

PUBLIC NOTIFICATION

Dr. Chakraborty, Tapash

February 14, 2025

Vancouver, BC

1. **Nature of action:** The Inquiry Committee of the College of Physicians and Surgeons of BC (CPSBC) conducted an investigation into the conduct of Dr. Tapash Chakraborty, pursuant to section 33(1) of the *Health Professions Act*, RSBC 1996, c.183 (*HPA*). At the time of this disposition, Dr. Chakraborty had ceased to be a CPSBC registrant.

The Inquiry Committee was critical of Dr. Chakraborty's conduct as outlined below and has determined to resolve all matters arising from the investigation pursuant to sections 37(4) of the *HPA*.

2. **Effective date:** February 12, 2025
3. **Name of former registrant:** Dr. Tapash Chakraborty
4. **Location of practice:** Vancouver, BC
5. **Disposition:** Following the authorization of a disciplinary citation (the "Citation") pursuant to section 37 of the *HPA*, the Inquiry Committee concluded that the following disposition was appropriate:
 - a. Dr. Chakraborty will sign an Undertakings agreement that he would:
 - i. never reapply for registration with CPSBC or apply for registration as a physician in any other jurisdiction; and
 - ii. never provide any health therapeutic services in BC or any other jurisdiction.
 - b. CPSBC shall publish Dr. Chakraborty's Undertakings agreement and the Citation on the College website (appended to this public notification).
6. **Rationale:** The Inquiry Committee was concerned that Dr. Chakraborty's alleged conduct (further details appended) by engaging in remarks and communications of a sexual nature, and sexual contact, including sexual intercourse, with a female patient would be a contravention of the professional and ethical obligations of a CPSBC registrant. In considering that Dr. Chakraborty is no longer a CPSBC registrant and had agreed to provide the Undertakings, the Inquiry Committee was satisfied that the disposition of this matter as outlined above was in the public interest.

The College of Physicians and Surgeons of British Columbia is the licensing and regulatory body for all physicians and surgeons in the province. Governed by provincial legislation, the

College's role is to protect the public by establishing, monitoring and enforcing high standards of qualification and ethical practice.

Inquiries:

Communications and Public Affairs

communications@cpsbc.ca

UNDERTAKINGS

WHEREAS the Inquiry Committee of the College of Physicians and Surgeons of British Columbia (the "College"), pursuant to section 33(1) of the *Health Professions Act*, RSBC 1996, c.183 (the "HPA"), conducted an investigation into the conduct of Dr. Tapash Chakraborty.

WHEREAS the Inquiry Committee authorized the issuance of a disciplinary citation pursuant to section 37 of the HPA.

WHEREAS the Inquiry Committee was concerned that Dr. Tapash Chakraborty's alleged conduct in engaging in remarks and communications of a sexual nature, and sexual contact, including sexual intercourse, with a female patient would be in contravention of the professional and ethical obligations of a College registrant.

WHEREAS the Inquiry Committee directed that this matter be resolved pursuant to section 37(4) of the HPA in considering that Dr. Tapash Chakraborty is no longer a College registrant, Dr. Tapash Chakraborty had agreed to provide undertakings as set out below, and the Inquiry Committee was satisfied that the disposition of this matter as described was in the public interest.

NOW THEREFORE,

I, **DR. TAPASH CHAKRABORTY**, hereby give the following formal Undertakings to the College effective immediately:

1. I undertake never to reapply for registration with the College or apply for registration as a physician in any other jurisdiction.
2. I undertake never to provide any health therapeutic services in British Columbia or in any other jurisdiction.
3. I authorize the College to notify any person or body whom the College, in its sole discretion, considers it appropriate to provide notice of these Undertakings.
4. I agree that, upon enquiry or request to the College, or at its sole discretion, the College may provide details of the requirements of these Undertakings.

