



# MANITOBA

## ORDER IN COUNCIL

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DATE: **June 22, 2022**

ORDER IN COUNCIL NO.: **262/2022**

RECOMMENDED BY: **Minister of Health**

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### ORDER

1. The operations, activities, property, rights, debts, obligations and liabilities of the provincial health authority described in Schedule A are transferred to and vest in the Winnipeg Regional Health Authority.
2. The operations, activities, property, rights, debts, obligations and liabilities of the provincial health authority described in Schedule B are transferred to and vest in the Northern Regional Health Authority. The interest of the provincial health authority in the land described in section 2 of Schedule B is transferred to and vests in the Northern Regional Health Authority subject to all encumbrances.
3. The operations, activities, property, rights, debts, obligations and liabilities of the provincial health authority described in Schedule C are transferred to and vest in Prairie Mountain Health. The interest of the provincial health authority in the land described in section 2 of Schedule C is transferred to and vests in Prairie Mountain Health subject to all encumbrances.
4. The operations, activities, property, rights, debts, obligations and liabilities of the provincial health authority described in Schedule D are transferred to and vest in the Interlake-Eastern Regional Health Authority.
5. The operations, activities, property, rights, debts, obligations and liabilities of the provincial health authority described in Schedule E are transferred to and vest in Southern Health–Santé Sud.
6. The Minister of Health may execute any documents necessary to give effect to this Order.
7. This Order takes effect immediately after section 79.3 of *The Health System Governance and Accountability Act* comes into force.

### AUTHORITY

*The Health System Governance and Accountability Act*, C.C.S.M. c. H26.5, states:

#### **Transfer to health authority by order in council**

**50.1(1)** Despite any other provision of this Act, any other Act, including a private Act, or the terms of any agreement, the Lieutenant Governor in Council may, by order,

(a) subject to any terms and conditions that may be set out in the order, transfer or assign to, and vest in, a health authority any operations, activities, property, rights, debts, obligations or liabilities of the government, a government agency or another health authority relating to the delivery of health services; and

(b) address any other matter or thing that the Lieutenant Governor in Council considers necessary or advisable to effect the transfer, assignment or vesting or remedy any difficulty encountered in relation to the transfer, assignment or vesting.

#### **Effect of order**

**50.1(2)** An order under subsection (1) constitutes, for all purposes, a legal and valid transfer, assignment or vesting of the operations, activities, property, rights, debts, obligations and liabilities set out in the order in accordance with the terms and conditions of the order.

**Rights or claims may be continued**

**50.1(3)** Any person who may have a right or claim in relation to anything that has been transferred or assigned to, or vested in, a health authority under subsection (1) may continue to assert that right or claim against that authority.

**Transfer or assignment valid**

**50.1(4)** No prohibition of any transfer, assignment or vesting, nor the absence of any required consent or approval, voids or affects the validity of a transfer, assignment or vesting under this section.

**Transfer or assignment not a breach or default**

**50.1(5)** A transfer, assignment or vesting under this section is deemed not to be a breach, default or contravention of or under any lease, agreement, contract of insurance, licence, permit or other instrument.

SCHEDULE A

1. In this Schedule:

- a) "Community Based Services" means support and services that are located within local communities for men, women and youth or on a gender-specific basis. Services include individual and group counselling, harm reduction, educational presentations, discussion groups, and educational resources for at-risk youth, adults, and families.
- b) "Impaired Driving Program" means services that provide educational workshops and counselling with a focus on preventing or reducing harms that come with substance use, encouraging safer substance use or abstinence, if needed, and lowering the risk of repeat impaired driving. This is a prerequisite for those charged with impaired driving and applying to have their driver's license and privileges reinstated.
- c) "In-House Addictions Treatment Facilities" means a facility with "in-patient" beds for those with alcohol, drug and/or gambling problems in a safe, highly structured environment. Adult women-only, adult men-only and youth and co-ed treatment services are available and include individual and group counselling, discussion groups, educational presentations, audio-visual materials and opportunities to develop connections with external supports.
- d) "Youth Justice Program" means a program in partnership with Manitoba Justice that helps youth who have substance use challenges and also in the justice system.
- e) "WRHA" means the Winnipeg Regional Health Authority.

