

Preparation Template for Capacity Evaluation – Treatment or Treatment Plan Decisions

This template is intended to be used by clinicians in long-term care homes in Ontario to assist in preparing for evaluations of capacity in the context of treatment or treatment plan proposals. Please note, findings related to a resident's capacity are always to be made by the professional(s) involved in the proposal and related discussion(s) rather than through the completion of the form.

Information for Clinicians	Related section(s) from the Health Care Consent Act		Question(s) for Clinicians	Notes
Capacity is decision-specific, so the questions you ask the resident during evaluation should relate back to this proposal	15(1)	PROPOSAL	What treatment or treatment plan is being proposed?	
Capacity is time-specific	15(2)		When is capacity going to be evaluated? (date and time)	
The person proposing treatment must evaluate capacity and obtain consent before providing treatment	10(1)		Who is proposing this treatment or treatment plan?	
The person who evaluates capacity on behalf of the proposer (if any) must have adequate skill and knowledge related to the proposal	11		Who is evaluating capacity to make this particular decision?	
People are presumed to be capable of decision making	4(2)		What reason(s) do you have to question the presumption of capacity?	
Specific information about the proposal must be provided in order to evaluate capacity	11		Has the <i>Treatment Plan Proposal Template</i> been completed? Is a copy available for the resident to review?	

Information for Clinicians	Related section(s) from the Health Care Consent Act		Question(s) for Clinicians	Notes
To be capable, a person must have the ability to understand information relevant to the proposal	4(1)	ABILITY TO UNDERSTAND	What questions will you ask the resident about this proposal in order to evaluate his or her ability to understand?	
To be capable, a person must have the ability to appreciate the likely effects of his or her decision about the proposal	4(1)	ABILITY TO APPRECIATE	What questions will you ask the resident about this proposal in order to evaluate his or her ability to appreciate?	