



NAME	Member Referral to the Inquiries, Complaints and Reports Committee Policy		
TYPE	Quality Assurance – General		
STATUS	Final	VERSION	1
DATE APPROVED	3 November 2017	DATE REVISED	

Policy Statement

Under the *Regulated Health Professions Act, 1991*, the Quality Assurance (QA) Committee has the authority to refer a member and allegations against them to the Inquiries, Complaints and Reports Committee (ICRC) if the QA Committee is of the opinion that the member may have committed an act of professional misconduct, or may be incompetent or incapacitated.

Procedure

1. The QA Committee has the authority to disclose a member's name and allegations against them to the ICRC under the following conditions:
 - a. The member fails to participate in the QA Program in accordance with the QA Policies;
 - b. The member fails to comply with an order of the QA Committee;
 - c. The member fails to reply appropriately and within a reasonable time to a written inquiry or request from the QA Committee;
 - d. The QA Committee is of the opinion that a member committed an act of professional misconduct as defined in the Professional Misconduct Regulation (O. Reg 318/12) of the Traditional Chinese Medicine Act, 2006;
 - e. The QA Committee is of the opinion that a member is incompetent; and/or
 - f. The QA Committee is of the opinion that a member is incapacitated.
2. A member shall receive notice within 14 days of the QA Committee's decision to disclose their name and the allegations against them to the ICRC.

Legislative Context

Section 80.2(1) paragraph 4, of the Health Professions Procedural Code, Schedule 2 to the Regulated Health Professions Act, 1991.

Quality Assurance Program Regulation (O. Reg 28/13) of the Traditional Chinese Medicine Act, 2006.

Professional Misconduct Regulation (O. Reg 318/12) of the Traditional Chinese Medicine Act, 2006.