

CHRISTINE REYBURN

23/07/04

The Registrant was found guilty of infamous conduct on 23/10/03 and given a 3 year conditions of practice Order with which to comply. The Order was made under Article 29(5)(c) of the HPO 2001.

The Council has decided to review this Order, as it was the first one ever made under the new legislation and the Council wished the Fitness to Practice Committee to initiate review of the case rather than on HPC staff member.

As a preliminary point, the Council's Solicitor, Mr J Harding, indicated at the Review Hearing on 23/07/04 that he was not seeking any change in the Conditions of Practice Order and the Registrant indicated that if that was the Committee's decision, too, then she would not seek an adjournment of the Review. She was not legally represented and had requested an adjournment because the witness statements had not been served on her until this month. Mr Harding stated that they had been sent by post on the previous Friday. The Legal Assessor advised on service of documents under Rule 3 HPC (Conduct & Competence Committee) Procedure Rules 2003 where it is silent on time limits for bundles; the only time limit relates to the actual Notice under Rule 6 (28 days) and this Notice had complied with that. The Legal Assessor advised that it was for the Committee to decide if proceeding today would be prejudicial to the complainant taking into account the Notice having been served and if the Registrant was familiar with the documents. She indicated she was familiar with the document but not the witness statements, and that she would like her solicitor present on the next occasion if it is adjourned.

After going in camera, the Committee made the following Order:

1. That the service of documents point played no part in the Order they made today.
2. That it was too soon to review the Conditions of Practice Order.

3. That the Committee see nothing in the documentation to change or influence the existing Conditions of Practice Order.
4. That the Committee feels that the decision of when to review a Condition of Practice Order should be placed before the full Practice Committees of the HPC.

KMJ Rea

Legal Assessor

23 July 2004

ERROR: undefinedfilename
OFFENDING COMMAND: c

STACK: