

Type of policy: Regulatory	Approved by: Council
Date approved: November 21, 2019	Next Review date: March 2026
Amendment dates: March 29, 2023	

Posting Non-College Conduct on the Public Register

Purpose

To provide a transparent, consistent framework for posting information generated by other legal bodies on CRPO's public register.

Relevant Legislation

[Regulated Health Professions Act, 1991, section 23](#)

[O. Reg. 261/18: INFORMATION PRESCRIBED UNDER SUBSECTION 23 \(2\) OF THE HEALTH PROFESSIONS PROCEDURAL CODE](#)

[CRPO By-laws, article 21.08](#)

Scope

This policy applies to information received about a registrant's conduct governed by outside bodies (e.g., courts of law, other regulators).

Policy

Charges under the Criminal Code (Canada) and Controlled Drugs and Substances Act (Canada)

Should a registrant be charged with an offence under the relevant legislation, the College will publish the following on the public register:

- The fact, content, date, and place of the charge; and
- Any existing conditions of release following a charge, or subsequent to a finding of guilt and pending appeal or variations to such conditions.

The College will include a notation on the public register specifying that the charge has not been proven, may be withdrawn, or an individual may be found not guilty.

The College will remove information pertaining to charges under the *Criminal Code (Canada)* and *Controlled Drugs and Substances Act (Canada)* no more than five business days after being satisfied that the charge(s) have been withdrawn or dismissed.

Findings of guilt under the Criminal Code (Canada) and Controlled Drugs and Substances Act (Canada)

The College will post on the public register the following:

- Findings of guilt under the *Criminal Code (Canada)* or the *Controlled Drugs and Substances Act (Canada)*.

The College will remove information pertaining to findings of guilt under the *Criminal Code (Canada)* and *Controlled Drugs and Substances Act (Canada)* no more than five business days after being satisfied that:

- A record suspension has been ordered by the Parole Board of Canada;
- A pardon has been received for the conviction in question; or
- The conviction has been overturned on appeal.

Information from other regulators

CRPO registrants currently licensed or registered to practice another profession in Ontario or a profession in another jurisdiction will have the fact of their licensure or registration noted on the public register.

The College will remove information pertaining to dual or multiple registration or licensures upon receiving confirmation that the registrant is no longer licensed or registered with that body.

Registrants who have been the subject of any disciplinary finding, finding of professional misconduct, or incompetence by any other regulator or licensing authority in any jurisdiction will have a notation made on the public register including the following information:

- The fact of the finding;
- The date of the finding;
- The jurisdiction in which the finding was made; and,
- The existence and status of any appeal.

The College will remove information pertaining to disciplinary findings, findings of professional misconduct, or incompetence by any other regulator or licensing authority in any jurisdiction under the following condition:

- A successful appeal that has reversed the initial decision.

Exclusions and Exceptions

Information may not be posted if it could identify a third party or violate a publication ban; if it could jeopardize the safety of a person; or if it is obsolete and no longer relevant to the registrant's suitability to practise.

Process

If the Registrar receives information about a registrant's conduct that is required to be posted on the public register, the College may follow up with the registrant or third parties seeking further information, including relevant court filings if applicable.

The College will provide notice to the registrant that it intends to post the information and an opportunity to respond.

If the registrant provides a response within the allotted timeframe, the Registrar will consider the registrant's response before making a final decision regarding whether and what information to post on the public register. If the registrant fails to respond within the allotted timeframe or the



Registrar nonetheless concludes that the information is required to be posted on the public register, publication on the public register will occur.

If the Registrar determines that the information is not required to be posted on the public register, then the information will not appear on the public register.

Registrants seeking to remove information under any of the grounds specified in this policy may contact complaints@crpo.ca.