

Professional Misconduct – holding deceased in a manner contravening Bylaw 3003

Relevant legislation: Section 43 of *The Funeral and Cremation Services Act*;
Bylaw 3003

Council File # 2007-11

During a compliance review, it was discovered that an owner was holding a deceased in a manner that contravened Bylaw 3003. The owner was warned this constituted a contravention and the practice was not acceptable. During a subsequent unannounced visit it was discovered the practice was continuing and the matter was referred to an Investigation Committee. The committee in turn recommended the matter be heard by a Discipline Committee. In the interim, the owner performed modifications to the building in a manner that complied with the bylaw.

At a hearing, the Discipline Committee was presented with an agreed statement of facts and an agreed sanction. The Committee reprimanded the owner and ordered the payment of \$5000, comprising a portion of the costs and a penalty.