

INQUIRY COMMITTEE RECORD OF DECISION

FILE NAME: DH: 1458; 1459; 1464; 1470; 1475

FACTS

On March 3, 2014, the College was made aware that 5 Registrants failed to hold valid professional negligence insurance in place while holding full registration with the College.

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 Registrants had engaged in the unauthorized practice of dental hygiene by failing to have valid professional negligence insurance in place as a full registrant contrary to ss. 3 and 5(a) of the Dental Hygienists Regulation and s. 47(1) of the College bylaws prior to renewal of his/her registration.

On March 6, 2014, the CDHBC Registrar notified the Registrants of the investigation and requested the Registrants' responses to the investigation, in accordance with s. 33(5) of the Act.

The Registrants provided written responses, explaining that (s)he had failed to renew his/her professional negligence insurance on time, however the Registrants had not engaged in dental hygiene practice during the period of lapsed insurance.

COMMITTEE DECISION

At the conclusion of the investigation, the Inquiry Committee determined that the evidence established that the Registrants had failed to have valid professional negligence insurance in place at all times while holding full registration with the College, however they had not 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 during that period.

In accordance with section 33(6)(a) of the *Health Professions Act*, the Inquiry Committee determined that this was an appropriate case to take no further action on matters DH1458; DH1459; DH1464; DH1470 and DH1475 other than to issue a letter of warning to the Registrants not to repeat the conduct of failing to have valid professional negligence insurance in place at all times while holding full registration with the College of Dental Hygienists of British Columbia.

RELEVANT PROVISION OF ACT, REGULATION, OR BYLAWS: *Act, section 13; 33(4); 33(5); 33(6)(a); Bylaws, 47 (1); Regulation, 3 and 5(a)*

STATUS: *Closed*

LEGISLATIVE AUTHORITY: *Health Professions Act s 33*