

On December 18, 2009, Mr. Wakelam and the Alberta Association of Dental Laboratory Owners brought an application before Justice Belzil of the Court of Queen's Bench of Alberta. The application was part of their court challenge of a number of the College's actions and policies, filed on December 1.

In their application, they sought an order that members of College who had yet to take their required asepsis or standard of practice training would not have to do so until after their court application was heard, which would most likely be at the end of March.

They were unsuccessful in their application.

Instead, the Justice ordered:

That all those who had yet to pay and register for the courses had until December 31, 2009 to do so;

1. That the College was to continue its practice allowing persons who paid by the deadline to take the courses in the new year;
2. That the College would not suspend a member's practice permit without first giving them 30 days notice (as required by the Health Professions Act);
3. That the College will make courses available until at least June 30, 2010; and
4. If the court finds that the College did not have the authority to require the asepsis and standards of practice training, those who had yet to take the courses are to have their course fees returned.