

# Annex A to 8

## Fitness to practise dashboard 01 July 2023 to 30 September 2023 (Q2)

### Case progression – at a glance

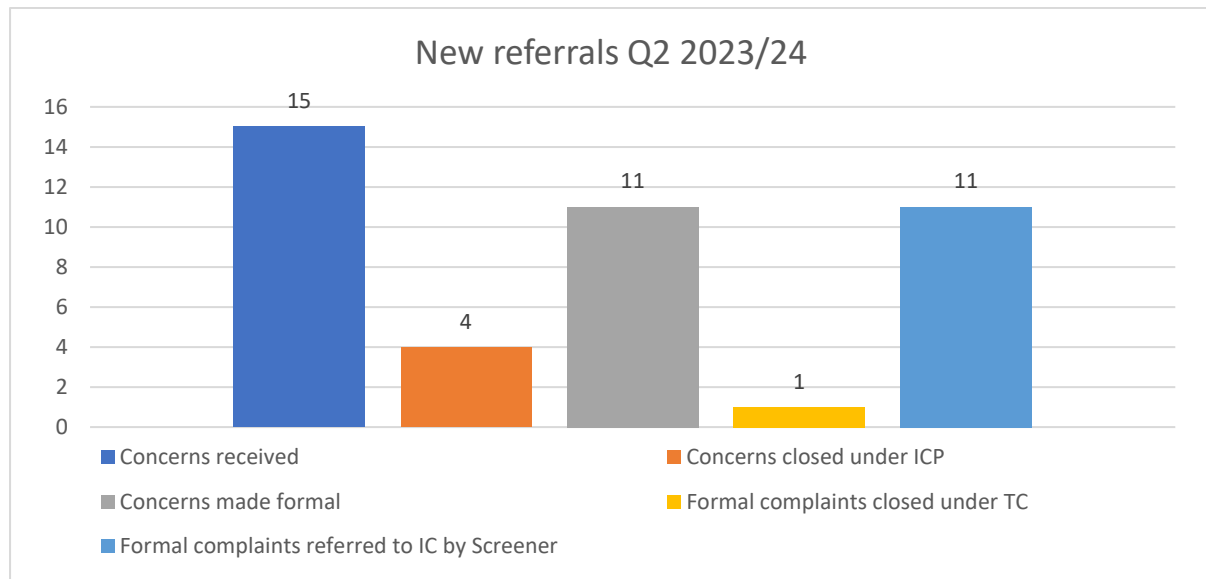
- We have received 15 new concerns during the reporting period, a decrease from the previous quarter (21).
- The IC met remotely on three occasions, which also included a meeting to provide comment on a rule 19 application to discontinue a case referred to the PCC.
- During this reporting period the PCC met on two occasions, considering one PCC review case and a case management hearing.
- The number of cases awaiting PCC consideration has increased by one case to 13 cases.

| Referrals received  | Q3 2022/23 | Q4 2022/23 | Q1 2023/24 | Q2 2023/24 |
|---|------------|------------|------------|------------|
| Formal complaints referred to IC by Screener  | 9          | 5          | 11         | 11         |
| Formal complaint referred to IC by Screener but not yet considered (as at end of quarter) | 20         | 20         | 26         | 33         |
| Referred to PCC/HC by IC but not yet heard (as at end of quarter)                         | 18         | 18         | 12         | 13         |
| Referred to PCC/HC by IC and listed for hearing (as at end of quarter)                    | 2          | 5          | 2          | 0          |
| PCC/HC Cases part heard (as at end of quarter)  | 1          | 0          | 0          | 0          |
| Formal complaints open (as at end of quarter)   | 39         | 39         | 39         | 47         |
| Cases that need review hearings (as at end of quarter)                                    | 8          | 3          | 3          | 3          |

| Age of Caseload from Date Received | Q3 2022/23 | Q4 2022/23 | Q1 2023/24 | Q2 2023/24 |
|------------------------------------|------------|------------|------------|------------|
| 52 weeks – 103 weeks               | 12         | 16         | 9          | 16         |
| 104 weeks – 155 weeks              | 6          | 3          | 5          | 3          |
| 156 weeks and above                | 1          | 4          | 4          | 5          |

## New Referrals

- We have received 15 new concerns during the reporting period, a decrease from 21 concerns received in the previous quarter.
- Four cases were closed under the Initial Closure Procedure (ICP) during this reporting period.
- Out of the 16 cases considered by screeners, 11 of these were referred to the IC. This is the same as the high number of referrals to the IC in Q1 (2023/24).



| Referrals Received                                | Q3 2022/23 | Q4 2022/23 | Q1 2023/24 | Q2 2023/24 |
|---|------------|------------|------------|------------|
| Concerns received                                 | 21         | 12         | 21         | 15         |
| Concerns closed under ICP                         | 4          | 6          | 6          | 4          |
| Concerns made formal                              | 16         | 7          | 9          | 11         |
| Formal complaints closed under Threshold criteria | 6          | 2          | 1          | 1          |
| Formal complaints referred to IC by Screener      | 9          | 5          | 11         | 11         |

