

IN THE MATTER OF  
*The Health Professions Act, RSBC 1996 c. 183*

Between:

THE COLLEGE OF DENTAL SURGEONS OF BRITISH COLUMBIA

and

DR. ERNST SCHANDL

ORDER OF THE INQUIRY COMMITTEE

Under s. 37.1 of the *Health Professions Act*

The Inquiry Committee of the College of Dental Surgeons of British Columbia (the “College”) accepted a proposal for resolution submitted by the registrant, Dr. Ernst Schandl on 12 May 2022 (the “Proposal”) and accordingly issues this Order, pursuant to section 37.1(3)(a) of the *Health Professions Act (HPA)*.

The Inquiry Committee accepts Dr. Schandl’s admissions that he committed professional misconduct, including sexual misconduct when he engaged in an inappropriate and unprofessional personal and sexual relationship with his patient for approximately 4 months. The Inquiry Committee further accepts Dr. Schandl’s admissions that he committed professional misconduct when he failed to determine the patient’s health status and adequately maintain the patient’s records including not recording adequate information about the patient’s medications and treatment providers, and not updating medical history.

After considering the seriousness of the conduct identified in the College’s investigation, Dr. Schandl’s admissions, and the disciplinary action proposed, the Inquiry Committee resolves to accept Dr. Schandl’s Proposal. Dr. Schandl remains bound by the terms of the Proposal.

The Inquiry Committee therefore orders as follows:

1. Dr. Schandl is reprimanded.

2. Dr. Schandl is suspended from practice for a period of 8 months, effective 9 July 2022 to 8 March 2023, inclusive.
3. During the period of suspension, Dr. Schandl is prohibited from:
  - a. receiving payment directly or indirectly in respect of services provided by other dentists in any practice he may own. Dr. Schandl further undertake to produce any documentation the College may require or deem necessary to confirm that he has not received any payment in respect of services as outlined in this paragraph; and
  - b. being involved in any aspect of patient care, including any decisions relating to the necessity of treatments or any aspect of treatment planning for patients.
4. During the period of suspension, Dr. Schandl:
  - a. may continue to be involved in administrative and financial aspects of any dental practice he owns, including decisions relating to management of the dental practice, staffing, bookkeeping, audits, marketing and accounting;
  - b. is required to pay all registration fees assessed by the College in order to maintain his registration;
  - c. must prominently post signage at his most recent location of practice to inform patients that he is suspended from practice, in accordance with College Bylaw 10.06(1)(e).
5. Dr. Schandl must pay \$2,000 representing partial costs of the College's investigation by 1 July 2022.
6. Dr. Schandl must successfully complete the Professional Boundaries and Ethics Course (PB-24) provided by PBI Education and achieve an "unconditional pass."
7. Dr. Schandl must review the College's Dental Recordkeeping Guidelines and successfully complete the "for credit" version of the associated online course.
8. Dr. Schandl is subject to all further acknowledgments and conditions stated in the Proposal, all of which are incorporated by reference and form part of this Order.

This Order is effective May 12, 2022.

The Order is approved by the Panel of the Inquiry Committee as indicated by their signatures below.

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Dr. Jonathan Adams, Panel Chair

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Date

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Dr. Robert Elliott, Panel Member

\_\_\_\_\_  
Date

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Mr. Alfred Woo

\_\_\_\_\_  
Date