

COLLEGE VOCATIONAL REHABILITATION PROFESSIONALS

POLICY #02 - CONFLICT OF INTEREST

Definitions

“**Benefit**” means any direct or indirect advantage or gain, whether or not it is monetary in nature.

“**By-Laws** “ means the By-Laws of the College of Vocational Rehabilitation Professionals

“**College**” means the College of Vocational Rehabilitation Professionals

“**Corporation**” means a corporation wholly or substantially owned or controlled by the Member or a related person of the Member.

“**Member**” means a member of the College

“**Person**” means any individual or corporation.

“**Procedures**” means the Procedures developed by the College pursuant to the By-Laws in relation to Registration, Complaints, Discipline, Professional Practice, Fitness to Practice or any other Procedures developed by the College from time to time

“**Profession**” means the profession of vocational rehabilitation

“**Related Person**” means any person connected with a Member by blood, relationship, marriage, common-law or adoption.

1. A conflict of interest exists where there is an actual, potential or perceived conflict between the Member or a Related Person or Corporations and a person, or where a reasonable person may conclude that the Member’s professional judgment may be influenced by the arrangement or relationship between the Member, Related Person or Corporation and the person.
2. No Member may practice the Profession while he or she is in a conflict of interest.
3. A Member has a conflict of interest when the Member or a Related Person or a Corporation directly or indirectly,
 - i. accepts a rebate or other benefit for referring a client to any other person,
 - ii. offers, makes or confers a rebate or other benefit to a person for the referral of a client to the Member,

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- iii. accepts, makes or confers a rebate or other benefit for recommending or providing materials or equipment to a client,
 - iv. uses any premises or equipment without reasonable payment from a person who stands to gain financially from supplying materials or equipment to the member or the Member's clients,
 - v. enters into an agreement or arrangement with any person that interferes or potentially interferes with the Member's professional practice or judgment in the service or referral of a client,
 - vi. participates in any form of revenue, income or fee sharing with any person other than:
 - 1. a Member,
 - 2. a member of another College or allied health professional corporation,except in accordance with a written agreement that states that the Member has the full responsibility and control over his or her professional practice,
 - vii. recommends or supplies material or equipment that is sold by a Related Person or Corporation, or that is sold by any person associated with the Member, without first providing the client with a written description of the product and advising the client that he or she may purchase the product elsewhere.
4. It is not a conflict of interest for a Member to refer a client to a Related Person or a Corporation in order to obtain a product or service, provided that the Member advises the client, both verbally and in writing, of,
- i. the nature of the Member's relationship with the Related Person or Corporation,
 - ii. that the client may choose another provider of the product or service, without affecting the professional relationship between the Member and the client, and
 - iii. the name and contact information of at least one other local provider of the product or service.