2. All of the provincial health authority owned equipment and personal property located on the real property and all of the client and other records maintained on the real property or related to the operations or activities performed at or within or related to the facility or real property:

Address	Title	Operations Transferred
1041 Portage Ave Winnipeg, Mb R3E 2A9	Owner: The Addictions Foundation of Manitoba Roll Number: 13020011000 Land Title 2244248/1 LOT 4 PLAN 26601 WLTO IN RL 58 TO 60 PARISH OF ST JAMES.	In-House Addictions Treatment Facilities

3. The following leased facility and the leases relating to the facility including all of the provincial health authority owned equipment and personal property located in the facility or on the real property associated with the facility, and all of the client and other records maintained in the facility or related to the operations or activities performed at or within or related to the facility:

Address	Parties	Operations Transferred
River Point Centre 146 Magnus Avenue Winnipeg MB R2W 2B3	Landlord: Manitoba Housing Tenant: Addictions Foundation of Manitoba	In-House Addictions Treatment Facilities / Community Based Services

4. Contracts and leases that relate to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property, including but not limited to:

a) Funding Contracts

Operations that relate to contract	Description of contract
Community Based Services	Contract with the Government of Manitoba under Manitoba Advanced Education, Skills and Immigration for Integration Supports for Newcomers, effective April 1, 2021.
Youth Justice Program	Contract with the Government of Manitoba for delivery of Community Correctional Services under the Winnipeg Substance

	Abuse Assessment and Intervention for Youth Program, effective April 1, 2021.
Community Based Services	Contract with the University of Manitoba for AFM counsellors to be onsite for student support at Student Affairs Office.
Community Based Services	Contract with the Dakota Ojibway Child and Family Services for a Collaboration Demonstration Project
Community Based Services	Contract with the Metis Child Family Community Services for the Community Addictions Recovery Team (CART) Program
In-House Addictions Treatment Facilities	Contract with Klinik for the operation of Short Transitional Access to Recovery (STAR) beds for the Woman's Program
In-House Addictions Treatment Facilities	Contract with Klinik for the operation of STAR beds for the Men's Program

b) Other Contracts

Operations that relate to contract	Description of contract
Impaired Driving Program	Contract with Manitoba Public Insurance Corporation (MPI) governing access to personal information for the Impaired Driving Program.
Community Based Services	Contract with Klinik for AFM Gambling Help-Line & Klinik Crisis Line
In-House Addictions Treatment Facilities	Contract with Klinik for the operation of STAR beds for the Men's Program
Operations in 1041 Portage Ave	Lease with 2799856 Manitoba Ltd DBA Portage Toyota of the following vehicle: Sienna V6 - Grey; Women's Program Van; Plate: KNV 692 Year: 2020, Make: Toyota, Model: Sienna CE FWD, Model Code: ZZ3DCR AL, VIN: 5TDZZ3DC9LS072156

5. Licenses and permits – any applicable/ required licenses and permits from municipal, provincial, federal government or other regulatory authority related to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property.
6. Any other rights, interests, obligations, trust monies, debts, or liabilities related to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property, including but not limited to:
  - a) Liabilities:
    - i. Any liabilities that relate to the staff working in the above-noted facilities or operations or activities to be transferred to the WRHA .
    - ii. All payment obligations in respect of the loans, contracts, and leases noted above.

## SCHEDULE B

1. In this Schedule:

- a) "Community Based Services" means support and services that are located within local communities for men, women and youth or on a gender-specific basis. Services include individual and group counselling, harm reduction, educational presentations, discussion groups, and educational resources for at-risk youth, adults, and families.
- b) "Impaired Driving Program" means services that provide educational workshops and counselling with a focus on preventing or reducing harms that come with substance use, encouraging safer substance use or abstinence, if needed, and lowering the risk of repeat impaired driving.
- c) "In-House Addictions Treatment Facilities" means a facility with 'in-patient' beds for those with alcohol, drug and/or gambling problems in a safe, highly structured environment. Adult women-only, adult men-only and youth and co-ed treatment services are available and include individual and group counselling, discussion groups, educational presentations, audio-visual materials and opportunities to develop connections with external supports.
- d) "NRHA" means the Northern Regional Health Authority.
- e) "Outpatient Clinic" means a facility in which health care providers provide to individuals, who are not admitted to the facility, services that focus on withdrawal programming for substance use needs such as opioid use disorder and alcohol use disorder.
- f) "Youth Justice Program" means a program in partnership with Manitoba Justice that helps youth who have substance use challenges and also in the justice system.