5. I agree that any breach of these Undertakings may constitute unprofessional conduct and may result in a disciplinary action under the *Health Professions Act*. I further acknowledge that these Undertakings would be admissible at such a disciplinary action.
6. I acknowledge that upon receipt of these signed Undertakings, the College's Inquiry Committee agrees to withdraw the citation issued in relation to IC File No. 2022-0571.
7. I understand and agree that I have voluntarily entered into these Undertakings with full awareness of my rights and responsibilities and I have had the opportunity to seek independent legal advice with respect to those rights and responsibilities.

SIGNED

Dr. Tapash Chakraborty

DATE

January 17, 2025

AMENDED CITATION
Section 37 of the *Health Professions Act*, RSBC 1996, c.183 ("HPA")

To: Dr. Tapash Chakraborty
(via registered mail pursuant to HPA s. 37(2) and s. 54(1))

And to your legal counsel:

William C. Clark
Harper Grey LLP
3200 - 650 West Georgia Street
Vancouver, BC V6B 4P7

TAKE NOTICE that the Inquiry Committee of the College of Physicians & Surgeons of British Columbia (the "College") has directed me, the registrar, to issue a Citation under Section 37 of the *Health Professions Act* RSBC 1996, c.183.

A Discipline Committee Panel will be appointed to conduct a hearing to inquire into your conduct, the circumstances of which are set out in the attached schedule, to determine if your conduct constitutes any matter set out under section 39(1) of the HPA.

AND FURTHER TAKE NOTICE that the Hearing will be held as follows:

Location: Virtually, subject to further order by the Discipline Committee

Dates: To commence on a date and at a time to be determined, with notice to you

Time: 9:00 a.m.

Method: Electronic

If you are unavailable on the dates set for the hearing, you may apply in writing to request a change in the date.

AND FURTHER TAKE NOTICE that section 38(4.1) of the HPA entitles you to an outline of the anticipated evidence from each of the witnesses that will be called and an opportunity to inspect any documentary evidence at least 14 days prior to the hearing. Your rights relating to the hearing can be found in the HPA and the College Bylaws.

AND FURTHER TAKE NOTICE that hearings are open to the public except where the Discipline Committee Panel determines that the proceedings, in whole or in part, should be closed (s. 4-6(5) of the College Bylaws).

AND FURTHER TAKE NOTICE that at the hearing, legal counsel on behalf of the College will make submissions with respect to the appropriate action to be taken regarding your registration. This action that can be taken includes a reprimand, imposing limits or conditions on your practice, suspension or cancellation of your registration, or imposing a fine, pursuant to section 39(2) of the HPA.

Non-Appearance by Respondent: If you fail to appear at the date, time and place (or electronic platform) set for the hearing, the Discipline Hearing Panel is entitled to proceed with the hearing in your absence, pursuant to section 38(5).

The mailing address for the Discipline Hearing Panel for delivery is:

Attention – Discipline Hearing Panel
College of Physicians and Surgeons of British Columbia
300 – 669 Howe Street
Vancouver, BC V6C 0B4

SIGNED

DATE

Patrick D. Rowe, MD, CCFP (EM), FCFP
Registrar and CEO

July 19, 2024

SCHEDULE

Nature of alleged conduct to be inquired into:

1. Dr. Tapash Chakraborty ("Dr. Chakraborty") was a psychiatrist practising in Vancouver, British Columbia, including from October of 2019 to April of 2022.
2. In or around October 4, 2019, Dr. Chakraborty entered into a patient-physician relationship with the Female Patient.
3. On or around the formation of the patient-physician relationship with the Female Patient and after, Dr. Chakraborty engaged in professional misconduct of a sexual nature with the Female Patient (the "Misconduct").
4. Without limiting the foregoing and subject to further particulars, the Misconduct included,
 - a. at various times from the formation of the patient-physician relationship in 2020 to 2022, making remarks of a sexual nature and engaging in other communications of a sexual nature with the Female Patient; and
 - b. at various times from October of 2021 to March of 2022, touching of a sexual nature, engaging in sexual intercourse, and other forms of physical sexual relations with the Female Patient.