



**PUBLICATION OF  
THE NAME OF  
THE DOCTOR  
IS PROHIBITED**

267/02/96C

**IN THE MATTER**

of the Medical Practitioners Act  
1995

-AND-

## IN THE MATTER

of a charge laid by the Complaints  
Assessment Committee pursuant to  
Section 93(1)(b) of the Act against  
R medical practitioner of xx

**BEFORE THE MEDICAL PRACTITIONERS DISCIPLINARY TRIBUNAL**

**TRIBUNAL:**

Ms P Kapua (Chair)

Mr P Budden, Dr R S J Gellatly, Professor W Gillett,

Dr C P Malpass (Members)

Ms K L Davies (Secretary)

Mrs J M Kennedy (Stenographer)

Ms P M Dunn (Scopist)

Hearing held at Christchurch on Tuesday 28, Wednesday 29, Thursday 30, Friday 31 October, Monday 8 and Tuesday 9 December 2003.

**APPEARANCES:** Mr M F McClelland and Ms J Hughson for a Complaints Assessment Committee.

Mr A H Waalkens and Mr C W James for Dr R.

### **Preliminary Advice of Decision**

1. The Tribunal, having considered the evidence and the submissions of counsel, has reached a decision regarding the charge laid against Dr R. It wishes to notify the parties of its decision at the earliest opportunity. Accordingly, the Tribunal advises as follows:
  - (a) It has determined that particulars 2, 3, 4 and 5 of the charge laid against Dr R have been established and that cumulatively these particulars amount to a finding of professional misconduct.
  - (b) Full reasons for the Tribunal's Decision will be provided in the Substantive Decision which will be issued at a later date.
  - (c) The order granting interim name suppression to Dr R on 19 August 2003 will remain in place until the substantive decision is issued.

**DATED** at Auckland this 12<sup>th</sup> day of December

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Prue Kapua

Deputy Chair

Medical Practitioners Disciplinary Tribunal