2. The following owned facility and the real property associated with the facility including all of the provincial health authority owned equipment and personal property located on the real property, and all of the client and other records maintained on the real property or related to the operations or activities performed at or within or related to the facility or real property:

Address	Title	Operations Transferred
90 Princeton Drive Thompson, Mb R8N 0L3	Owner: The Addictions Foundation of Manitoba Municipality # 560 Roll Number: 0235000.000 Land Title 2272883/3  AT THOMPSON AND BEING LOTS 2 AND 3 BLOCK 177 PLAN 848 PLTO (N DIV) IN 78-3 WPM EXC ALL MINES, MINERALS AND OTHER MATTERS AS SET FORTH IN THE CROWN LANDS ACT	In-House Addictions Treatment Facilities/ Community Based Services/ Outpatient Clinic

3. The following leased facilities and the leases relating to the facilities including all of the provincial health authority owned equipment and personal property located in the facilities or on the real property associated with the facilities, and all of the client and other records maintained in the facility or related to the operations or activities performed at or within or related to the facility:

Address	Parties	Operations Transferred
2-53 Main Street Flin Flon MB R8A 1J7	Landlord: Harley Kemp Tenant: Addictions Foundation of Manitoba	Community Based Services
168 2nd Street W The Pas MB R9A 1L7	Landlord: Newton Duncalfe Tenant: Addictions Foundation of Manitoba	Community Based Services

Cranberry Portage Wellness Centre 118 Portage Rd W Cranberry Portage, MB R0B 0H0	Landlord: RM Kelsey/Cranberry Portage Tenant: Addictions Foundation of Manitoba	Community Based Services
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4. Contracts and leases that relate to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property, including but not limited to:

a) Funding Contracts

Operations that relate to contract	Description of contract
Youth Justice Program	Contract with the Government of Manitoba for delivery of Community Correctional Services under the Thompson Substance Abuse Assessment and Intervention for Youth Program, effective April 1, 2021.
Community Based Services	Contract with the Northern Regional Health Authority for Hope North Recovery Services for Youth Program

b) Other Contracts

Operations that relate to contract	Description of contract
Impaired Driving Program	Contract with Manitoba Public Insurance Corporation (MPI) governing access to personal information for the Impaired Driving Program.

5. Licenses and permits – any applicable/ required licenses and permits from municipal, provincial, federal government or other regulatory authority related to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property.

6. Any other rights, interests, obligations, trust monies, debts, or liabilities related to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property, including but not limited to:

a) Debts

Description	Type of Loan	Lender	Terms	Maturity Date
Thompson	promissory note	Government of Manitoba	term of 20 years	loan matures November 2029
Thompson HVAC	promissory note	Government of Manitoba	term of 10 year	loan matures February 2031

b) Liabilities

- i. Any liabilities that relate to the staff working in the above-noted facilities or operations or activities transferring to the NRHA.
- ii. All payment obligations in respect of the loans, contracts, and leases noted above.

SCHEDULE C

1. In this Schedule:

- a) "Community Based Services" means support and services that are located within local communities for men, women and youth or on a gender-specific basis. Services include individual and group counselling, harm reduction, educational presentations, discussion groups, and educational resources for at-risk youth, adults, and families.
- b) "Impaired Driving Program" means services that provide educational workshops and counselling with a focus on preventing or reducing harms that come with substance use, encouraging safer substance use or abstinence, if needed, and lowering the risk of repeat impaired driving.
- c) "In-House Addictions Treatment Facilities" means a facility with 'in-patient' beds for those with alcohol, drug and/or gambling problems in a safe, highly structured environment. Adult women-only, adult men-only and youth and co-ed treatment services are available and include individual and group counselling, discussion groups, educational presentations, audio-visual materials and opportunities to develop connections with external supports.
- d) "Outpatient Clinic" means a facility in which health care providers provide to individuals, who are not admitted to the facility, services that focus on withdrawal programming for substance use needs such as opioid use disorder and alcohol use disorder.
- e) "PMH" means Prairie Mountain Health.
- f) "Youth Justice Program" means a program in partnership with Manitoba Justice that helps youth who have substance use challenges and also in the justice system.

2. The facility located on the below described real property, including all of the provincial health authority owned equipment and personal property located on the real property and all of the client and other records maintained on the real property or related to the operations or activities performed at or within or related to the facility or real property:

