

### 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 1 December 2009.

**Table 1:**

No.	Case	Decision appealed	Current status
1.	AR	Appeal in the Scottish Courts against the 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.	Awaiting date of appeal.
3.	Ar	Appeal against the sanction of erasure.	Awaiting papers.
4.	Ch	Appeal against the finding of facts, impairment and the sanction of erasure.	Part heard.
5.	Du	Appeal against the sanction of erasure.	Hearing adjourned at doctor’s request. New date for hearing of appeal to be fixed.
6.	G	Appeal against the sanction of erasure.	Date for hearing of appeal is yet to be fixed.
7.	K	Appeal against the sanction of suspension.	Appeal part heard. Hearing listed for 7 December 2009.
8.	Ka	Appeal against the sanction of erasure.	Papers received.
9.	Ke	Appeal against the sanction of erasure.	Papers received.
10.	Khc	Appeal against the sanction of erasure.	No listing date yet.
11.	M	Appeal against sanction of erasure.	Awaiting papers.

No.	Case	Decision appealed	Current status
12.	Mv	Appeal against the sanction of erasure.	Awaiting papers.
13.	N	Appeal against the sanction of erasure.	Awaiting papers.
14.	Ny	Appeal against the sanction of erasure.	Awaiting papers.
15.	O	Appeal against the sanction of suspension.	Awaiting papers.
16.	Ow	Appeal against the sanction of conditions.	Awaiting papers so not sure if appealing findings of fact or impairment.
17.	P	Appeal against the sanction of conditions.	Awaiting papers.
18.	S	Appeal in the Court of Appeal against the High Court's decision, which refused to overturn the Panel's decision of erasure.	Awaiting a hearing date for the application for permission and if successful, the full appeal.
19.	T	Appeal against the sanction of erasure.	Awaiting papers.
20.	U	Appeal against the sanction of conditions.	Awaiting papers.
21.	Ur	Appeal against the sanction of suspension.	Awaiting papers.

2. Table 2 outlines summary information relating to outstanding judicial reviews as at 1 December 2009.

**Table 2:**

No.	Doctor	Claim	Current status
1.	A	JR of a decision by a Fitness to Practise Panel to impose conditions on the doctor's registration.	Application for permission.
2.	AV	JR of decision not to waive the 5 year rule.	Application for protective costs order refused. Awaiting new date for full hearing.
3.	Br	JR of decision to impose an IOP order of suspension.	Awaiting an oral permission hearing.
4.	Ca	JR of decision to close a complaint.	Awaiting an oral permission hearing.
5.	Co	JR of PCC's decision referred back to the High Court by the Court of Appeal.	Directions given.
6.	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.
7.	J	JR of decision to waive the 5 year rule and refer the case to panel.	Application for permission.
8.	Mc	JR of decision to waive the 5 year rule.	Application for permission.
9.	M	JR of decision to issue a warning rather than refer a complaint to panel.	Application for permission.
10.	Re	JR of decision not to open a complaint.	Awaiting an oral hearing.
11.	S	JR of the determinations of the FTP Panel.	Awaiting an oral hearing.
12.	S	JR of the sanction of erasure.	Application for permission

No.	Doctor	Claim	Current status
13.	Sh	JR of decision to close a complaint.	Application for permission.