

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 8 June 2009. Those cases with an asterisk are due to be determined in June 2009.

Table 1:

No.	Case	Decision appealed	Current status
1.	AR	Appeal in the Scottish Courts against sanction of erasure.	Appeal part heard. New date for hearing of appeal to be fixed.
2.	An	Appeal against the finding of impairment and extension of the sanction of suspension.	Papers received.
3.	Du	Appeal against sanction of erasure.	Hearing adjourned at doctor’s request. New date for hearing of appeal to be fixed.
4.	Ge	Appeal against sanction of erasure.	Listed for hearing from 6 to 8 October 2009.
5.	G	Appeal against sanction of erasure.	Date for hearing of appeal is yet to be fixed.
6.	Is*	Appeal against sanction of erasure.	Listed for hearing on 23 and 24 June 2009.
7.	Ja*	Appeal against sanction of erasure	Doctor has filed a consent order withdrawing appeal with the court. Awaiting the sealed consent order.
8.	J	Appeal against sanction of erasure.	Listed for hearing on 30 July 2009.
9.	K	Appeal against sanction of suspension.	Appeal part heard. Date for hearing of appeal is yet to be fixed.

No.	Case	Decision appealed	Current status
10.	Khc	Appeal against sanction of erasure.	No listing date yet.
11.	M*	Appeal against sanction of conditions.	Listed for hearing on 9 June 2009.
12.	O	Appeal against the sanction of suspension.	Awaiting papers.
13	R	Appeal against the sanction of conditions.	Expedited hearing listed for 7 July 2009.
14.	Sa*	Appeal against sanction of erasure.	Awaiting judgment.
15.	Sh*	Appeal against sanction of suspension.	Awaiting handing down of judgment on 29 June 2009.
16.	V	Appeal against sanction of suspension.	Date for hearing of appeal is yet to be fixed.
17.	Y	Appeal against impairment and sanction of suspension.	Listed for hearing on 23 June 2009.

2. Table 2 outlines summary information relating to outstanding judicial reviews as at 8 June 2009. Those claims with an asterisk are due to be determined in June 2009.

Table 2:

No.	Doctor	Claim	Current status
1.	AV	JR of decision not to waive the five year rule.	Application for permission granted at oral hearing. Awaiting an oral hearing.
2.	Br	JR of decision to impose an IOP order of suspension.	Awaiting an oral hearing.
3.	Ca	JR of decision to close a complaint.	Application for permission.
4.	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. Date for hearing of claim is yet to be fixed.
5.	K	JR of finding of impairment in part-heard fitness to practise case.	Awaiting date for hearing of permission application.

No.	Doctor	Claim	Current status
6.	M	JR of decision to issue a warning rather than refer a complaint to panel.	Application for permission.
7.	Re	JR of decision not to open a complaint.	Application for permission.
8.	S	JR in respect of Fitness to Practise 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.
9.	S	JR of decision to appoint a Fitness to Practise Panel to hear case against the doctor.	Application for permission.
10.	Si	JR of decision to erase doctor's name from the register.	Application for permission refused on papers.