Address	Title	Operations Transferred
510 Frederick Street Brandon, Mb R7A 6Z4	Owner: Prairie Mountain Health Municipality # 500 Roll Number: 87262 Land Title 2704347/2  PARCEL ONE: LOTS 1 TO 40 BLOCK 3 PLAN 9 BLTO SS PLAN 1164 IN NW 1/4 13-10-19 WPM  PARCEL TWO: LOTS 1 TO 40 BLOCK 14 PLAN 9 BLTO IN NW 1/4 13-10-19 WPM  PARCEL THREE: LOTS 1 TO 19 AND LOTS 21 TO 40 BLOCK 15 PLAN 9 BLTO EXC: OUT OF LOTS 18,19,21 AND 22, PARCEL "A" PLAN 1114 BLTO IN NW 1/4 13-10-19 WPM  PARCEL FOUR: THAT PORTION OF MCTAVISH AVENUE, PLAN 9 BLTO LYING BETWEEN THE SLY LIMIT OF BLOCK 3 AND THE NLY LIMIT OF BLOCK 14 PLAN 9 BLTO AND LYING BETWEEN THE WLY LIMIT OF FREDERICK STREET AND THE ELY LIMIT OF RUSSELL STREET AS SHOWN	In-House Addictions Treatment Facilities / Community Based Services / Outpatient Clinic

	<p>ON SAID PLAN IN NW 1/4 13-10-19 WPM.</p> <p>PARCEL FIVE: ALL THE LANES IN BLOCKS 3, 14 AND 15 PLAN 9 BLTO EXC: FIRSTLY: OUT OF SAID BLOCK 15, PARCEL A PLAN 1114 BLTO SECONDLY: ALL MINES AND MINERALS AS SET FORTH IN RPA 12845 BLTO IN NW 1/4 13-10-19 WPM</p> <p>PARCEL SIX: ALL THAT PORTION OF RUSSELL STREET LYING SOUTH OF MCTAVISH AVENUE AND NORTH OF VAN HORNE AVENUE PLAN 9 BLTO EXC: ALL MINES AND MINERALS AS SET FORTH IN RPA 12845 BLTO IN NW 1/4 13-10-19 WPM</p>	
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3. The following leased facilities and the leases relating to the facilities including all of the provincial health authority owned equipment and personal property located in the facilities or on the real property associated with the facilities, and all of the client and other records maintained in the facility or related to the operations or activities performed at or within or related to the facility:

Address	Parties	Operations Transferred
510 Frederick St Brandon, Mb R7A 6Z4	Landlord: Brandon General Hospital Tenant: Addictions Foundation of Manitoba	In-House Addictions Treatment Facilities / Community Based Services / Outpatient Clinic
Units 32&44, 20-7th St Brandon, Mb R7A 6M8	Landlord: Brandon Regional Health Authority Tenant: Addictions Foundation of Manitoba	Community Based Services / Outpatient Clinic
300-336 South Railway Boissevain MB R0K 0E0	Landlord: 6900993 Manitoba Ltd. Tenant: Addictions Foundation of Manitoba	Community Based Services
Unit 7 & 8, Unit E 940 Princess Ave Brandon MB R7A 0P6	Landlord: CEYS Brandon Inc. Tenant: Addictions Foundation of Manitoba	Community Based Services
126 - 6th Avenue North Swan River MB R0L 1Z0	Landlord: CK Penner Holdings Ltd Tenant: Addictions Foundation of Manitoba	Community Based Services
404 - 1st Avenue NE Dauphin MB R7N 1A9	Landlord: Gary Glen Tkachuk Tenant: Addictions Foundation of Manitoba	Community Based Services
2-71 Main St Rosburn MB R0J 1V0	Landlord: MB Housing Authority Tenant: Addictions Foundation of Manitoba	Community Based Services
540 Central Ave Ste Rose Du Lac MB R0L 1S0	Landlord: The Municipality of Ste. Rose Tenant: Addictions Foundation of Manitoba	In-House Addictions Treatment Facilities
283 Nelson St W. Virten MB R0M 2C0	Landlord: Velott Enterprises Tenant: Addictions Foundation of Manitoba	Community Based Services



4. Contracts and leases that relate to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property, including but not limited to:

a) Funding Contracts

Operations that relate to contract	Description of contract
Youth Justice Program	Contract with the Government of Manitoba for delivery of Community Correctional Services under the Youth Justice Program
Community Based Services	Contract with Michif Child Family Services for the Community Addictions Recovery Team (CART) program in Dauphin

b) Other Contracts

Operations that relate to contract	Description of contract
Impaired Driving Program	Contract with Manitoba Public Insurance Corporation (MPI) governing access to personal information for the Impaired Driving Program.
Community Based Services	Contract with Debbi Huntinghawk for providing cultural advisor service in Brandon.

5. Licenses and permits – any applicable/ required licenses and permits from municipal, provincial, federal government or other regulatory authority related to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property.

6. Any other rights, interests, obligations, trust monies, debts, or liabilities related to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property, including but not limited to:

a) Liabilities:

- i. Any liabilities that relate to the staff in the above-noted facilities or operations or activities to be transferred to PMH.
- ii. All payment obligations in respect of the loans, contracts, and leases noted above.

