

1987

## c 18 Health Protection and Promotion Amendment Act, 1987 (No. 1)

Ontario

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## CHAPTER 18

**An Act to amend the  
Health Protection and Promotion Act, 1983**

*Assented to May 21st, 1987*

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1. Section 31 of the *Health Protection and Promotion Act, 1983*, being chapter 10, is amended by adding thereto the following subsection:**

(2) Every medical officer of health shall report to the Ministry within seven days after receiving a report concerning a reportable event under section 37a that occurs in the health unit served by the medical officer of health.

Reports  
by M.O.H.  
re events

**2. The said Act is amended by adding thereto the following section:**

**37a.—(1)** In this section,

Definitions

“immunizing agent” means a vaccine or combination of vaccines administered for immunization against diphtheria, tetanus, poliomyelitis, pertussis, measles, rubella, hepatitis B, rabies, *Haemophilus influenzae b* infections, influenza or a prescribed disease;

“reportable event” means,

- (a) persistent crying or screaming, anaphylaxis or anaphylactic shock occurring within forty-eight hours after the administration of an immunizing agent,
- (b) shock-like collapse, high fever or convulsions occurring within three days after the administration of an immunizing agent,
- (c) arthritis occurring within forty-two days after the administration of an immunizing agent,

- (d) generalized urticaria, residual seizure disorder, encephalopathy, encephalitis or any other significant occurrence occurring within fifteen days after the administration of an immunizing agent, or
- (e) death occurring at any time and following upon a symptom described in clause (a), (b), (c) or (d).

Duty to  
inform  
patients

(2) A physician or other person authorized to administer an immunizing agent shall, before administering it to a patient, inform the patient, or where the patient is not competent to consent, the person authorized to consent on the patient's behalf, of benefits or possible adverse reactions to it and of the importance of reporting to a physician forthwith any reaction that might be a reportable event.

Duty to  
report  
reactions  
R.S.O. 1980,  
c. 196

(3) A physician or person registered under Part IV (nursing) or VI (pharmacy) of the *Health Disciplines Act* who, while providing professional services to a person, recognizes the presence of a reportable event and forms the opinion that it may be related to the administration of an immunizing agent shall, within seven days after recognizing the reportable event, report thereon to the medical officer of health of the health unit where the professional services are provided.

Idem

(4) A medical officer of health who receives a report under subsection (3) concerning a person who resides in another health unit shall transmit the report to the medical officer of health serving the health unit in which the person resides.

**3.** Subsection 38 (1) of the said Act is amended by striking out "or a virulent disease" in the fifth line and inserting in lieu thereof "a virulent disease or a reportable event following the administration of an immunizing agent".

**4.** Subsection 99 (2) of the said Act is amended by striking out "or" in the second line and by inserting after "disease" in the third line "or a reportable event following the administration of an immunizing agent".

Commence-  
ment

**5.** This Act comes into force on the day it receives Royal Assent.

Short title

**6.** The short title of this Act is the *Health Protection and Promotion Amendment Act, 1987*.