

SUMMARY

DR. ALLAN WOJCIECH JACKIEWICZ (CPSO# 51975)

1. Disposition

On October 14, 2016, the Inquiries, Complaints and Reports Committee (“the Committee”) ordered Dr. Jackiewicz (Obstetrics and Gynecology) to appear before a panel of the Committee to be cautioned with respect to his failure to notify the College of his change of scope of practice and failure to comply with requests from the College. He was also directed to provide the Committee with a written report, approximately 2-4 pages in length, with respect to the College’s policy on *Changing Scope of Practice*.

2. Introduction

The College received information which indicated that Dr. Jackiewicz had been practising in the area of hyperbaric medicine without notifying the College of this change in the scope of his practice. Dr. Jackiewicz subsequently applied to change his scope of practice to include hyperbaric medicine, but the College’s Quality Assurance Committee (QAC) did not approve the change because of a poor assessment of Dr. Jackiewicz’s practice in that area. The QAC provided Dr. Jackiewicz with an Individualized Educational Plan (IEP) that he was required to complete before he would be able to practice in the area of hyperbaric medicine. Dr. Jackiewicz advised that he had ceased practising hyperbaric medicine in March 2016, pending the resolution of the change of scope process, but he failed to sign an undertaking with the College confirming the same when requested to do so.

The Committee approved the Registrar’s appointment of investigators to conduct a review of Dr. Jackiewicz’s practice in this area.

After several communications from the College, Dr. Jackiewicz finally responded, stating that he had ceased working in the area of hyperbaric medicine as of March 2016, when he was notified of the requirement to complete the IEP, and that he had located a clinical supervisor (which was a requirement of the IEP), which he acknowledged had taken some time.

3. Committee Process

The Obstetrical Panel of the Committee, consisting of public and physician members, met to review the relevant records and documents related to the investigation. The Committee always has before it applicable legislation and regulations, along with policies that the College has developed, which reflect the College's professional expectations for physicians practising in Ontario. Current versions of these documents are available on the College's website at www.cpsso.on.ca, under the heading "Policies & Publications."

4. Committee's Analysis

The Committee concluded that by starting to practise in the area of hyperbaric medicine, Dr. Jackiewicz changed his scope of practice significantly, and the Committee noted that he did so without appropriately notifying the College of the change. The College's policy on *Changing Scope of Practice* requires a physician to report to the College when he/she has changed his/her scope of practice or intends to change his/her scope of practice, and to demonstrate his/her competence in the new area of practice.

While the Committee acknowledged Dr. Jackiewicz's initial cooperation in the change of scope process, they indicated they were concerned by the fact that the College's efforts to ensure that Dr. Jackiewicz was properly trained and skilled to allow him to practise in the area of hyperbaric medicine were frustrated by Dr. Jackiewicz's subsequent failure to meet deadlines set by the College or to respond to requests and/or inquiries. The Committee noted that it is an act of professional misconduct under Ontario Regulation 856/93 under the *Medicine Act, 1991* for a physician to fail to respond appropriately or within a reasonable time to a written inquiry from the College.