

**DISCIPLINE COMMITTEE OF
THE COLLEGE OF NATUROPATHS OF ONTARIO**

Dr. Tara Gignac, ND, Chair	)	
Dr. Rick Olazabal, ND	)	MONDAY, THE 9 th
Harpal Buttar	)	
Samuel Laldin	)	DAY OF APRIL, 2018

B E T W E E N:

COLLEGE OF NATUROPATHS OF ONTARIO

- and -

RAHIM KANJI

ORDER

THIS HEARING was held in Toronto, Ontario.

ON READING the Notice of Hearing, the Agreed Statement of Facts and Admission of Professional Misconduct and the Joint Submission on Penalty and Costs and on hearing the submissions of counsel for the College of Naturopaths of Ontario ("College") and counsel for the Member:

A. THE DISCIPLINE COMMITTEE FINDS that the Member committed acts of professional misconduct pursuant to:

1. paragraph 1 (contravention of any provision of the *Drugless Practitioners Act* and its regulations, of the *Food and Drug Act* and its regulations, or any other act regulating the

practice of Drugless Therapy – Naturopathy); paragraph 2(e) (providing inappropriate, deleterious, unnecessary or incompetent treatment or false or misleading information to the patient); paragraph 2(r) (conduct or an act relevant to the practice of naturopathic medicine that, having regard to all the circumstances, would reasonably be regarded by naturopathic doctors as unprofessional or incompetent); paragraph 2(u) (failure to obtain informed consent for diagnostic or treatment procedures); and paragraph 2(w) (contravening standards of practice or guidelines of practice set by the Board, specifically BDDT-N's Standards of Practice) of subsection 30(1) of Ontario Regulation 278, R.R.O. 1990, as defined in *Professional Misconduct/Incompetence* established by the Board of Directors of Drugless Therapy (Naturopathy); and

2. paragraph 1 (contravening, by act or omission, a standard of practice of the profession or failing to maintain the standard of practice of the profession); paragraph 3 (doing anything to a patient for a therapeutic, preventative, palliative, diagnostic or other health-related purpose except with the informed consent of the patient); paragraph 8 (providing or attempting to provide services or treatment that the member knows or ought to know to be beyond the member's knowledge, skill or judgment); paragraph 10 (performing a controlled act that the member is not authorized to perform); paragraph 23 (failing to keep records in accordance with the standards of the profession); and paragraph 46 (engaging in conduct or performing an act relevant to the practice of the profession that, having regard to all the circumstances, would reasonably be regarded by members as disgraceful, dishonourable or unprofessional) of section 1 of Ontario Regulation 17/14 made under the *Naturopathy Act, 2007*.

B. THE DISCIPLINE COMMITTEE MAKES AN ORDER:

1. Requiring the Member to appear before the panel to be reprimanded on a date to be scheduled.
2. Directing the Registrar to suspend the Member's certificate of registration for a period of six (6) months, immediately following this hearing of the Discipline Committee.
3. Directing the Registrar to impose the following specified terms, conditions and limitations on the Member's certificate of registration:
 - a. Requiring that the Member successfully complete by November 30, 2018, to the satisfaction of the Registrar and at his own expense, the ProBe course in ethics and/or jurisprudence;
 - b. Requiring that the Member successfully complete by November 30, 2018, to the satisfaction of the Registrar and at his own expense, the Medical Records Course at the University of Toronto; and
 - c. Requiring that the Member successfully complete, to the satisfaction of the Registrar and at his own expense, up to three (3) meetings with a Regulatory Expert within twelve (12) months following the lifting of the suspension.
4. Requiring the Member to pay the College's costs fixed in the amount of \$13,000 on a schedule to be determined by the Registrar.

Date: apr 9, 2018



Dr. Tara Gignac, ND, Chair
Discipline Panel

DISCIPLINE COMMITTEE OF THE
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ORDER

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