**Note** – the number of concerns received during the reporting period will not directly correlate to the number of concerns that are made formal, or decisions by the screeners, during the reporting period.

| Source of formal complaints     | Q3 2022/23 | Q4 2022/23 | Q1 2023/24 | Q2 2023/24 |
|---------------------------------|------------|------------|------------|------------|
| Self-referral by the registrant | 2          | 2          | 1          | 0          |
| Registrar's allegation          | 0          | 0          | 0          | 1          |
| Non-NHS employer                | 0          | 0          | 0          | 1          |
| Patient or service user         | 10         | 5          | 8          | 9          |

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|                         |           |          |          |           |
|-------------------------|-----------|----------|----------|-----------|
| NHS                     | 0         | 0        | 0        | 0         |
| Another registrant      | 0         | 0        | 0        | 0         |
| Anonymous informant     | 0         | 0        | 0        | 0         |
| Another regulatory body | 0         | 0        | 0        | 0         |
| Any other informant     | 4         | 0        | 0        | 0         |
| <b>Total</b>            | <b>16</b> | <b>7</b> | <b>9</b> | <b>11</b> |

| Allegations in formal complaints | Q3 2022/23 | Q4 2022/23 | Q1 2023/24 | Q2 2023/24 |
|----------------------------------|------------|------------|------------|------------|
| Conduct                          | 13         | 6          | 9          | 10         |
| Conviction                       | 3          | 1          | 0          | 1          |
| Competency                       | 0          | 0          | 0          | 0          |
| Adjunctive therapies             | 0          | 0          | 0          | 0          |
| Health                           | 0          | 0          | 0          | 0          |
| <b>Total</b>                     | <b>16</b>  | <b>7</b>   | <b>9</b>   | <b>11</b>  |

### Key Performance Indicators

- The Screener KPI was exceeded, at eight weeks.
- The Investigating Committee KPI was not met.
- The output against the overall end-to-end target was not met.

### Performance at a glance

| Case stage                     | Key Performance Indicator                                      | Performance Target | Q3 22/23 | Q4 22/23 | Q1 22/23 | Q2 22/23         |
|--------------------------------|--|--------------------|----------|----------|----------|------------------|
| Screening                      | Median time from receipt of concern to the screener's decision | 9 weeks            | 8 weeks  | 8 weeks  | 6 weeks  | 8 weeks          |
| Investigating Committee        | Median time from receipt of concern to final IC decision       | 26 weeks           | 36 weeks | 46 weeks | 55 weeks | 42 weeks         |
| Professional Conduct Committee | Median time from receipt of concern to final PCC decision      | 52 weeks           | 98 weeks | 70 weeks | 63 weeks | N/A <sup>1</sup> |

<sup>1</sup> There were no PCC substantive hearings in this quarter. There was one HC case which concluded in 95 weeks. This is captured in the performance in detail.

