

IN THE MATTER OF A HEARING BY THE DISCIPLINE COMMITTEE ESTABLISHED PURSUANT TO *THE MEDICAL LABORATORY TECHNOLOGISTS ACT* AND BYLAWS TO HEAR AND DETERMINE THE FORMAL COMPLAINT RELATING TO THE CONDUCT OF RIKILKUMAR PANDYA, A MEMBER OF THE SASKATCHEWAN SOCIETY OF MEDICAL LABORATORY TECHNOLOGISTS

SASKATCHEWAN SOCIETY OF MEDICAL LABORATORY TECHNOLOGISTS

DISCIPLINE COMMITTEE

ORDER

Discipline Committee Members:

Robyn Mauza, MLT, Chair
Nicole Jaster, MLT, Member
Lawrence Martens, MLT Member
Marlys Mooney, MLT, Member
Cathy Billett, Public Representative, Member

Darcia Schirr K.C., appearing on behalf of the Counselling and Investigation Committee
Bryden Wudrich, appearing on behalf of Rikilkumar Pandya
Merrilee Rasmussen, K.C., legal counsel for the Discipline Committee

INTRODUCTION

[1] The Discipline Committee convened virtually on May 2, 2023, via Zoom, as agreed by the parties, to hear and determine the Formal Complaint concerning the Member, as required by *The Medical Laboratory Technologists Act* (“the Act”).

[2] The parties submitted an Agreed Statement of Facts and related documents as well as a joint submission relating to sanctions. The Discipline Committee agreed to accept the joint submission and, at the request of the parties, issues its Order based on the joint submission with reasons to follow.

ORDER

[3] The Discipline Committee issues the following Order:

1. Pursuant to clause 25(1)(e) of the Act, Rikilkumar Pandya shall be reprimanded.

2(1). Pursuant to clause 25(1)(c) of the Act, Mr. Pandya shall be suspended pending successful completion of the following courses:

- (a) Saskatchewan Polytechnic PROC 180- General Laboratory Practice;
- (b) Saskatchewan Polytechnic PROC 183- Introduction to Basic Laboratory Procedures; and
- (c) Saskatchewan Polytechnic PROC 185- Laboratory Specimen Procurement.

(2) Mr. Pandya shall provide proof of successful completion of the courses described above to the Executive Director and shall bear all of the costs related to completing those courses.

3(1). Pursuant to clause 25(1)(d) of the Act and upon proof of successful completion of the courses set out above being provided to the Executive Director, Mr. Pandya shall be entitled, if he meets the requirements of section 15 of *The Saskatchewan Society of Medical Laboratory Technologists (SSMLT) Regulatory Bylaws, 2018* (“the Regulatory Bylaws”) and the *SSMLT Re-Entry To Practice Policy*, to apply for a temporary practising licence in accordance with section 15 for a period of 480 direct supervised practice hours, subject to any terms, conditions and/or restrictions imposed pursuant to subsection 15(3) by Council and its delegate, the Executive Director, which the Discipline Committee recommends include the condition that his scope of practice be limited to chemistry or hematology as may be chosen by Mr. Pandya.

(2) Upon successful completion of 480 direct supervised practice hours verified by a medical laboratory technologist who is a practising member of SSMLT, Mr. Pandya shall be entitled to apply for a practising licence pursuant to section 14 of the Regulatory Bylaws, subject to any terms, conditions and/or restrictions imposed pursuant to subsection 14(2) of the Regulatory Bylaws by Council and its delegate, the Executive Director, which the Discipline Committee recommends include the condition that his scope of practice be limited to chemistry or hematology as may be chosen by Mr. Pandya.

(3) Mr. Pandya is entitled to expand the scope of his practising licence if he meets the provisions of the *SSMLT Re-Entry To Practice Policy*.

4. Pursuant to subclause 25(2)(a)(ii) of the Act, Mr. Pandya shall pay the costs of the investigation and hearing fixed in the amount of \$3,000.00, on or before October 1, 2023.

5. Pursuant to subsection 25(3) of the Act, the Executive Director shall send a copy of this Discipline Committee Order to [REDACTED]

6. The Executive Director shall provide a copy of this Discipline Committee Order to all Canadian medical laboratory technologist regulatory bodies.

7. A summary of the Discipline Committee's decision and its Order shall be posted on the SSMLT website.

DATED at Regina, Saskatchewan this 3rd day of May 2023.



Robyn Mauza, MLT, Chair,
Discipline Committee of the
Saskatchewan Society of Medical
Laboratory Technologists on behalf
of the Discipline Committee