

THE COLLEGE OF OPTICIANS OF ONTARIO

BETWEEN:

THE COLLEGE OF OPTICIANS OF ONTARIO

-and-

BALBIR KUMAR GHAI, C-894

SANCTIONS IMPOSED BY THE PANEL

The Panel imposes the following sanctions on Mr. Balbir Ghai:

1. The member will be reprimanded, with said reprimand recorded in the public portion of the Register of the College of Opticians of Ontario.
2. The panel directs the Registrar to suspend the Certificate of Registration of Mr. Ghai and that Mr. Ghai will not be permitted to apply for reinstatement of his Certificate of Registration until January 1, 2008, at the earliest, and only thereafter if he has, at his own expense, successfully completed a course on ethics and boundaries designed or approved by the Registrar.
3. Pursuant to section 53.1 of the *Code*, Mr. Ghai shall pay \$10,000 towards the costs of the College of Opticians of Ontario, payable on the 15th day of each month, and each payment to be in the amount of \$500. Payments shall commence one month from today's date and shall conclude only when the final payment has been rendered (the "Payment Period").
4. If Mr. Ghai fails for two consecutive months to effect the required payment by the 15th day of the month, regardless of when such failure occurs during the Payment Period, the total of the amount remaining outstanding shall be due and payable forthwith.
5. Since the Panel determines that J.H. was sexually abused by Mr. Ghai and is therefore eligible for funding under section 85.7 of the *Code*, pursuant to section 51(2)5.1 of the *Code*, Mr. Ghai shall reimburse the College of Opticians for any funding provided to J.H. or on her behalf, for therapy or counselling.
7. Upon re-instatement of Mr. Ghai's Certificate of Registration he shall not see female patients except in the presence of another adult female. This condition will be in effect until Mr. Ghai provides the Registrar with a satisfactory report from a psychiatrist that there is little likelihood he will repeat the behaviour that gave rise to the findings of professional misconduct against him.

R. Vezina
Chair

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REPRIMAND

Mr. Ghai, the Panel today found that your behaviour in the course of practising Opticianry with regard to care you provided to J.H., was disgraceful, dishonourable and unprofessional. We hope that the proceedings today have served to reinforce to you the seriousness of your actions. That type of behaviour cannot and will not be tolerated.

The sanctions the Panel has imposed are meant to serve as a deterrent to you if you choose to reinstate your Registration as an Optician in the Province of Ontario.