



NLCHP

NEWFOUNDLAND AND LABRADOR
COUNCIL OF HEALTH PROFESSIONALS

Policy Name:	Unauthorized Practice
Policy Category:	Registration
Developed by:	NLCHP Registration Committee
Approved by:	NLCHP Council
Approval date:	December 6, 2022
Review:	Every 3 years

Policy:

The *Health Professions Act* (the Act) section 5 (1) indicates:

A member of a health profession to which this Act applies shall not practice that profession unless the person is registered under this Act.

Section 18 of the Act states: *A person may not practice a health profession which is designated in the Schedule unless that person is registered under this Act.*

Unauthorized practice refers to practicing as a health professional designated under the Act without a valid registration which includes General Status and General Status (Temporary). Individuals with a Non-Practicing registration are not eligible to practice in the province. Practicing while holding a Non-Practicing registration is also considered unauthorized practice.

Individuals who practice without a valid registration will be subject to an Unauthorized Practice Fee (Effective January 1, 2019 of \$100/per day worked) and where the period of practice exceeds 3 shifts from and including the 1st shift will be subject to discipline in accordance with Part V of the *Health Professions Act*, meaning an allegation will be filed by the Registrar against the individual.

Section 37 of the Act provides the Registrar with the authority to resolve allegations where there is an agreement between a registrant and complainant.



The Registrar may resolve the allegation through an Alternate Dispute Resolution (ADR) process. The Registrar may use discretion, when resolving allegations.

Matters that cannot be resolved through the ADR process will be forwarded to the Complaints Authorization Committee.

All practice hours accrued as a result of Unauthorized Practice shall be excluded from the computation of hours to determine licensure eligibility of each Health Professions Regulations.

References

Health Professions Act

Original Policy:

May 26th, 2016

Revised Policy:

September 19, 2018
December 6, 2022