

Kahnawá:ke Health Care Profession Law

Regulation III

Procedure in the Event of Revocation or Suspension of Permit by the Permit Inspector

Power to immediately revoke or suspend a Permit.

- 1.1 The Permit Inspector is authorized to immediately and without prior notice, suspend a Permittee's permit under the following circumstances:
 - (a) if during an inspection he/she deems that the Permittee is practicing under conditions which so drastically depart from the norm with respect to sanitation, and safety that patients' health is seriously jeopardized;
 - (b) if he/she becomes aware that the Permittee is practicing a profession without holding a valid professional license;
 - (c) if he/she becomes aware that the Permittee has been convicted of a criminal offense;
 - (d) if as result of deficient professional conduct and practices the Permittee is jeopardizing the environment.
- 1.2 In the event that the Permit Inspector suspends the Permittee's permit he/she will immediately affix a notice to that effect in plain view on the door or window in the premises where the Permittee was practicing.
- 1.3 No one may remove or tamper with the notice that is affixed to the door or window of the premises where the Permittee was practicing.
- 1.4 The Permit Inspector will inform the Permittee of the procedures set out in the present regulation and will issue a report concerning his/her decision to suspend the Permittee's permit, to the Onkwata'karitáhtshera Standing committee, Onkwata'karitáhtshera and to the Mohawk Council of Kahnawá:ke.

Procedure to review the Permit Inspector's decision to suspend a Permit

- 2.1 The Permittee may notify the Onkwata'karitáhtshera Standing committee of their request that the Permit Inspector's decision to suspend their permit be reviewed. The notice must be sent by registered mail or be hand delivered to the Onkwata'karitáhtshera Standing committee within seven (7) days of the permit suspension.
- 2.2 The Onkwata'karitáhtshera Standing committee will review the Permittee's request and issue a report within five (5) working days of having received the Permittee's request for review. The Permittee will be afforded an opportunity to be heard and submit documentary evidence to the Onkwata'karitáhtshera Standing committee before they issue their report to the Mohawk Council of Kahnawá:ke.
- 2.3 The Onkwata'karitáhtshera Standing committee's report will contain a recommendation to the Mohawk Council of Kahnawá:ke that the Permittee's permit be reinstated, that the suspension continue until such time as the Permittee complies with certain requirements imposed by the Onkwata'karitáhtshera Standing committee, or that the permit be revoked.
- 2.4 The Mohawk Council of Kahnawá:ke's decision with respect to the Permittee's permit is final and without appeal.