

## APPENDIX C - ATTESTATION

### Attestation Form

Prepared in accordance with section 15 of the *Broader Public Sector Accountability Act, 2010* (BPSAA)

**TO:** The Board **Niagara Health System**, (the "Board")

**FROM:** **Suzanne Johnston**  
**President**  
**Niagara Health System**

**Date:** **June 27**

**RE:** **April 1, 2016 – March 31, 2017 ("the Applicable Period")**

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On behalf of the **Niagara Health System** (the Hospital) I attest to:

- the completion and accuracy of reports required of the Hospital pursuant to section 6 of the BPSAA on the use of consultants;
- the Hospital's compliance with the prohibition in section 4 of the BPSAA on engaging lobbyist services using public funds;
- the Hospital's compliance with any applicable expense claims directives issued under section 10 of the BPSAA by the Management Board of Cabinet;
- [to be added once ss. 15(1)(c.1) of the Act is proclaimed into force] the Hospital's compliance with any applicable perquisite directives issued under section 11.1 of the BPSAA by the Management Board of Cabinet; and
- the Hospital's compliance with any applicable procurement directives issued under section 12 of the BPSAA by the Management Board of Cabinet,

during the Applicable Period.

In making this attestation, I have exercised care and diligence that would reasonably be expected of a **President**, in these circumstances, including making due inquiries of Hospital staff that have knowledge of these matters.

I further certify that any material exceptions to this attestation are documented in the attached Schedule A.

Dated at **St Catharines** Ontario this **June 27, 2017**

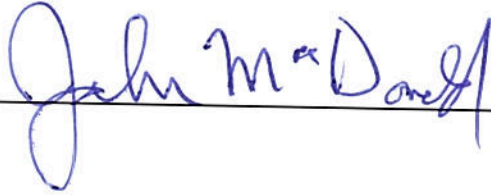


**Suzanne Johnston**

**President**

**Niagara Health System**

I certify that this attestation has been approved by the board of the **Niagara Health System** on **June 27, 2017**



**John MacDonald**

**Chair of the Board**

**Niagara Health System**

## **SCHEDULE A to Attestation**

1. Exceptions to the completion and accuracy of reports required in section 6 of the BPSAA on the use of consultants;

No known exceptions

2. Exceptions to the Hospital's compliance with the prohibition in section 4 of the BPSAA on engaging lobbyist services using public funds;

No known exceptions

3. Exceptions to the Hospital's compliance with the expense claims directive issued under section 10 of the BPSAA by the Management Board of Cabinet;

No known exceptions

4. Exceptions to the Hospital's compliance with the perquisites directive issued under section 11.1 of the BPSAA by the Management Board of Cabinet; and

No known exceptions

5. Exceptions to the Hospital's compliance with the procurement directive issued under section 12 of the BPSAA by the Management Board of Cabinet.

No known exceptions

# APPENDIX A – HOSPITAL REPORT ON CONSULTANT USE

## Hospital Report on Consultant Use

Name of Hospital: Niagara Health System

LHIN: 4

Reporting Period: APRIL 1, 2016 / MARCH 31, 2017

No.	Consultant Firm Name(s)	Name and Title of Consulting Contract	Contract Term If the contract term has been extended please include the original contract term and the amended contract term	Procurement Value (A) Original value plus (B) Value of amendments and (C) Total procurement value (\$) / Total Paid	Consultant Selection Process (Open Competitive, Invitational Competitive, Non-competitive) If non-competitive, please provide an explanation	Modifications to Agreement (Yes/No) If Yes, did the procurement documents permit modifications to the term or value of the agreement?
1	Deloitte Inc.	NHS ICT Strategic Plan Refresh	July 25, 2016 to completion	\$169,900	RFP NR160519	None

Preservation of Solicitor –client privilege:

This legislation maintains the integrity of solicitor client privilege, litigation privilege and settlement privilege, and does not require the disclosure of information subject to any of these privileges.

While hospitals are expected to report on their retention of lawyers and law firms for the provision of consulting services, they are not required to report on instances where they have retained lawyers and law firms to provide legal advice, draft legal documents, conduct litigation on behalf of a hospital, or otherwise for the purpose of providing legal services to a hospital.

