



Cost Recovery

Policy Number: CC-5

Date of Approval	Responsible Authority	Last Revised
July 17, 2013	CMLTM Council (Complaints Committee)	April 13, 2019

Policy

The Complaints Committee may order cost recovery for expenses which occur out of monitoring compliance to a maximum as outlined in the Medical Laboratory Technologist Act. In cases where a member has entered into an agreement with the College, he or she may be responsible to pay all or part of the costs incurred by the College in monitoring compliance with the conditions imposed on his or her right to practice medical laboratory technology. The Complaints Committee may also order a member to pay all or part of the costs of an investigation.

The following are costs which may be recovered (but not limited to):

- Fees and expenses for experts, investigators and auditors whose reports or attendances were reasonably necessary for the investigation
- Fees, travel costs and reasonable expenses of any witnesses required to appear
- Fees for retaining a reporter and preparing transcripts of the proceedings
- Costs of service of documents, long-distance telephone and facsimile charges, courier delivery charges and similar miscellaneous expenses
- Expenses reimbursed to members of the Council or the Complaints Committee
- Costs incurred by the College in providing Legal Counsel for the College and the Committee or the Council, whether or not Counsel is employed by the College

When considering cost recovery, the following factors shall be considered:

- Complaint history of the member including previous cost orders issued to the member
- Cost orders given in similar cases
- Whether some or all of the allegations made against the member have been proven
- Aggravating or mitigating factors in the investigation, monitoring, or appeal process
- Cooperation or lack of cooperation from the member throughout the process

Where a decision of cost recovery is made, the Complaints Committee or the Council, as the case may be, shall fix a deadline for the payment of the costs to the College, and may



COLLEGE OF MEDICAL LABORATORY TECHNOLOGISTS OF MANITOBA

245 Lilac Street
Winnipeg, MB R3M 2S2
www.cmltm.ca

Phone: 204-231-0311
Fax: 204-489-7300
Toll Free: 877-331-0311
E-mail: cmltm@cmltm.ca

make any order as to payment terms as it deems just including the consequence(s) of nonpayment.

Revision History

- March 20, 2013 – Date of Approval
- March 4, 2015
- June 21, 2017
- April 13, 2019 – Last Date of Revision