

香港牙醫管理委員會 The Dental Council of Hong Kong

Disciplinary Inquiry under s.18 of DRO

Defendants: Dr TSUI Ting-wing 徐定榮牙科醫生 (Reg. No. D00973)

Date of hearing: 1 June 2017

Present at the hearing

Council Members: Dr LEE Kin-man (Chairman)

Prof CHEUNG Shun-pan, Gary

Dr NG Pong-yin, Robert Dr YOUNG Wan-yin, Betty

Legal Adviser: Mr Stanley NG

Defence: Defendant appearing in person

Legal Officer representing the Secretary: Mr William LIU, Senior Government Counsel

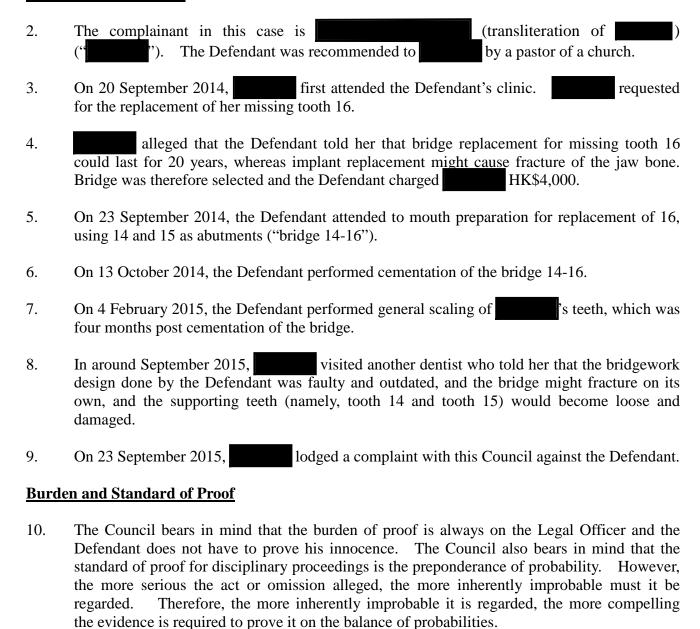
1. The charge against the Defendant, Dr TSUI Ting-wing, is as follows:-

"In about September to October 2014, you, being a registered dentist, disregarded your professional responsibility to adequately treat and care for your patient (transliteration of (transliteration) ('the Patient'), or otherwise neglected your professional duties to her in that –

- (i) you failed to carry out proper and adequate examination and/or assessment on the Patient's dental condition prior to implementation of treatment to the Patient; and
- (ii) you failed to offer the Patient any alternative treatment options for managing the Patient's dental condition before you commenced the treatment;

and that in relation to the facts alleged you have been guilty of unprofessional conduct."

Background of the case



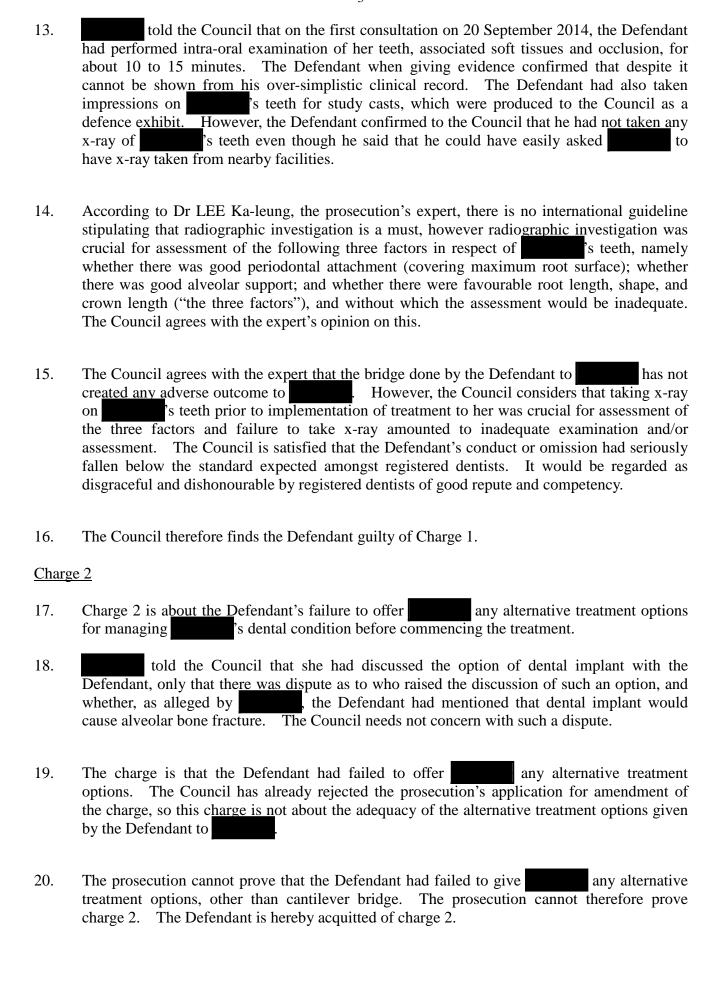
Unprofessional Conduct

11. According to section 18(2) of the Dentists Registration Ordinance, Cap. 156 ("DRO"), "unprofessional conduct" means an act or omission of a registered dentist which would be reasonably regarded as disgraceful or dishonourable by registered dentists of good repute and competency.

Findings of Council

Charge 1

12. Charge 1 is about the Defendant's failure to carry out proper and adequate examination and/or assessment on 's dental condition prior to implementation of the treatment.



Sentencing of the Defendant

- 21. The Defendant is of a clear record.
- 22. The Council notes that the Defendant is not legally represented, and the Council has taken every opportunity to ensure that the Defendant understands the process of today's inquiry so as to give him a fair trial.
- 23. The Council has explained to the Defendant his right to address the Council in mitigation in respect of Charge 1. However, the Defendant chose not to address the Council in mitigation.
- 24. The Council bears in mind that the purpose of a disciplinary order is not to punish the Defendant, but to protect the public and maintain public confidence in the dental profession.
- 25. Having regard to the gravity of the case, the Council makes the following orders:
 - (a) In respect of Charge 1, a warning letter be given to the Defendant.
 - (b) The order in (a) above shall be published in the Gazette.

Other Comments

- 26. The Council is aware that the Defendant offered affordable service to council agrees with the prosecution's expert who stated in his report that if is able to carry out planned maintenance regime in the future, the prognosis of the cantilever bridge is favourable. The Council also believes that the Defendant performed such service to out of good intention.
- 27. The Council is aware that the Defendant has no radiographic facility in his clinic. Radiographic examination is a well-established assessment tool for assessing dental tissue and supporting tissue. The Council expects practitioners to make good use of this assessment tool.

Dr LEE Kin-man

Chairman

The Dental Council of Hong Kong