## SCHEDULE D

1. In this Schedule:

- a) "Community Based Services" means support and services that are located within local communities for men, women and youth or on a gender-specific basis. Services include individual and group counselling, harm reduction, educational presentations, discussion groups, and educational resources for at-risk youth, adults, and families.
- b) "Impaired Driving Program" means services that provide educational workshops and counselling with a focus on preventing or reducing harms that come with substance use, encouraging safer substance use or abstinence, if needed, and lowering the risk of repeat impaired driving.
- c) "IERHA" the Interlake Eastern Regional Health Authority.

2. The following leased facilities and the leases relating to the facilities including all of the provincial health authority owned equipment and personal property located in the facilities or on the real property associated with the facilities, and all of the client and other records maintained on the real property or related to the operations or activities performed at or within or related to the facility or real property:

Facility Name	Address	Parties	Operations Transferred
	205 - 66 First Ave Gimli, Mb R0C 0B0	Landlord: 10008663 Manitoba Ltd. Tenant: The Addictions Foundation of Manitoba	Community Based Services
Liske Ventures Inc.	Unit 1 31 1st St Beausejour MB R0E 0C0	Landlord: Liske Ventures Inc (3848389 MB Ltd.) Tenant: The Addictions Foundation of Manitoba	Community Based Services
Selkirk Community Arts Centre Inc.	202, 203 & 204- 250 Manitoba Ave Selkirk MB R1A 0Y5	Landlord: Selkirk Community Arts Centre Inc. Tenant: The Addictions Foundation of Manitoba	Community Based Services

3. Contracts and leases that relate to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property, including but not limited to:

a) Other Contracts

Operations that relate to contract	Description
Impaired Driving Program	An agreement with Manitoba Public Insurance Corporation (MPI) governing access to personal information for the Impaired Driving Program.

4. Licenses and permits – any applicable/ required licenses and permits from municipal, provincial, federal government or other regulatory authority related to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property.

5. Any other rights, interests, obligations, trust monies, debts, or liabilities related to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property, including but not limited to:

a) Liabilities:

- i. Any liabilities that relate to the staff working in the above noted facilities or operations or activities to be transferred to IERHA.
- ii. All payment obligations in respect of the loans, contracts, and leases noted above.

SCHEDULE E

1. In this Schedule:

- a) “Community Based Services” means support and services that are located within local communities for men, women and youth or on a gender-specific basis. Services include individual and group counselling, harm reduction, educational presentations, discussion groups, and educational resources for at-risk youth, adults, and families.
- b) “Impaired Driving Program” means services that provide educational workshops and counselling with a focus on preventing or reducing harms that come with substance use, encouraging safer substance use or abstinence, if needed, and lowering the risk of repeat impaired driving.
- c) “SH-SS” means Southern Health–Santé Sud.

2. The following leased facilities and the leases relating to the facilities including all of the provincial health authority owned equipment and personal property located in the facilities or on the real property associated with the facilities, and all of the client and other records maintained on the real property or related to the operations or activities performed at or within or related to the facility or real property:

Address	Parties	Operations Transferred
203/204/205/206 9 Saskatchewan Ave. W. Portage La Prairie MB R1N 0P4	Landlord: 10040332 Manitoba Ltd. Tenant: The Addictions Foundation of Manitoba	Community Based Services
Eden Health Care Services Inc 309 Main St Winkler MB R6W 4A4	Landlord: Eden Health Care Services Inc Tenant: The Addictions Foundation of Manitoba	Community Based Services

3. Contracts and leases that relate to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property, including but not limited to:

a) Funding Contracts

Operations that relate to contract	Description of contract
Community Based Services	Contract with Southern Health-Sante Sud for the Rapid Access Addictive Medicine (“RAAM”) program

b) Other Contracts

Operations that relate to contract	Description of contract
Impaired Driving Program	Contract with Manitoba Public Insurance Corporation (MPI) governing access to personal information for the Impaired Driving Program.

4. Licenses and permits – any applicable/ required licenses and permits from municipal, provincial, federal government or other regulatory authority related to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property.

5. Any other rights, interests, obligations, trust monies, debts, or liabilities related to the above facilities or real property or the operations or activities performed at or within or related to the above facilities or real property, including but not limited to:

a) Liabilities:

- i. Any liabilities that relate to the staff working in the above-noted facilities or operations or activities to be transferred to SH-SS.
- ii. All payment obligations in respect of the loans, contracts, and leases noted above.