Foundations of Professionalism 1 2 3 Approved by Council – Month and Year 4 Related Resources: TBD 5 6 Contents 7 • Executive Summary 8 Introduction • 9 Principles and Duties 10 1) Patient Autonomy 2) Beneficence 11 12 • 3) Nonmaleficence 13 o 4) Justice 14 • Appendix 1: Glossary 15 **Executive Summary** 16 17 Foundations of Professionalism reflects the individual and collective commitments to 18 professionalism that dentists demonstrate throughout their entire careers. This document 19 describes the core principles and duties that dentists exemplify in managing the oral health care 20 needs of individuals and communities, and in promoting good oral health for all.

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22 Foundations of Professionalism replaces the Code of Ethics and serves as a foundation for all

23 Royal College of Dental Surgeon of Ontario (RCDSO) <u>Standards of Practice</u> and other resources

24 that guide dentists' conduct. This document sets out the core principles and duties of the

25 profession, which are organized by the classic bioethical principles of patient autonomy,

26 beneficence, nonmaleficence, and justice. Examples of how dentists can meet each principle

27 have been included to illustrate how they can be applied in practice.

28

29 This document can help dentists navigate the ethical complexities that arise in practice and

- 30 support dentists in attaining the highest possible level of confidence and trust with respect to
- 31 patients and society. Dentists can continue to find more specific legal, professional, and ethical
- 32 obligations on issues or areas of practice in the RCDSO's <u>Standards of Practice</u> and other
- 33 resources.
- 34

35 A glossary of **bolded** terms is provided at the end of this document in Appendix 1.

36

37 Introduction

- 38 Dentists' primary objective as health care professionals is to maintain or enhance the oral
- 39 health of individuals and communities while upholding the trust of patients and society.
- 40 Continued trust in the dental profession is dependent on dentists' individual and collective
- 41 commitment to a high standard of **professionalism**. This commitment to professionalism is
- 42 expressed throughout dentists' careers, from initial entry into dental school and throughout

43 their education and training, to becoming a regulated health care professional and practising

- 44 the profession, right through to retirement.
- 45

46 One of the most important components of professionalism is to act in the best interests of 47 *patients and society.* Dentists consistently demonstrate this in practice by putting patients' best 48 interests first and promoting and advocating for the health and wellbeing of patients and 49 society. The obligation to put patients' interests first is grounded in a specific area of law, called fiduciary law. Key duties assigned to health care professionals, including dentists, through 50 51 fiduciary law include acting in patients' best interests, avoiding conflicts of interest, and acting with integrity, loyalty, honesty, trustworthiness, and the utmost good faith.¹ These elements 52 53 form the basis of the principles and duties of professionalism set out by the RCDSO in this 54 document. 55 56 The principles and duties: 57 reflect dentists' broad responsibilities to patients, society, the profession, and 58 themselves;² 59 represent what patients, society, and dentists consider important; reflect the ethical manner in which dentists are currently practising the profession; 60 guide dentists' individual and collective behaviour; 61 • 62 help dentists navigate clinical and professional practice and the ethical complexities that 63 are certain to arise; and 64 support dentists in attaining the highest possible level of confidence and trust with 65 respect to patients and society. 66 67 The RCDSO believes there is value in describing the principles and duties of the profession in 68 this document, particularly for new dentists, and for patients and the public, so that they know 69 the high standard of professionalism that is expected from and demonstrated by dentists. 70 Developing this document also fulfils the requirement in the Health Professions Procedural 71 Code under the Regulated Health Professions Act, 1991 for the RCDSO to "develop, establish 72 and maintain standards of professional ethics" for dentists.³ 73 74 The principles and duties described in this document serve as a foundation for all of the 75 RCDSO's guidance for dentists, as set out in Standards of Practice and other resources. This 76 Foundations of Professionalism document is a higher-level resource than a Standard of Practice, 77 which relates to a specific issue or area of practice (e.g., boundaries, recordkeeping, virtual 78 care). Together with Standards of Practice and other College resources, relevant legislation, and 79 case law, the Foundations of Professionalism will be used by the RCDSO when considering or 80 evaluating dentists' practice and conduct. 81

¹ These are some of the key duties health care professionals owe as fiduciaries to their beneficiaries (i.e., patients).

² These broad responsibilities are set out in the Canadian Dental Association's <u>Principles of Ethics</u>.

³ Section 3 (1) 5 of the Health Professions Procedural Code, Schedule 2 of the Regulated Health Professions Act, 1991, S.O. 1001, c.18.

