

## Policy

Type:	Registration		
Number:	107		
Name:	Access to Records Policy		
Status:	Final	Version #:	1
Date Approved:	June 18 <sup>th</sup> 2012	Date Revised:	

### Background

This policy ensures all registration applicants have access to information in their file. The College of Kinesiologists of Ontario is committed to protecting the privacy and confidentiality of information it receives or creates in the course of fulfilling its regulatory functions. The College fulfills this commitment to privacy and confidentiality by complying with its statutory obligations under the *Regulated Health Professions Act, 1991 (RHPA)*, and the *Personal Health Information Protection Act, 2004*, and by adopting the practices set out in the College's Privacy Code.

Under the *Regulated Health Professions Act (1991)*, Schedule 2:

#### Disclosure of application file

16.(1) The Registrar shall give an applicant for registration, at his or her request, all the information and a copy of each document the College has that is relevant to the application.

#### Exception

(2) The Registrar may refuse to give an applicant anything that may, in the Registrar's opinion, jeopardize the safety of any person. 1991, c. 18, Sched. 2, s. 16

The policy specifies the right of an applicant to access their records of information. This policy also extends to all members of the College who may request access to their records.

## Policy

### General

1. Applicants may, upon request have access to all documents related to their application for registration. Only information and/or documents that may jeopardize the safety of any person will be withheld.

### Provision of Records

2. Records include all the documents that relate to the application, such as, but not limited to:
  - a. Documents provided by the applicant as part of their application;
  - b. Documents that describe the regulatory body's rationale for its decision;
  - c. Documents related to any assessment of qualifications completed or received by the College;
  - d. Documents related to accommodation requests; and
  - e. Documents related to reviews and appeals.
3. Records held by the College that are related to the application can be provided by paper, electronically or facsimile as per the applicant's request

### Costs and Fees

4. Prior to forwarding the records to the applicant, the College shall confirm the costs incurred in preparing the documents for disclosure, which costs shall include:
  - a) Photocopy costs, if any;
  - b) Postage costs, if any;
  - c) Courier costs, if any; and
  - d) A fee to offset the administrative time involved in preparing the documents.
5. The College shall advise the applicant of the fee for access to the documents, and must receive the fee from the applicant before documents are disclosed.

### Timing

6. The College will make every effort to respond to the requests within 30 days of the request being received by the College and to assist the individual with understanding the information.

### Amendments to Records

7. An individual shall be able to challenge the accuracy and completeness of their personal information and request to have it amended if appropriate.

### Denying Access to Documents

8. If the Registrar is of the opinion that release of any of an applicant's documents may jeopardize the safety of any person, the applicant will be provided only those documents that are not considered to jeopardize the safety of any person.
9. In the event that the College refuses to provide access to all

documents it holds related to the applicant's application for registration, the College will provide reasons for denying access.

**Retention of  
Documentation by  
the College**

10. All original documentation submitted to the College throughout the registration process remains as part of the physical file; therefore, such documents will not be returned regardless of whether an applicant's application is withdrawn, approved or denied for registration.