

Dental Corporations Information Sheet

Dental Corporations and registrants who practise dentistry through them are directly subject to certain specific statutory obligations and restrictions under Part 4 of the *Health Professions Act* (HPA), including:

- the requirements under section 42(2) of the HPA that services of dentistry only be provided by the corporation through dentists or employees (including contractors under supervision of a dentist (as further clarified under section 11.07 of the Bylaws);
- the prohibition under section 45 of the HPA against carrying on any income-generating business activities through the corporation other than the practice of dentistry;
- the prohibitions under section 46 of the HPA against certain voting agreements;
- the provisions of section 44 of the HPA and section 11.06 of the Bylaws for permit revocation hearings, if the corporation commits professional misconduct, breaches section 45, or ceases to comply with a permit requirement under section 43(1);
- the requirements and restrictions under section 11.04 of the Bylaws with respect to disposition of shares; and
- the requirement under section 11.05(2) of the Bylaws to notify the Registrar of any changes in the information contained in its Certificate of Solicitor (Form 29).

Section 14.1 of the HPA also now specifically confirms that registrants who practise through a dental corporation are not shielded from personal liability for professional negligence, or from the applicability to them of the requirements of the HPA, *Dentists Regulation*, and the CDSBC's Bylaws.

Registrants who are shareholders of a corporation will also be required to provide CDSBC with an executed copy of Form 30 (Acknowledgment of Shareholder) confirming that they understand this.

With respect to Form 31 (Application for Approval of Dental Corporation Name), please note that we have included spaces to fill in the names of all dentists who are, or will be, either voting or non-voting shareholders of the corporation, as that information is needed to determine if the name complies with all requirements under section 11.3(1) of the Bylaws.