- 82 While this document reflects the core principles and duties of the profession, it is not an
- 83 exhaustive or definitive list of all the legal, professional, and ethical obligations dentists have.
- 84 Specific requirements are set out in <u>Standards of Practice</u> and other College resources, relevant
- 85 legislation, and case law.
- 86

87 Principles and Duties

- 88 This section is organized by the classic bioethical principles of patient autonomy, beneficence,
- 89 nonmaleficence, and justice.⁴
- 90
- 91 The principles and duties are not listed in any order of priority they are all important.
- 92 However, some principles and duties may be more relevant in specific circumstances than
- others, and some may even conflict at times. Dentists will need to use their professional
- 94 judgement to determine which are most relevant to their specific circumstances, and how to
- 95 apply them.

1) PATIENT AUTONOMY

Patients have a right to self-determination, including the right to make their own decisions about their health care, and a right to privacy and confidentiality of their personal health information. These rights need to be acknowledged and respected by health care professionals.

- 96 Dentists respect patient autonomy by:
- 97 a. Being fully present, focused, and responsive during interactions with patients.
- b. Learning about and respecting patients' experiences, values, and beliefs, and being open to their perspectives.
- 100 c. Providing clear and accurate information regarding treatment options in a manner that101 the patient understands.
- d. Encouraging active collaboration and shared decision-making with patients, or, when
 authorized, with the patient's substitute decision-maker, family, or caregiver.
- 104 e. Obtaining consent before proceeding with treatment.⁵
- f. Providing care that is responsive to patient needs, values, beliefs, goals, social
 identities, and economic circumstances.

2) BENEFICENCE

Health care professionals actively serve and benefit patients and society. They also do good by maintaining and enhancing the health and wellbeing of patients and society, recognizing the interconnectedness between both.

107 Dentists demonstrate beneficence by:

⁴ Beauchamp, T.L. & Childress, J.F. (2019). *Principles of Biomedical Ethics* (8th ed). Oxford University Press.

⁵ For more information, see the RCDSO's Standard of Practice on Consent to Treatment.

- a. Acting, first and foremost, for the benefit of, and in service to, the health and wellbeing 108 109 of patients and society. 110 b. Recognizing and honouring the inherent worth, rights, and dignity of all people. 111 c. Being kind, empathetic, and compassionate. 112 d. Creating a safe environment where all individuals feel welcome, respected, and valued.⁶ e. Building and maintaining professional relationships based on mutual trust and respect.⁷ 113 114 f. Collaborating and communicating effectively within professional relationships. 115 g. Facilitating continuity of care, including: 116 i) supporting patients throughout the entire treating relationship; 117 coordinating care with patients' other health care professionals; and ii) 118 providing emergency care or advising how to obtain such care. iii)
- h. Leading or participating in initiatives that address the oral health and oral health care
 needs of individuals, communities, and society.
- i. Individually and collectively promoting health and preventing oral disease by
 understanding and taking reasonable steps to address the broader contexts in which
 disease occurs.
- 124 j. Participating in the regulation of the profession.⁸

3) NONMALEFICENCE

Health care professionals do no harm to patients and society and protect patients and society from harm.

- 125 Dentists demonstrate nonmaleficence by:
- a. Complying with legal, professional, and ethical obligations set out in law and by the
 RCDSO.^{9,10}
- b. Maintaining competence, recognizing limitations, and referring patients to other health
 care professionals, when necessary.¹¹
- 130 c. Maintaining appropriate and dignified boundaries in professional relationships.¹²

⁶ For more information, see the Glossary and RCDSO's Standard of Practice on Prevention of Boundary Violations and Sexual Abuse and Infection Prevention and Control.

⁷ For more information, see the RCDSO's Practice Advisory on <u>Maintaining a Professional Patient-Dentist</u> <u>Relationship</u>.

⁸ Preserving the ability to regulate the profession (i.e., **professional regulation**) requires the profession to maintain an effective and appropriate governance structure and a reliable system of accountability. This means it is not enough for individual dentists to accept regulation; each dentist has a professional duty to actively participate in the regulatory process (e.g., by engaging with the RCDSO, as necessary).

⁹ This includes committing to a high standard of professionalism and meeting the standard of care.

¹⁰ For clarity, dentists are ultimately responsible for meeting their legal, professional, and ethical obligations regardless of whether they assign tasks to staff or other health care professionals, or work with an organization or other party in the course of practicing dentistry.

¹¹ For more information, see the RCDSO's <u>Quality Assurance</u> webpage and Practice Advisory on <u>Most Responsible</u> <u>Dentist</u>.

¹² For more information, see the RCDSO's Standard of Practice on Prevention of Boundary Violations and Sexual Abuse.

