

02075801977

IN THE HIGH COURT OF JUSTICE

CO/5718/2005

QUEEN'S BENCH DIVISION

ADMINISTRATIVE COURT

BEFORE: THE HONOURABLE MR JUSTICE

BETWEEN:

COUNCIL FOR THE REGULATION  
OF HEALTHCARE PROFESSIONALS

Appellant

and

(1) HEALTH PROFESSIONS COUNCIL  
(2) SIMON R HARRISON

Respondents



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**CONSENT ORDER**

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UPON CONSIDERING THE BUNDLE OF PAPERS LODGED IN THIS MATTER

AND BY CONSENT

IT IS ORDERED THAT:

1. The Appellant's appeal is allowed and the decision of the First Respondent's Conduct and Competence Committee ("CCC") on 16 June 2005 to caution the Second Respondent is quashed.
2. The matter is remitted to the same CCC for further consideration and redetermination of sanction in line with the following directions:
  - (1) The CCC shall have regard to the Appellant's Notice, the Appellant's skeleton argument and any other submissions offered by the First and Second Respondents.
  - (2) The CCC in giving its new determination shall set out its full reasoning as to why its decision (whatever it may be) is appropriate having regard to the protection of the public;

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3. Costs to be agreed or ordered

Dated this 27 day of February 2006

We consent to an order in these terms:-

*Bevan Brittan*

Bevan Brittan LLP  
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London EC4M 7RF

Solicitors for the Appellant

Ref: CD/NB/72553.37

Bircham Dyson Bell  
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London SW1H 0BL

Solicitors for the 1<sup>st</sup> Respondent

Ref: RJL/Y046233

*Thompsons*

Thompsons  
Congress House  
Great Russell Street  
London WC1B 3LW

Solicitors for the 2<sup>nd</sup> Respondent

Ref: MNR/HARRISON/6011965

*RMT*  
*30/3/06*