

The Deputy Registrar issues this Order to Pay an Administrative Penalty under section 93 of the Act to encourage the Licensee to comply with the requirements under the Act and Regulation.

### **CONTRAVENTION**

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

- Section 29(b) of the Regulation – failing to ensure that drugs are administered in accordance with the prescriber’s directions.
- Section 62(12)(b) of the Act – failing to reassess and revise plans of care when care needs have changed.

### **BRIEF SUMMARY OF FACTS**

An RHRA inspector conducted an inspection on February 20, 2024, following a complaint from the family of a former resident.

The Licensee failed to ensure that a resident with cancer and severe pain received their pain management medication in a timely manner. The delays in administering the medication caused the resident pain.

## **ADMINISTRATIVE PENALTY FACTORS**

The Deputy Registrar considered the factors contained in subsection 60.1(1) of the Regulation in determining the amount of the Administrative Penalty:

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

A resident with cancer and severe pain experienced delays in receiving pain management medication. The delays in administering the medication adversely caused further pain to the resident and affected the resident's wellbeing. The adverse effect on the resident falls into the "major" range.

**b. Mitigation of Contravention:**

The Licensee re-trained the care team on relevant policies including assessments and medication administration and hired new staff. The Licensee did not put forward a clear plan to achieve and maintain compliance, including monitoring compliance, and to mitigate the risk of this delay recurring.

**c. Previous Contraventions:**

The Licensee has a history of contraventions related to medication administration and resident assessment and care plan requirements.

**d. Economic Benefit:**

The Licensee did not receive any direct economic benefit from this non-compliance, and so this is a neutral factor in the assessment of penalty amount.

**e. Purpose of Administrative Penalty:**

The administrative penalty is intended to encourage the Licensee to maintain compliance with the Act and Regulations going forward and to emphasize the importance of preventing future instances of non-compliance.

**Issued on July 8, 2024.**