

The Council of the College of Physicians and Surgeons directs that, pursuant to section 47.6 of The Medical Profession Act, 1981, the Discipline Committee hear the following charges against Dr. Werner van Tonder, namely:

1. You Dr. Werner van Tonder are guilty of unbecoming, improper, unprofessional, or discreditable conduct contrary to the provisions of section 46(o) and/or section 46(p) of The Medical Profession Act, 1981 s.s. 1980-81 c. M-10.1, and/or paragraph 19 of the Code of Ethics, bylaw 44(2) and (6), and/or bylaw 51(2)(l) of the bylaws of the College of Physicians and Surgeons.
The evidence that will be lead in support of this charge will include one or more of the following:
 - (a) You left your practice in Kamsack on or about the 30th day of May, 2008;
 - (b) You failed to make appropriate arrangements for follow up care for your patients;
 - (c) You failed to make appropriate arrangements for review of laboratory results and/or consultation reports for patients for whom you had ordered tests or referred for consultation;
 - (d) You failed to make appropriate arrangements for ongoing care for one or more patients admitted to hospital under your care.

2. You Dr. Werner Van Tonder are guilty of unbecoming, improper, unprofessional, or discreditable conduct contrary to the provisions of section 46(o) and/or section 46(p) of The Medical Profession Act, 1981 s.s. 1980-81 c. M-10.1, and/or bylaw 51(2)(i), and/or bylaw 51(2)(j) of the bylaws of the College of Physicians and Surgeons.
The evidence that will be lead in support of this charge will include one or more of the following:
 - (a) You left your practice in Kamsack on or about the 30th day of May, 2008;
 - (b) You failed to make appropriate arrangements to complete hospital records for those patients for whom you had provided hospital care;
 - (c) Paragraph 12 of The Hospital Standards Regulations, 1980 state that the Board shall require the attending physician to record a medical history of the patient, record a physical examination of the patient and record a provisional diagnosis of the patient's condition;
 - (d) Paragraph 13 of The Hospital Standards Regulations, 1980 require that the attending physicians to complete a discharge summary for patients' health record within seven days after the patient's separation;
 - (e) Paragraph 13 of The Hospital Standards Regulations, 1980 require that the attending physicians to complete and sign patients' health record within twenty-one days of the patient's separation;

- (f) *Paragraph 13 of The Hospital Standards Regulations, 1980 require that the attending physicians sign those parts of the health record for which the physician is responsible.*
 - (g) *Paragraph 14 of The Hospital Standards Regulations, 1980 require that for each outpatient, the attending physicians will prepare a report of the nature and extent of the injury or illness, the diagnostic procedures undertaken, the treatment given, and the diagnosis and disposal of the case, which shall be completed and signed within forty-eight hours by the attending physician,*
 - (h) *You did not comply with the provisions of paragraph 12 and/or 13 and/or 14 of The Hospital Standards Regulations, 1980.*
3. *You Dr. Werner Van Tonder are guilty of unbecoming, improper, unprofessional, or discreditable conduct contrary to the provisions of section 46(o) and/or section 46(p) of The Medical Profession Act, 1981 s.s. 1980-81 c. M-10.1, and/or bylaw 40), and/or bylaw 32 of the bylaws of the College of Physicians and Surgeons.*

The evidence that will be lead in support of this charge will include one or more of the following:

- (a) *You received a letter from Dr. Karen Shaw, deputy Registrar of the College of Physicians and Surgeons, dated June 6, 2008;*
- (b) *You did not reply to that correspondence within 14 days; and/or*
- (c) *You did not respond substantially to the requests; and/or*
- (d) *You did not provide the information or explanation requested by those letters to the best of your ability to do so.*