

Hearing Tribunal Terms of Reference

Purpose

Hearing Tribunals hold hearings pursuant to the Act on matters of unprofessional conduct and:

- may request an expert to assess and prepare a written report on any matter relevant to the subject matter of the hearing;
- will hear evidence;
- will decide that the conduct of the investigated person is or is not unprofessional conduct, as defined in the Act;
- may make orders when the conduct of the investigated person constitutes unprofessional conduct; and,
- must produce written decisions with reasons.

Authority

The Hearing Tribunal makes decisions and makes orders as authorized in the Act.

Structure

A Hearing Tribunal is established by the Hearings Director from a roster of Regulated Members in Good Standing approved by Council. A Hearing Tribunal consists of at least two (2) registrants in good standing from the College roster and the number of public members required under the Act appointed from the roster established by the Provincial Government.

Note: Any roster member with previous knowledge of the matter and/or participants in the hearing may not sit as a member of the hearing tribunal for that particular matter.

Expectations

The Hearing Tribunal members will:

- respect and honour confidentiality;
- remove themselves if a conflict of interest, real or perceived, may exist;
- consider evidence with a fair and open mind;
- demonstrate excellent understanding of the dental hygiene profession;
- understand legislation; and
- demonstrate clear, reasonable thought processes and excellent written and verbal communication skills.

Meetings

Hearing Tribunals convene only as necessary.

Term

Hearing Tribunals serve until completion of the matter. Registrants in good standing may remain on the roster until they choose to remove themselves or fail to maintain



registration and/or good standing. The roster will be reviewed annually for eligibility and willingness to continue to serve.

Effective

These Terms of Reference are effective upon Council approval and may be altered or rescinded in whole or in part by Council decision.