

# Professional Corporations Guidelines

The *Health Professions Act* makes provision for the practice of medicine by professional corporations which meet certain conditions. The basic principles of the legislation are as follows:

1. A professional corporation which complies with the legislation is entitled to obtain a permit which will enable it to practise medicine.
2. The professional corporation must be incorporated under *The Business Corporations Act*.
3. The professional corporation must, by law and by virtue of its incorporating documents, have the capacity to carry on the business and exercise the powers set out in the schedule to the *Health Professions Act*.
4. The Articles of Incorporation must contain a statement concerning the [restriction on the limited liability](#) otherwise afforded to a corporation, a copy of which statement is attached hereto.
5. For director and shareholder information, refer to the Act.
6. The professional corporation must obtain a permit from the College of Physicians and Surgeons.
7. The legislation does not limit the confidential and ethical relationship between a doctor and the person receiving professional services.
8. Both the professional corporation and the regulated members are subject to the CPSA's discipline powers.
9. The name of the professional corporation and of any partnership in which it practices will have to comply with CPSA rules.
10. Professional corporations holding permits may practice in partnership.
11. A professional corporation will pay an [incorporation fee](#) upon the granting of the permit and an annual fee per physician shareholder upon each annual renewal.
12. The professional corporation will be primarily responsible for the [annual CPSA fees](#) per physician member, or such other annual fees as may be prescribed which would have been paid by the members of the professional corporation if they were carrying on their own practice, the members being secondarily liable for the latter fees.

We recommend that you consult with your accountant and solicitor to determine your personal position with regard to the incorporation of your practice.