

COLLEGE OF DIETITIANS OF BRITISH COLUMBIA

Complaint Outcome Report #11-07 – Practicing Without Registration

On March 24, 2011 the CDBC became aware of a registrant practicing Restricted Activities (RAs) “A” and “C” during the 2010/2011 registration year for three months without being registered with them. The matter was brought to the registrant’s attention by the CDBC when the office received a “Verification of Current Competence to Practice Restricted Activities” form for another registrant that was signed by the registrant. Registration with the RA is a requirement for verifiers. The registrant informed the College the RAs application form, verification and fees had been mailed to the CDBC in December 2010 but the registrant admitted not checking that registration had been processed. The College did not receive the registrant’s mail. RAs “A” and “C” had been practiced without registration from January to March 2011 in contravention of Section 5, Restricted Activities, of the Dietitians Regulation.

The Registrar brought the information to the attention of the Inquiry Committee at their May 30, 2011 meeting. In accordance with section 33(4)(a) of the *Health Professions Act* (HPA), the Committee has the discretion to initiate an “own motion” complaint against a registrant for contravention of the *Health Professions Act*, Dietitians Regulation or CDBC bylaws. After obtaining clarification from legal counsel of their options under the Act, the Committee determined to take no further action (HPA section 33(6)(a)). Committee members agreed the contravention was a serious matter as RAs are of higher risk to the public than the general scope of dietetic practice and that the registrant had been neglectful by not checking to see if RA registration had been processed but also noted that the contravention was an honest error, it occurred over a short period of time, the registrant was regretful and that the registrant was qualified to practice RAs “A” and “C” at the time of the incident.

No further action was taken. The case is closed.