**NIAGARA HEALTH SYSTEM - CONSULTANT USAGE TRACKING**

Reporting Period: April 1, 2016 - March 31, 2017

No.	PO #	Vendor	Name of Contract	Effective Date	Expiration Date	Amended Expiration Date	(A) Original Value	(B) Amended Value	(C) Total Value (A+B+C)	Total Paid This Period	Consultant Selection Process (Open Competitive, Invitational Competitive, Non-Competitive) If non-competitive, please provide explanation	Modifications to Agreement (Y/N) If "yes", please ensure modification is captured in Compliance Report Attestation)
1	00345539	Dellotte Inc.	NHS ICT Strategic Plan Refresh	25-Jul-16	upon Completion of work		\$169,900.00		\$169,900.00		Open Competitive RFP# NR160519	
2												
3												
4												
5												
6												





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(519) 652-2788  
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April 19, 2017

Medbuy Corporation  
4056 Meadowbrook Drive  
Unit 135  
London, ON N6L 1E4

Ms. Sue Nenadovic  
Regional Director MM  
Niagara Health System  
5546 Portage Road  
Niagara Falls, ON, L2E 6X2

**Attestation to the Supply Chain Secretariat BPS Directive Compliance**

To Whom It May Concern:

Medbuy fully understands and abides by the Ontario Ministry of Finance Broader Public Sector Supply Chain Directives meant to ensure that publicly funded goods and services are acquired by BPS organizations through a process that is open, fair, and transparent.

On behalf of Medbuy Corporation I attest that all contracting services performed on the members' behalf for the applicable period of April 1, 2016 – March 31, 2017 are in compliance with the Broader Public Sector Supply Chain Directives.

In making this attestation, I have exercised care and diligence that would reasonably be expected of a CEO in these circumstances, including making due inquiries and reviewing results of the self-assessment audits we have completed.

I, Tom Warner, Interim President and CEO, have the signing authority to make this commitment on behalf of Medbuy Corporation.

  
Signature:

April 19, 2017  
Date:



April 13, 2017

Ms. S. Nenadovic  
Regional Director, Materials Management  
Niagara Health System  
155 Ontario Street  
St. Catharines, ON L2R 5K3

**Re: Attestation to the BPSAA Supply Chain Secretariat Directive Compliance**

Dear Ms. Nenadovic:

Mohawk Shared Services – Sourcing Centre (MSS) hereby acknowledges that the BPSAA Procurement and Reporting Directives apply to Mohawk Supply Chain business operations. MSS fully understands and abides by the legal requirements meant to ensure that publicly funded goods and services are acquired by BPS organizations, and in this case by their agent (MSS), either through a competitive process that is open, fair and transparent, or an approved non-competitive process.

This letter along with the attestation log, provide the details of those contracts that do not meet the exemption criteria and fall under the non-approved non-competitive process. This information will assist you to comply with your organization's policies.

During the past fiscal year, those MSS contracts outside of the competitive process that involved your hospital, if any, are listed in the attachment. For clarity, two values are identified: one that was estimated based on historical data at the time of the logging-in of any non-competitive agreement and the actual value within the 2016-2017 fiscal year.

Please feel free to incorporate this letter as part of your submission to the Ministry or public posting. If you require further information please contact Nicole Ruttan-Sims, our Director of Strategic Sourcing, at [nruttan-sims@mohawkssi.com](mailto:nruttan-sims@mohawkssi.com) or at 289-337-5026.

Yours truly,

Colin Lyons  
Interim General Manager  
Supply Chain Services

Cc: Teresa Struk, Director of Finance

*To excel as a shared services organization by  
delivering services that support health care and our communities*

SCHEDULE A-2

COMPLIANCE WITH PROCUREMENT DIRECTIVE

NIAGARA HEALTH SYSTEM - ATTESTATION CONTRACT COMPLIANCE PROCESS ASSESSMENT TRACKING

Reporting Period: April 1 2016 - March 31 2017

No.	NHS/MSCS/med buy	Vendor Name	Contract Number	Contract Name	Contract Term b) Amended Contract Term	Bridging Document Date of Issue a) Effective Date	Attestation Document Justification
1	MOHAWK	SIEMENS	MSS-1729	PRODUCT, TEST, URINALYSIS	21-Jul-16	1-Jul-15	Sole sourced according to hospitals as products are proprietary and used with Siemens equipment. However, no response on request for signature on NCP form from HHS (largest user)
2	MOHAWK	TELEFLEX CANADA	MSS-1869	PRODUCT - CATHETER, EPIDURAL	11-Nov-16	12/01/16	Single sourced - physician/clinician preference item based on unique need.
3	MOHAWK	THE STEVENS COMPANY	MSS-1871C	PRODUCT - GLOVE, EXAM, NITRILE	10-Jan-17	1/01/17	Single sourced - off-contract spend
4	MOHAWK	KARL STORTZ	MSS-1385A	PRODUCT - GUIDEWIRE, ARTLINE	27-Jan-17	4-Oct-16	9 month extension
5	MOHAWK	RADIOMETER	MSS-1813	PRODUCT, ABL	21-Jul-16	1-May-16	Sole sourced due to users as products are proprietary consumables used in equipment from Radiometer. No response from users when asked for NCP Form