

2011

Gerard Desveaux - #20077560

On March 11th, 2011, the Discipline and Fitness to Practise Committee met to consider a complaint referred to it by the Complaints Committee concerning a member working in the hospital sector. In November, 2010, the member was terminated from his employment and reported by his employer for numerous deficiencies concerning his workplace conduct, including: failing to comply with the standards respecting isolation techniques; failing to cooperate with other health care professionals; uttering unacceptable comments in a professional environment in the presence of a patient and health care providers; and failing to achieve the necessary behavioural changes, after multiple warnings, to provide safe care to patients.

Pursuant to section 33 of the Act, the Board of Directors suspended the member's certificate of registration pending completion of the proceedings by the committee.

The member provided a written submission denying professional misconduct. At the hearing, the member decided to leave after being given an opportunity to speak. Because of the member's decision, neither the Association nor the committee had an opportunity to question the member about the allegations made against him. After considering all the available evidence, the committee found the member guilty of professional misconduct under paragraph 53(c) of the Act and also found that the member breached items 1, 5, 7, and 8 of the Code of Ethics.

The committee ordered that the member's registration be revoked in accordance with paragraph 56.2(f) of the Act and, pursuant to section 64 of the Act, that the member return his certificate of registration to the Registrar of the Association.

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Le 11 mars, 2011, le Comit  de discipline et d'aptitude   exercer la profession s'est r uni pour examiner une plainte r f r e par le Comit  de r vision des plaintes concernant un membre travaillant dans le secteur hospitalier. En novembre 2010, le membre a mis fin   son emploi et son employeur a signal  de nombreuses lacunes concernant son comportement en milieu de travail, y compris: d faut de se conformer aux normes sur les techniques d'isolation; son refus de coop rer avec d'autres professionnels des soins de la sant ; la prof ration des propos inacceptables dans un environnement professionnel en pr sence d'un patient et de fournisseurs de soins de sant ; de ne pas atteindre les changements de comportement n cessaires suite   plusieurs avertissements ; et de prodiguer des soins non s curitaires aux patients.

Conform ment   l'article 33 de la Loi, le Conseil d'administration a suspendu le certificat d'enregistrement du membre en attendant l'ach vement des proc dures par le Comit .

Le membre a produit un m moire  crit niant toutes fautes professionnelles. Lors de l'audience, le membre a d cid  de quitter apr s s' tre vu donn  l'occasion de parler. En raison de sa d cision, ni l'Association ni le Comit  ont eu l'occasion d'interroger le membre sur les all gations port es contre lui. Apr s avoir examin  toutes les donn es disponibles, le Comit  a reconnu le membre coupable de faute professionnelle en vertu du paragraphe 53 (c) de la Loi et a  galement constat  que le membre avait viol  les articles 1, 5, 7 et 8 du Code de d ontologie.

Le Comité a ordonné que l'enregistrement du membre soit révoquée conformément au paragraphe 56.2 (f) ainsi qu'à l'article 64 de la Loi, et que le membre retourne son certificat au registraire de l'Association.