

COLLEGE OF RESPIRATORY THERAPISTS OF ONTARIO



Reporting to Police

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1.0 POLICY STATEMENT

It is the policy of the College of Respiratory Therapists of Ontario (Certo) that when information comes to the attention of the Registrar, and the Registrar ~~is of the opinion~~ believes that ~~the an~~ individual's conduct or actions ~~of a member~~ may be criminal in nature, the Registrar may disclose ~~any~~ relevant information to the police ~~regarding the member.~~

2.0 PURPOSE

The purpose of this policy is to ~~carry set~~ out ~~Certo's mandate of acting when and how the Certo~~ may disclose information to the police when the Registrar believes the conduct or actions in the interest of the public question may be criminal in nature.

3.0 ~~APPLICABILITY~~ APPLICABILITY

There may be instances when ~~information comes to the attention of the Certo which provides the Registrar with reasonable and probable grounds that a member may be incompetent, incapacitated or has committed act(s) of professional misconduct. In cases the Certo receives information that relates to its public protection mandate. This policy applies in situations~~ where the Registrar is ~~also~~ of the opinion that the ~~information received may involve~~ conduct ~~of the member may be that is~~ criminal in nature, ~~this policy will help to guide and provides guidance on~~ the process for disclosing relevant information to the police.

4.0 RESPONSIBILITIES

If the Certo initiates ~~reporting a matter~~ disclosure of information to the police, ~~the Certo it~~ will ~~provide notice to notify the individual who is~~ the ~~member that~~ subject of the information ~~is being shared with police~~, only if ~~this notice doing so~~ would not interfere, jeopardize, or otherwise cause significant harm.



If the CRTO ~~reports~~discloses a matter to the police, ~~due to strict confidentiality provisions within the RHPA, it is unable to~~will not notify third parties ~~that the matter has been reported~~unless such notice is authorized or required by law.

The CRTO utilizes

When considering or making a disclosure, the CRTO will use the *Disclosure of Personal Information to Law Enforcement* Fact Sheet published by the Information and Privacy Commissioner of Ontario ~~when disclosing information about a member as~~ a guiding resource.

5.0 AUTHORITY & MONITORING

The Registrar ~~shall~~may disclose information to the police, as permitted by section 36(1) of the *Regulated Health Professions Act, 1991 (RHPA)*.

6.0 CONSIDERATIONS

If the source of the information has indicated that they will not or have not reported the conduct or actions of the ~~member~~individual to the police, the Registrar may report the ~~member's~~ conduct and actions to the police if the Registrar is of the opinion that:

- a. The alleged conduct and actions appear to be criminal in nature, and
- b. There may be a significant risk to public safety by not reporting, ~~and~~.
~~The CRTO is in possession of additional information (such as the member's prior history with the CRTO), that reasonably suggests that the alleged conduct may be indicative of a pattern of behaviour that is escalating in severity.~~

7.0 RELATED DOCUMENTS

- [Section 36\(1\) of the Regulated Health Professions Act, 1991 \(RHPA\)](#)
- ~~Registrar's Reasonable and Probable Grounds~~[Registrar Actions on Reported Member Concerns](#) Policy
- [Disclosure of Personal Information to Law Enforcement Fact Sheet, Information and Privacy Commissioner of Ontario](#)
- [Procedure for Disclosure of Information to System Partners](#)

8.0 ABBREVIATIONS

CRTO – College of Respiratory Therapists of Ontario

RHPA – Regulated Health Professions Act



College of Respiratory
Therapists of Ontario

Ordre des thérapeutes
respiratoires de l'Ontario

Reporting to Police CD-140

9.0 CONTACT INFORMATION

College of Respiratory Therapists of Ontario

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