

## INQUIRY COMMITTEE RECORD OF DECISION

**FILE NAME: DH1301**

### **FACTS**

On March 21, 2013, a Registrant called the College to inquire whether or not (s)he had renewed registration. The registrant was advised that (s)he had not renewed and asked whether (s)he has been practicing since being removed on March 1<sup>st</sup>. The Registrant confirmed that (s)he has been practicing since March 1<sup>st</sup> and is going to be applying for reinstatement. College staff advised the Registrant that (s)he is not licensed to practice until the reinstatement application is approved by the Registrar. The Registrant was reinstated on March 22, 2013.

On April 8, 2013, the CDHBC Inquiry Committee initiated an investigation under s. 33(4)(a) of the *Health Professions Act*, R.S.B.C. 1996, c. 183 (the "Act") to determine whether the Registrant had engaged in the authorized practice of dental hygiene without registration contrary to s. 13 of the Act, ss. 3 and 5(a) of the *Dental Hygienists Regulation* and ss. 47(1) and 49 of the College bylaws prior to renewal of his/her registration.

Under direction of the Inquiry Committee, the CDHBC Registrar notified the Registrant of the investigation and requested the Registrant's response to the investigation, in accordance with s. 33(5) of the Act.

The Registrant provided a written response, explaining that (s)he had been overwhelmed and preoccupied with other life events and believed that (s)he had renewed on time. It was not until the Registrant contacted the College to confirm his/her renewal and request a tax receipt that (s)he became aware that (s)he was not currently registered. The Registrant ceased practicing dental hygiene until after being reinstated.

### **COMMITTEE DECISION**

At the conclusion of the investigation, the Inquiry Committee determined that the evidence established that the Registrant had engaged in unauthorized practice without registration contrary to s. 13 of the Act, ss. 3 and 5(a) of the *Dental Hygienists Regulation* and ss. 47(1) and 49 of the College bylaws for the period March 1, 2013 to March 21, 2013.

The Inquiry Committee determined that in accordance with section 33(6)(a) of the *Health Professions Act*, this was an appropriate case to take no further action on matter DH1301 other than to request the Registrant to voluntarily sign an undertaking not to repeat the conduct of engaging in the unauthorized practice of dental hygiene without full registration with the College, and to review and to become thoroughly familiarized with requirements set out in the CDHBC Registrant's Handbook.

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**RELEVANT PROVISION OF ACT, REGULATION, OR BYLAWS:** Act, section 33(4); 33(5); 33(6)(a)

**STATUS:** Closed

**LEGISLATIVE AUTHORITY:** *Health Professions Act* s 33, 36