

### 3 – Chief Executive’s Report – Annex D

#### Summary information on appeals and judicial reviews

1. Table 1 outlines summary information relating to outstanding appeals as at 10 March 2009. Those cases with an asterisk are due to be determined in March 2009.

**Table 1:**

No.	Case	Decision appealed	Current status
1.	AR	Appeal in the Scottish Courts against sanction of erasure.	Appeal part heard. No date set for further hearing yet.
2.	B*	Appeal against sanction of erasure.	Doctor has agreed to withdraw appeal. A Consent order has been sent to the Court for sealing.
3.	Cha*	Appeal against sanction of erasure.	Appeal heard on 6 February 2009. Awaiting judgment.
4.	Che*	Appeal against decisions on facts, impairment and sanction.	Awaiting judgment.
5.	Cho	Appeal against sanction of erasure.	Papers received.
6.	Di*	Appeal against sanction of erasure.	Doctor has agreed to withdraw appeal and pay GMC costs. A Consent order has been sent to the Court for sealing.
7.	Du	Appeal against sanction of erasure.	Hearing adjourned at doctor’s request. No listing date yet.
8.	Dz*	Appeal against IOP suspension and sanction of erasure.	Listed for 10 March 2009.
9.	EF	Appeal against sanction of erasure.	No listing date yet.

No.	Case	Decision appealed	Current status
10.	Fa	Appeal against sanction of suspension.	Listed 6 May 2009.
11.	G	Appeal against sanction of erasure.	No listing date yet.
12.	Ha	Appeal against sanction of suspension.	No listing date yet.
13.	Hy*	Appeal against sanction of suspension.	Doctor has agreed to withdraw appeal. A Consent order has been sent to Court for sealing.
14.	Is	Appeal against sanction of erasure.	Listed for 23 and 24 June 2009.
15.	Ja	Appeal against sanction of erasure	No listing date yet.
16.	J	Appeal against sanction of erasure.	Adjourned. No listing date yet.
17.	K	Appeal against sanction of suspension.	Listed for 2 April 2009.
18.	Khc	Appeal against sanction of erasure	No listing date yet.
19.	M	Appeal against sanction of conditions	Awaiting grounds of appeal.
20.	NP	Appeal against sanction of suspension, appeal against use of civil standard of proof in resumed hearing. Appeal against impairment and sanction.	Listed for 6 May 2009.
21.	P	Appeal against sanction of suspension	Listed for hearing on 1 April 2009.
22.	Po*	Appeal against sanction of erasure.	Doctor has agreed to withdraw appeal. Awaiting signed Consent order from doctor.
23.	Sa*	Appeal against sanction of erasure.	Listed 27 March 2009
24.	Sh*	Appeal against sanction of suspension.	Awaiting handing down of judgment.
25.	So	Appeal against sanction of erasure.	No listing date yet.
26.	V	Appeal against sanction of suspension.	No listing date yet.

No.	Case	Decision appealed	Current status
27.	Y	Appeal against impairment and sanction of suspension.	No listing date yet.

2. Table 2 outlines summary information relating to outstanding judicial reviews as at 10 March 2009. Those claims with an asterisk are due to be determined in March 2009.

**Table 2:**

No.	Doctor	Claim	Current status
1.	AV	JR of decision not to waive the 5 year rule.	Application for permission granted at oral hearing. Awaiting date for full hearing.
2.	B	JR of decision to list hearing of cases against two doctors together	Application for permission in Scottish Courts. Consent order agreed between the parties, awaiting sealed order from Court.
3.	I	JR of IOP decision in July 2006 to suspend doctor's registration.	GMC submitted acknowledgement and evidence in support on 24 November 2006.  Matter due to be listed in 2007, although Court aware Doctor has since been sectioned under MHA, which may influence listings. Dr remains detained under s.3 MHA.  No listing date yet.
4.	Pa	JR of the decision to refer a complaint to the Case Examiners.	Permission partly upheld at an oral hearing. Listed 24 April 2009.
5.	Pi*	JR of the decision to close complaint against two doctors	The application for permission was dismissed on 4 March 2009 and Mr Pik has been ordered to pay the GMC £1250 towards its costs.  Awaiting final order.

No.	Doctor	Claim	Current status
6.	R*	JR of the decision of the Investigation Committee to issue a warning. Doctor is also claiming an injunction against GMC, requesting an order granting a subject access request and to compel the GMC to end its investigation.	Listed 16 March 2009.
7.	S	Claim in respect of FTP Panel's decision to extend the substantive suspension on the doctor's registration during the adjournment period of a part heard review hearing	Application for permission.