131 132	d.	Being truthful and not representing information about themselves (e.g., education, qualifications, or competence) and/or their practice that is false or misleading. ¹³
133	ρ	Being collegial and maintaining objectivity when communicating about services
134	с.	provided by other health care professionals.
135	f.	Identifying, preventing, and managing conflicts of interest in a manner that ensures
136		patients' best interests remain paramount. ¹⁴
137	g.	Using technology in a responsible and ethical manner. ¹⁵
138	h.	Addressing harm and misconduct, including:
139		i) disclosing any harm that occurs as a result of their actions, decisions, judgement,
140		or competence;
141		ii) making mandatory reports as required by law; ¹⁶ and
142		iii) where a mandatory report is not required, raising concerns about inappropriate,
143		unprofessional, or otherwise concerning behaviour of staff or colleagues directly
144		with the person, or if needed, with the relevant leadership or authority.
145	i.	Balancing personal and professional priorities to maintain dentists' own health and
146		wellbeing.
147		

4) JUSTICE

Health care professionals treat all people fairly and equitably.

148 Dentists demonstrate justice by:

- a. Complying with legal obligations with respect to human rights and accessibility.¹⁷
- b. Providing services and making administrative decisions in practice that are free from
 prejudice and discrimination, including discrimination on the basis of the grounds set
 out in the *Human Rights Code* (such as race, ethnicity, gender identity, disability, etc.).¹⁸
- 153 c. Promoting fair and equitable access to oral health care for all.
- d. Seeking to recognize **bias** and taking reasonable steps to prevent it from negatively
 influencing professional relationships and patient care.
- e. Recognizing differences in power that exist in professional relationships with patients,
 staff, colleagues, or other health care professionals, and exploring ways to support or
 empower the other person.

¹⁵ For more information, see the RCDSO's Standards of Practice on <u>Dental CT Scanners</u> and <u>Virtual Care</u>.

¹³ For more information, see the RCDSO's Practice Advisory on <u>Professional Advertising</u>.

¹⁴ This includes ensuring that business interests and practices do not influence professional judgement. For more information, see the RCDSO's Guidelines on <u>Conflict of Interest</u>.

¹⁶ For more information, see the RCDSO's <u>Mandatory Reporting</u> webpage.

¹⁷ <u>Human Rights Code</u> and <u>Accessibility for Ontarians with Disabilities Act, 2005 (AODA)</u>. For more information, see <u>Working Together: The Code and the AODA</u> by the Ontario Human Rights Commission.

¹⁸ The complete list of protected grounds in the <u>Human Rights Code</u> is as follows: citizenship, race, place of origin, ethnic origin, colour, ancestry, disability, age, creed, sex/pregnancy, family status, marital status, sexual orientation, gender identity, and gender expression.

159	f. Recognizing the unique opportunities and barriers created by each person's social
160	identities (e.g., based on race, ethnicity, gender identity, disability) and taking
161	reasonable steps to support each person.
162	g. Participating in initiatives to reduce health inequities that are driven by the
163	determinants of health.
164	
165	Appendix 1: Glossary
166	
167	Bias: An inclination to think something or someone is better or preferred, usually in a way
168	considered to be unfair. Bias can be explicit (or conscious) or implicit (or unconscious). Bias
169	inhibits impartial judgement, thought, or analysis. Biases (particularly implicit or unconscious)
170	are built into and perpetuated by societal systems and structures through socialization and may
171	conflict with our declared beliefs and how we see ourselves.
172	
173	Determinants of health: The broad range of personal, social, economic, and environmental
174	factors that determine individual and population health. The main determinants of health
175	include (listed in alphabetical order):
176	Access to health services
177	Biology and genetic endowment
178	Childhood experiences
179	Culture
180	Education and literacy
181	Employment and working conditions
182	• Gender
183	Healthy behaviours
184	Income and social status
185	Physical environments
186	Race / Racism
187	 Social supports and coping skills¹⁹
188	
189	Discrimination: When a distinction is made according to which some benefit is withheld or
190	burden assigned to an individual or group of individuals on the basis of a personal characteristic
191	that is irrelevant to the distinction which was made. ²⁰ Discrimination exists where a
192 102	discriminatory practice occurs on the basis of a prohibited ground ²¹ for which no justification
193	has been made.

194

¹⁹ Government of Canada. (2024). Social determinants of health and health inequalities.

²⁰ Most human rights legislation does not include a formal definition of discrimination. The definition included in this document is from the judgement of McIntyre J. in *Law Society of British Columbia v. Andrews*, [1989] S.C.J. No.
6.

²¹ The grounds in the <u>Human Rights Code</u> are: citizenship, race, place of origin, ethnic origin, colour, ancestry, disability, age, creed, sex/pregnancy, family status, marital status, sexual orientation, gender identity, and gender expression.

