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## Mandatory Reporting: Information Sheet

### Introduction

This information sheet outlines the circumstances under which a Registered Denturist's reporting duties are mandatory or permissive. It applies to all Registered Denturists as well as any individual who employs or operates a facility where a Registered Denturist practises.

There are circumstances where Registered Denturists are either required or permitted to report particular events to the appropriate government or regulatory body. Filing a report ensures that the public remains protected and members practise with the necessary competence and skill required by the College.

Mandatory reporting is considered an essential professional obligation that assists in mitigating the risk of harm to the public. The obligation to make a mandatory report applies to the conduct of all regulated health practitioners, not just those within the practitioner's own health profession.

*Notice: In the event of any inconsistency between this document and the applicable legislation, the legislation prevails.*

### Definitions

**Professional Misconduct:** any inappropriate act or omission that would potentially result in disciplinary action as articulated in the Professional Misconduct Regulation.

**Incapacity:** an illness that has the potential to affect a Registered Denturist's judgment, such as an addiction or certain mental illnesses.

**Incompetence:** lack of knowledge, skill or judgment in respect of a patient that would likely involve regulatory intervention if known by the College.

**Sexual Abuse of a Patient:** sexual intercourse or other forms of physical sexual relations between the Registered Denturist and the patient; touching, of a sexual nature, of the patient by the Registered Denturist; and behaviour or remarks of a sexual nature by the Registered Denturist towards the patient. Ontario Regulation 262/18 [Prescribed Offences – Health Professions Procedural Code](#), describes the specific offences of the Criminal Code (Canada) that are prohibited.

**Duty to Warn:** the legal obligation to warn people of danger.

**Privacy Breach:** the loss of, unauthorized access to, or disclosure of, personal information.

A Registered Denturist is expected to:

- Protect patient trust by maintaining confidentiality and the privacy of patient personal health information, except where required or permitted to report the information by law; and
- Communicate effectively and openly by informing patients of the Registered Denturist's reporting obligations when appropriate and when required by legislation.

The attached Appendix provides a summary of the Mandatory Reporting obligations for Registered Denturists.



### Appendix: Mandatory Reporting Information Sheet

Report?	What?	Who?	When?	Legislation
Sexual Abuse of Patients	<p>Sexual abuse of a patient:</p> <ul style="list-style-type: none"> <li>• <b>behaviour or remarks</b> of a sexual nature by the Registered Denturist towards the patient;</li> <li>• <b>sexual intercourse or other forms of physical sexual relations</b> between the Registered Denturist and the patient; and</li> <li>• <b>touching, of a sexual nature</b>, of the patient by the Registered Denturist.</li> </ul> <p>Must include:</p> <ul style="list-style-type: none"> <li>• name of the Registered Denturist filing the report;</li> <li>• name of the health professional subject of the report;</li> <li>• explanation of the situation;</li> <li>• name of patient (ONLY if patient consents in writing)</li> </ul>	<p>To: Registrar of the College of the Regulated Professional</p> <p>From: Registered Denturists, Facility Operators, Employers</p>	<p>As soon as possible, no later than 30 days</p>	<p><a href="#">RHPA, the Code</a></p>
Incompetence	<p>Lack of knowledge, skill or judgment in respect of a patient that would likely involve regulatory intervention if known by the College:</p> <p>Must include:</p> <ul style="list-style-type: none"> <li>• name of the Registered Denturist filing the report;</li> <li>• name of the health professional subject of the report;</li> <li>• explanation of the situation; and</li> <li>• name of patient (if applicable)</li> </ul>	<p>To: Registrar of the College of the Regulated Professional</p> <p>From: Registered Denturists, Facility Operators, Employers</p>	<p>As soon as possible, no later than 30 days</p>	<p><a href="#">RHPA, the Code</a></p>
Incapacity	<p>An illness that has the potential to affect a Registered Denturist's judgment, such as an addition or certain mental illnesses</p> <p>Must include:</p> <ul style="list-style-type: none"> <li>• name of the Registered Denturist filing the report;</li> <li>• name of the health professional subject of the report;</li> <li>• explanation of the situation; and</li> <li>• name of patient (if applicable)</li> </ul>	<p>To: Registrar of the College of the Regulated Professional</p> <p>From: Registered Denturists, Facility Operators, Employers</p>	<p>As soon as possible, no later than 30 days</p>	<p><a href="#">RHPA, the Code</a></p>

Report?	What?	Who?	When?	Legislation
Professional Misconduct	Any inappropriate act or omission that would potentially result in disciplinary action Must include: <ul style="list-style-type: none"> <li>name of the Registered Denturist filing the report;</li> <li>name of the health professional subject of the report;</li> <li>explanation of the situation; and</li> <li>name of patient (if applicable)</li> </ul>	To: Registrar of the College of the Regulated Professional  From: Registered Denturists, Employers	As soon as possible, no later than 30 days	<a href="#">RHPA, the Code</a>
Termination of Employment;  Revocation/Suspension/Restriction of Privileges;  Dissolution of a Partnership, Health Professional Corporation; or Association with a Regulated Health Professional	Due to professional misconduct, incompetence or incapacity Must include: <ul style="list-style-type: none"> <li>name of the Registered Denturist filing the report;</li> <li>name of the health professional subject of the report;</li> <li>explanation of the situation; and</li> <li>name of patient (if applicable)</li> </ul>	To: Registrar of the College of the Regulated Professional  From: Employers	As soon as possible, no later than 30 days	<a href="#">RHPA, the Code</a>
Adult/Elder Abuse	Resident of a long-term care home, nursing home or retirement home has suffered harm, is at risk of harm due to: <ul style="list-style-type: none"> <li>improper or incompetent treatment or care;</li> <li>unlawful conduct, abuse or neglect; or</li> <li>misuse or misappropriation of a resident's money or funding.</li> </ul>	1. Registrar of the Retirement Homes Regulatory Authority 2. Seniors Safety Line (1-866-299-1011) 3. Police (if necessary)	As soon as possible	<a href="#">Long-Term Care Homes Act</a> , section 24  <a href="#">Retirement Homes Act</a> , section 75
Child Abuse	Physical harm or abuse, sexual harm or abuse, emotional harm, abandonment and criminal acts	Children's Aid Society	As soon as possible	<a href="#">CFSA</a> , section 72
Duty to Warn	Eliminate or reduce risk of serious bodily harm to a person or group of persons	1. Persons involved 2. Police (if necessary)	As soon as possible	<a href="#">PHIPA</a> , section 40
Privacy Breach	1. Unauthorized collection, use, disclosure, retention, disposal or loss of personal health information  2. Discipline, suspension or termination of employment of a person related to a privacy breach	1. To the Information and Privacy Commissioner of Ontario 2. To the College 3. To the Patient	As soon as possible	<a href="#">PHIPA</a> , section 56