

2022 01 G 0550

IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION

**BETWEEN:**

NEWFOUNDLAND AND LABRADOR COUNCIL  
OF HEALTH PROFESSIONALS

APPLICANT

**AND:**

XIAO HONG LIU

RESPONDENT

**ORDER**

Before the Honourable Justice Noel of the Supreme Court of Newfoundland and Labrador,  
(General).

**UPON READING** the Application and Memorandum of the Applicant, the Newfoundland and  
Labrador Council of Health Professionals;

**AND UPON HEARING** Ryan M. Belbin, Solicitor for the Applicant;

**AND UPON HEARING** Ping Xiao, on behalf of Dr. Xiao Hong Liu, the Respondent

**IT IS THIS DAY ORDERED** pursuant to Rule 22 of the *Rules of the Supreme Court, 1986*, as  
amended:

- a. The Respondent is enjoined from practicing acupuncture, as defined in s. 2(a) of the *Acupuncturists Regulations*, NL Reg 75/12 (a copy of the relevant portions of the said *Regulations* are attached hereto as Schedule "A", which Schedule constitutes part of this Order), until such time as the Respondent is reinstated to practice acupuncture in the Province of Newfoundland and Labrador in accordance with the *Health Professions Act*, SNL 2010, c. H-1.02;
- b. For greater certainty, "Acupuncture" shall mean acupuncture based on traditional Chinese medicine theory, assessment and treatment methods and involves an act of stimulation of specific sites on the skin, mucous membranes or subcutaneous tissues of the human body to promote, maintain, restore or improve health, to prevent a disorder, imbalance or disease or to alleviate pain, including through
  - (i) the use of needles, mechanical, thermal, laser, magnetic or other stimulation of acupuncture points,
  - (ii) the use of moxibustion, Jiu, and
  - (iii) the use of suction cup, Ba Guan;

- c. A copy of this order shall be published by the Applicant on its website, and shall remain accessible on the website until such time as the Respondent's license is reinstated in accordance with the *Health Professions Act*, SNL 2010, c. H-1.02, or any restrictions on the Respondent's practice of acupuncture are removed;
- d. A copy of this Order shall be personally served on the Respondent and Ping Xiao; and
- e. Costs in this application are awarded to the Applicant on a Column 3 basis,



**DATED** at St. John's, Newfoundland and Labrador, this 20<sup>th</sup> day of October, 2022

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COURT OFFICER

**Schedule "A"**

**NEWFOUNDLAND AND LABRADOR  
REGULATION 75/12**

*Acupuncturists Regulations  
under the  
Health Professions Act*

**2. In these regulations,**

- (a) "acupuncture" means acupuncture based on traditional chinese medicine theory, assessment and treatment methods and involves an act of stimulation of specific sites on the skin, mucous membranes or subcutaneous tissues of the human body to promote, maintain, restore or improve health, to prevent a disorder, imbalance or disease or to alleviate pain, including through
- (i) the use of needles, mechanical, thermal, laser, magnetic or other stimulation of acupuncture points,
  - (ii) the use of moxibustion, Jiu, and
  - (iii) the use of suction cup, Ba Guan;
- (b) "acupuncturist" means a person who practices traditional chinese medicine through the use of acupuncture and who is registered under these regulations;
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