

THE COLLEGE OF PHYSICIANS & SURGEONS OF MANITOBA
Professional Liability Insurance Declaration

I, Dr. _____, a member of the College of Physicians and Surgeons of Manitoba ("the College"),
(print name)
hereby declare to the College the following:

I. Choose one of A, B, or C

- A)** I have professional liability coverage that extends to all areas of my practice through one or both of:
- 1) membership in the Canadian Medical Protective Association ("CMPA") and my membership number is _____, and/or
 - 2) a policy of professional liability insurance issued by a company licensed to carry on business in Manitoba that provides coverage of at least \$10,000,000.00, the details about which are as follows:

Name of insurer:	
Address of insurer:	
Policy Number:	

I hereby undertake to the College that, while I remain authorized to practise medicine in Manitoba, I will continuously maintain membership with the CMPA or maintain professional liability insurance in accordance with subsection 4.12 the *College of Physicians and Surgeons of Manitoba General Regulation, Regulation 163/2018* ("Regulation 163/2018"), a copy of which is attached as **Appendix A**.

I hereby authorize:

- 1) The CMPA to provide to the College satisfactory proof of my membership and history of my membership in CMPA;
- 2) The CMPA to notify the College if my membership in the CMPA should lapse or be revoked;
- 3) My professional liability insurer to provide to the College any and all information it may request about my insurance coverage, the amount of liability coverage, and a copy of the policy; and
- 4) My professional liability insurer to notify the College if my policy should lapse or be revoked.

The authority for release of information contained in this undertaking is irrevocable.

OR

- B)** I am not a resident of Manitoba and I am not providing medical service to any patients in Manitoba. I undertake to notify the College and to obtain professional liability coverage in accordance with the requirements of subsection 4.12 of Regulation 163/2018 before I begin to provide medical service to any patients in Manitoba.

OR

- C)** Attached is written confirmation from my employer that I am providing medical service only to other employees of my employer and not to any member of the public, and any professional liability claim made against me will be covered by my employer or by my employer's liability insurer. I undertake to notify the College and to obtain professional liability coverage in accordance with the requirements of subsection 4.12 of Regulation 163/2018 before I provide medical service to any member of the public who is not another employee of my employer.

II. This undertaking shall remain in effect until it is modified, in writing, or rescinded, in writing, by the College.

III. A breach of this undertaking shall constitute an act of professional misconduct and may be grounds for disciplinary action against me.

PLEASE SIGN BELOW:

Signed by me at the City of _____, in _____, this ____ day of _____, 20____.

Signature

Appendix A

College of Physicians and Surgeons of Manitoba General Regulation Regulation 163/2018

PROFESSIONAL LIABILITY INSURANCE OR COVERAGE

Insurance or coverage required

4.12(1) Subject to subsection (5), a member who holds a certificate of practice must obtain and maintain professional liability insurance or coverage that extends to all areas of the member's professional practice through either or both of the following:

- (a) a policy of professional liability insurance of an approved type to a minimum coverage limit of \$10 million for each occurrence or claim;
- (b) membership in the Canadian Medical Protective Association.

4.12(2) If the registrar becomes aware that the member is no longer maintaining the required professional liability insurance or coverage, the registrar may suspend the member's certificate of practice and notify the member.

4.12(3) The member must keep available for inspection by the college evidence that he or she complies with subsection (1).

4.12(4) The member must promptly notify the registrar if he or she is no longer covered by the liability insurance or coverage required under subsection (1) and surrender his or her certificate of practice to the registrar.

4.12(5) A member is not required to comply with subsection (1) if he or she is

- (a) a member who provides satisfactory written evidence from his or her employer that
 - (i) the member is engaging in the practice of medicine only in respect of other employees of the employer and not in respect of any members of the public, and
 - (ii) any professional liability claim made against the member will be covered by the employer or the employer's insurance or coverage;
- (b) a physician assistant or clinical assistant who provides satisfactory written evidence from his or her employer that
 - (i) the member is engaging in his or her professional practice under an approved contract of supervision, and
 - (ii) any professional liability claim made against the member will be covered by the insurance or coverage of the supervisor or employer;
- (c) an educational (medical student) member, educational (external or visiting student) member, or educational (physician assistant student) member in respect of whom satisfactory evidence is provided by the Manitoba faculty that the member is or will be covered by the University of Manitoba's insurer while engaged in his or her professional practice as part of his or her educational requirements; or
- (d) a member who does not ordinarily reside in Manitoba and who does not engage in the practice of medicine in respect of any patients in Manitoba.