

Katsoulakos v Association of Professional Engineers of Ontario

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By Jill Dougherty, Alan Bromstein, and Debbie Tarshis

The Divisional Court's recent decision, *Katsoulakos v Association of Professional Engineers of Ontario*, raises two important issues for professional self-regulatory bodies in respect of the degree to which procedural fairness applies in the context of a disciplinary proceeding. First, the case suggests that the obligation to disclose the particulars of professional misconduct allegations in the Notice of Hearing may be quite onerous. Divisional Court ruled that the Discipline Committee in this case could not rule on conduct that was not referred to in the Statement of Allegations by virtue of the fact that it fell within the broader subject matter of the referral. Rather, the College was required to provide reasonable notice of the conduct of the member and its relation to the allegations of professional misconduct in a highly particularized manner. Second, this case cautions discipline committees against making findings as to the standards of practice of a profession without a clearly indicated standard or expert evidence. [Download the PDF to read the entire newsletter.](#)

For more information or inquiries:



Jill Dougherty

Toronto
416.947.5058

Email:
jdougherty@weirfoulds.com

Jill Dougherty is a Partner in the firm's Regulatory Practice Group. She has 40 years of experience acting on behalf of both private and public sector clients. Jill appears regularly as counsel before the trial and appellate courts and administrative tribunals in many aspects of public law.



Alan Bromstein

Toronto
416.947.5000

Email:
abromstein@weirfoulds.com

During his practice of over 40 years, Alan Bromstein has come to be recognized by his clients as an expert in matters relating to Regulated Health Professions (Colleges).

Toronto

Email:

WeirFoulds^{LLP}

www.weirfoulds.com

Toronto Office

4100 – 66 Wellington Street West
PO Box 35, TD Bank Tower
Toronto, ON M5K 1B7

Tel: 416.365.1110
Fax: 416.365.1876

Oakville Office

1320 Cornwall Rd., Suite 201
Oakville, ON L6J 7W5

Tel: 416.365.1110
Fax: 905.829.2035