

ARIDO's COMPLAINTS and DISCIPLINE PROCESS

How ARIDO Protects the Public

ARIDO is authorized under Bill Pr6 legislation to permit registered members to use the title "Interior Designer." ARIDO protects the public who deal or engage in the services of interior designers who are members of ARIDO by investigating complaints against members and disciplining members who breach ARIDO's Standards of Practice. ARIDO does not have the authority to restrict an individual's ability to practice the scope of interior design in Ontario.



These are general guidelines and do not constitute legal advice.

ARIDO's complaint, mediation and discipline proceedings are fully described in ARIDO's By-law. Please feel free to discuss any issues, concerns or questions you may have with ARIDO's Registrar:

- Sharon Portelli
Executive Director and Registrar
Tel: 416-921-2127 ext. 4232
Toll Free: 1-800-334-1180 ext. 4232
E-mail: registrar@arido.ca

Code of Ethics and Practice Standards

ARIDO has in place a Code of Ethics and Practice Standards that members are required to abide by as part of their ongoing membership obligations. The Code of Ethics and Practice Standards serve as guidelines to which ARIDO members are expected to behave and conduct themselves to when serving the public and as a profession on a whole.

Filing a Complaint

If a person dealing with an interior designer has a concern about or dispute with them, the individual should contact ARIDO to find out whether the interior designer is a member of ARIDO. If the interior designer is a member of ARIDO, the individual can request a Complaints Form from ARIDO's Registrar and can file a complaint. All complaints must be filed in writing.

If the interior designer is not an ARIDO member, ARIDO cannot pursue the complaint. However, the Registrar will provide some guidance as to other avenues to possibly pursue.

ARIDO's Complaint Process

Upon receipt of a written complaint, the Registrar will send a copy to the ARIDO member who is the subject of the complaint. The member must respond to the complaint in writing within 30 days. The complaint and the response will be given to the Complaints Committee. The Complaints Committee is made up of registered interior designers who have expertise in the area of interior design. As experts, they are best able to assess the nature of the dispute and whether the interior designer may have breached ARIDO's Code of Ethics and Standards of Practice.

The Complaints Committee may decide (1) to recommend mediation if the complaint is substantially a commercial dispute; (2) to dismiss the complaint if there has been no breach of the Standards of Practice; or (3) to investigate the complaint and refer the complaint to the Discipline Committee if there are grounds to believe that a Standard of Practice may have been breached by the member.

1 ARIDO's Mediation Process

If the issue is substantially a commercial dispute, such as a dispute about the interior design contract, the Complaints Committee may recommend mediation. The mediation process is completely voluntary - that is, both the complainant and the ARIDO Member must agree to participate.

ARIDO will appoint a neutral mediator who is a registered interior designer, to discuss the dispute and help determine whether the complaint may be resolved in a mutually satisfactory manner. ARIDO's mediator cannot make a binding decision unless both the complainant and the member have agreed to be bound. After mediation, if there is no agreement, the complainant has no further recourse through ARIDO's complaint process.*

2 Dismissal of a Complaint

If the Complaints Committee determines that the complaint is without merit and the member has not breached ARIDO's Standards of Practice, the Complaints Committee may dismiss the complaint.*

3 ARIDO's Discipline Process

After investigating the complaint, the Complaints Committee may refer the complaint to the Discipline Committee if they believe there are grounds that a Standard of Practice may have been breached. ARIDO's Registrar will present the complaint before the Discipline Committee at a hearing. The Discipline Committee is made up of registered interior designers with expertise in interior design. The Discipline Committee can dismiss the complaint, discipline the member, put restrictions on the member or expel the member from ARIDO. Because the consequences for a member are severe, a member may be represented by an agent or lawyer. The complainant may participate in the discipline process by giving evidence about the facts which led to the complaint.

* If mediation fails to resolve the complaint or the complaint is dismissed, the complainant may still seek legal remedies through the court process.

ARIDO does not have the authority to award financial compensation or to award legal or other costs. If a complainant seeks financial compensation, the complainant must seek legal remedies through the court process. ARIDO does not have the authority to enforce regulatory or other offenses and the complainant should contact the proper authorities to report any regulatory or other offenses.

Request for an Extension of a Time Period

Any request for an extension of a time period set out in the By-law or set by the Complaints Committee or Discipline Committee must be made to the applicable Committee, **at least seven days** prior to the expiration of the time period. All requests must be made in writing with reasons for the request. Time extensions may be granted at the discretion of the applicable Committee.

Time Limitations

There is no time limit, but ARIDO recommends that complaints be made as soon as possible after the event which gives rise to the complaint. The earlier a complaint is received, the easier it is to investigate. For example, it is more likely that relevant documents still exist, witnesses can be more easily located, memories will not have faded, and evidence will not be missing.

In most cases, the complaints investigation and decision process takes from two to four months to complete. Discipline proceedings may take six months to complete subject to whether a settlement is reached or an appeal is filed

Applicable ARIDO Bylaws and Standards ►

2.00 Standards of Practice

1. A member shall conduct the Member's professional practice in accordance with the Association's Standards of Practice set out in this Section.

A Business and Professional Ethics

1. A Member shall comply with all laws, regulations, standards of practice and the Act and By-laws of the Association.