- 195 **Duties:** The positive actions that dentists are expected to take in fulfilling their role as a
- 196 regulated health care professional. These actions are informed by the legal, professional, and
- 197 ethical obligations of the profession set out in law and by the RCDSO.
- 198
- **Fiduciary law:** Refers to a specific area of law through which key duties are assigned to
- fiduciaries (i.e., dentists) and owed to beneficiaries (i.e., patients). Fiduciaries have these duties
- 201 due to the nature of the relationship with beneficiaries, namely that the fiduciary is in a
- 202 position of power and has the unilateral ability to act and impact the beneficiary's interests.
- 203 The specific duties fiduciaries have include, but are not limited to:
- Acting in beneficiaries' best interests
- Acting with integrity, loyalty, honesty, and trustworthiness
- 206 Avoiding conflicts of interest
- Not acting in self-interest/profit
- 208 Protecting confidentiality
- 209 Providing access to records
- Disclosing error, misconduct, and whistleblowing
- Acting with the utmost good faith
- Health inequities: Systematic differences in health-related exposures and outcomes among
 different population groups that are unnecessary, avoidable, unfair, unjust, and can be
- addressed through policy intervention.²²
 216
- Prejudice: Refers to a preconceived judgement, opinion or attitude directed toward certain
 people based on their membership in a particular group. It is a set of attitudes, which supports,
 courses or justifies discrimination. Projudice is a tendency to rely an eteraction of attitudes of a set of attitudes.
- causes, or justifies discrimination. Prejudice is a tendency to rely on stereotypes or
 assumptions.²³
- 221

Principles: Fundamental truths or propositions that serve as the foundation for a system of
 values or behaviours. They are often universal, objective, and used to guide actions and
 judgements in a consistent manner.

225

Professionalism: Refers to the conduct, aims, and qualities that characterize a profession. It
 involves a commitment to the mastery of a complex body of knowledge and skills in the service

- of others. For health care professionals, it includes commitments to ethical practice, clinical and
- 229 cultural competence, integrity, morality, altruism, and the promotion of the public good.
- 230 Members of a profession are accountable both to those they serve and to society at large.²⁴
- 231

²² Adapted from <u>Whitehead, M. (1992). The concepts and principles of equity and health</u>. *International Journal of Health Services*, 22(3), 429-445.

²³ Rouse, L., Booker, K., Stermer, S.P. (2011). Prejudice. In: Goldstein, S., Naglieri, J.A. (eds) *Encyclopedia of Child Behavior and Development*. Springer.

²⁴ Adapted from <u>Cruess, S. R., Johnston, S., & Cruess, R. L. (2004). "Profession": A Working Definition for Medical</u> Educators. *Teaching and Learning in Medicine*, 16(1), 74–76.

232	Professional regulation: Refers to an approach or system that ensures members of health
233	professions meet standards of competency and conduct, usually involving registering, licensing,
234	and monitoring members to ensure that they meet the standards. In Ontario, regulatory
235	powers are delegated through the Regulated Health Professions Act, 1991 by the provincial
236	government to a body, which is comprised of members of the profession and the public. The
237	RCDSO is the regulatory body for the profession of dentistry in Ontario. The RCDSO is
238	responsible for ensuring that the public has safe, equitable, and competent oral health care by
239	providing leadership to the dental profession in regulation, setting the education and other
240	qualifications necessary to become a registered dentist, developing professional and ethical
241	standards and guidelines, and holding registered dentists accountable for their conduct and
242	practice through complaint and investigation processes. Professional regulation is based on the
243	premise that regulated professionals (i.e., dentists) can be trusted to regulate themselves in the
244	public interest.
245	
246	Professional relationships: Relationships between dentists and patients, staff, colleagues, or
247	other health care professionals.
248	
249	Safe environment: Refers to a space where people feel emotionally, psychologically, and
250	physically safe.
251	 Emotional safety is when people feel accepted and secure enough to share their
252	identities, experiences, thoughts, feelings, and vulnerabilities without fear of negative
253	consequences.
254	 Psychological safety is when people feel that they can share their thoughts, ideas,
255	concerns, and mistakes in teams or organizational settings without fear of negative
256	consequences.
257	 Physical safety is when there are practices in place to ensure that people are protected
258	from harm, injury, or health risks. In a dental office, this includes a space where
259	infection is prevented and controlled.
260	
261	Social identities: The aspects of an individual's self-concept that comes from membership in a
262	specific social group (e.g., race, ethnicity, gender identity, sexual orientation, age). An individual
263	may have multiple social identities.