

# Yuan (Ann) YUAN (01398)

## Nature of action:

The Inquiry Committee of the College of Traditional Chinese Medicine and Practitioners of British Columbia (the “College”) conducted an own-motion investigation into the conduct of Yuan (Ann) Yuan (the “Registrant”), pursuant to section 33(4) of the *Health Professions Act*, RSBC 1996, c.183 (the “Act”).

The Inquiry Committee and the Registrant have agreed to resolve all matters arising from this investigation by way of a Consent Order under sections 33(6)(c) and 36(1) of the Act.

**Effective date:** January 12, 2024

**Name of registrant:** Yuan (Ann) Yuan, R. Ac.

**Location of practice:** Surrey, BC; Vancouver, BC

## Reasons for action taken:

Based on its review of the material gathered during the investigation, the Inquiry Committee was concerned about a broad range of issues, including violations of the Act, the Regulation, the College Bylaws, and standards of practice. Specifically, the Inquiry Committee was concerned about: the use of the “Doctor (Dr.)” title by the Registrant; her provisioning of treatment or services that included a restricted activity not authorized for registrants of the College; her failure to comply with marketing requirements; her failure to obtain a valid business license; inappropriate billing, including providing receipts in advance of the completion of treatment; and her failure to meet the Clinical Record Keeping and Communicable Diseases: Preventing Practitioner-to-Patient Transmission Practice Standards.

## Action taken:

The Registrant agreed to enter into a Consent Agreement under sections 36(1)(a)-(d) of the Act which included the following terms, among others:

1. The Registrant’s certificate of registration with the College is suspended for a period of 12 months to commence on the date of the Consent Order.
2. The Registrar is directed to impose the following specified terms, conditions and limitations on the Registrant’s certificate of registration:
  - a. The Registrant consents and undertakes to complete the Professional/Problem Based Ethics (PROBE) Program and Medical Record Keeping Seminar at her cost

within 12 months and obtain an unconditional pass. If the Registrant fails to obtain an unconditional pass or complete the Medical Record Keeping Seminar, prior to the conclusion of the suspension of her certificate of registration, her certificate of registration will remain suspended until such time as those requirements are satisfied.

- b. The Registrant is required to participate in up to a maximum of three compliance audits for a period of two years from the date of the Order, at the College's discretion.
3. The Registrant consents to a reprimand for failing to comply with section 12.1 of the Act and section 3 of the Traditional Chinese Medicine Practitioners and Acupuncturists Regulation by using the 'Doctor (Dr.)' title, providing treatment or services that include a restricted activity that is not authorized for registrants of the College; failing to comply with s. 92 marketing provisions of the College Bylaw; failing to meet the Clinical Record Keeping and Communicable Diseases: Preventing Practitioner-to-Patient Transmission Practice Standards; and failing to obtain a valid business license.
4. The Registrant undertakes to remove the title of 'Doctor' or 'Dr.' from any materials and documents relating to her clinical practice within 12 calendar days of the date of the Consent Order and undertakes not to repeat the conduct of using the unauthorized title of 'Doctor' or 'Dr.' until such time as she is authorized to do so under the Act.
5. The Registrant undertakes not to repeat the conduct of advertising any treatments or services outside of the scope of practice for College registrants.
6. The Registrant undertakes not to provide any treatment or services involving manual therapy or manipulation of the prostate or anal area, including the restricted activity of putting an instrument or device, hand or finger beyond the anal verge.
7. The Registrant undertakes not to practice in any location that does not have a valid business license.
8. The Registrant consents and undertakes to pay a fine in the amount of \$11,426.00.
9. The Registrant acknowledges that the Consent Order requires public notification under section 39.3(1)(b) of the Act.