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## Performance in detail

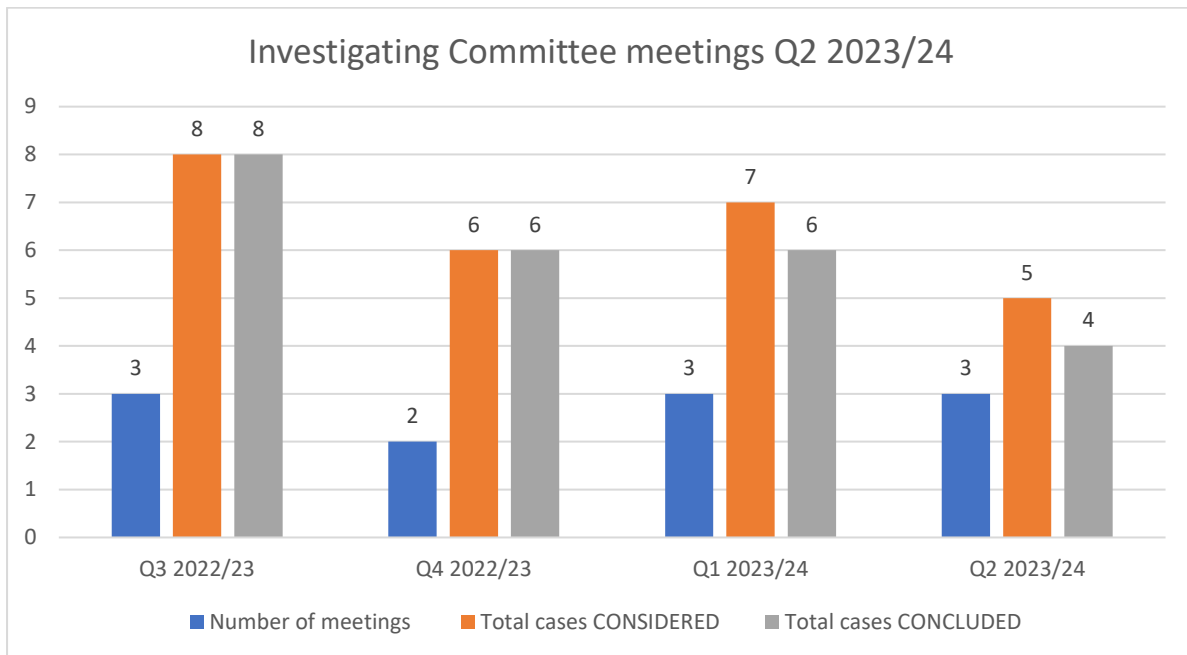
|   |                   |                   |                   |                       |
|---|-------------------|-------------------|-------------------|-----------------------|
| <b>Time from receipt of complaint to the screener's decision (9 weeks)</b>                                | <b>Q3 2022/23</b> | <b>Q4 2022/23</b> | <b>Q1 2023/24</b> | <b>Q2 2023/24</b>     |
| Median  | 8 weeks           | 8 weeks           | 6 weeks           | 8 weeks               |
| Longest case  | 16 weeks          | 67 weeks          | 33 weeks          | 20 weeks              |
| Shortest case   | 1 week            | 1 week            | 6 weeks           | 2 weeks               |
| <b>Time from receipt of complaint to final IC decision (26 weeks)</b>                                     | <b>Q3 2022/23</b> | <b>Q4 2022/23</b> | <b>Q1 2023/24</b> | <b>Q2 2023/24</b>     |
| Median  | 36 weeks          | 46 weeks          | 55 weeks          | 42 weeks              |
| Longest case  | 62 weeks          | 74 weeks          | 85 weeks          | 145 weeks             |
| Shortest case   | 11 weeks          | 23 weeks          | 30 weeks          | 21 weeks              |
| <b>Time from final IC decision to final PCC decision or other final disposal of the case (26 weeks)</b>   | <b>Q3 2022/23</b> | <b>Q4 2022/23</b> | <b>Q1 2023/24</b> | <b>Q2 2023/24</b>     |
| Median  | 55 weeks          | 38 weeks          | 23 weeks          | 40 weeks              |
| Longest case  | 167 weeks         | 42 weeks          | 70 weeks          | 40 weeks              |
| Shortest case   | 26 weeks          | 33 weeks          | 10 weeks          | 40 weeks              |
| <b>Time from receipt of referral to final PCC decision or other final disposal of the case (52 weeks)</b> | <b>Q3 2022/23</b> | <b>Q4 2022/23</b> | <b>Q1 2023/24</b> | <b>Q2 2023/24</b>     |
| Median  | 98 weeks          | 70 weeks          | 63 weeks          | 95 weeks <sup>2</sup> |
| Longest case  | 184 weeks         | 93 weeks          | 97 weeks          | 95 weeks              |
| Shortest case   | 45 weeks          | 47 weeks          | 49 weeks          | 95 weeks              |
| <b>Median time to interim order committee decision:</b>   | <b>Q3 2022/23</b> | <b>Q4 2022/23</b> | <b>Q1 2023/24</b> | <b>Q2 2023/24</b>     |
| From receipt of referral  | 14 weeks          | N/A               | 7 weeks           | 46 weeks              |
| From decision that there is information indicating the need for an interim order                          | 3 weeks           | N/A               | 2 weeks           | 3 weeks               |

## Investigating Committee

- The IC met remotely on three occasions, which included one occasion to discuss and provide their opinion on a rule 19 application (discontinuance of a hearing). As such, this is not included in the total of cases 'concluded'. The IC considered a total of five cases during the reporting period.
- The IC met on one occasion to consider an Interim Suspension Order application. The IC did not impose an interim order.

<sup>2</sup> This was a Health Committee case where the end-to-end KPI was 95 weeks

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| Investigating Committee Decisions | Q3<br>2022/23 | Q4<br>2022/23 | Q1<br>2023/24 | Q2<br>2023/24 |
|-----------------------------------|---------------|---------------|---------------|---------------|
| No Case to Answer                 | 2             | 4             | 4             | 2             |
| No Case to Answer with advice     | 0             | 0             | 0             | 1             |
| Referred to PCC                   | 6             | 2             | 0             | 1             |
| Referred to HC                    | 1             | 0             | 0             | 0             |
| Referred to PCC and HC            | 0             | 0             | 0             | 0             |
| Adjourned                         | 0             | 0             | 1             | 0             |
| Stayed                            | 0             | 0             | 0             | 0             |
| Rule 19 considered                | 0             | 0             | 2             | 1             |

### Professional Conduct Committee

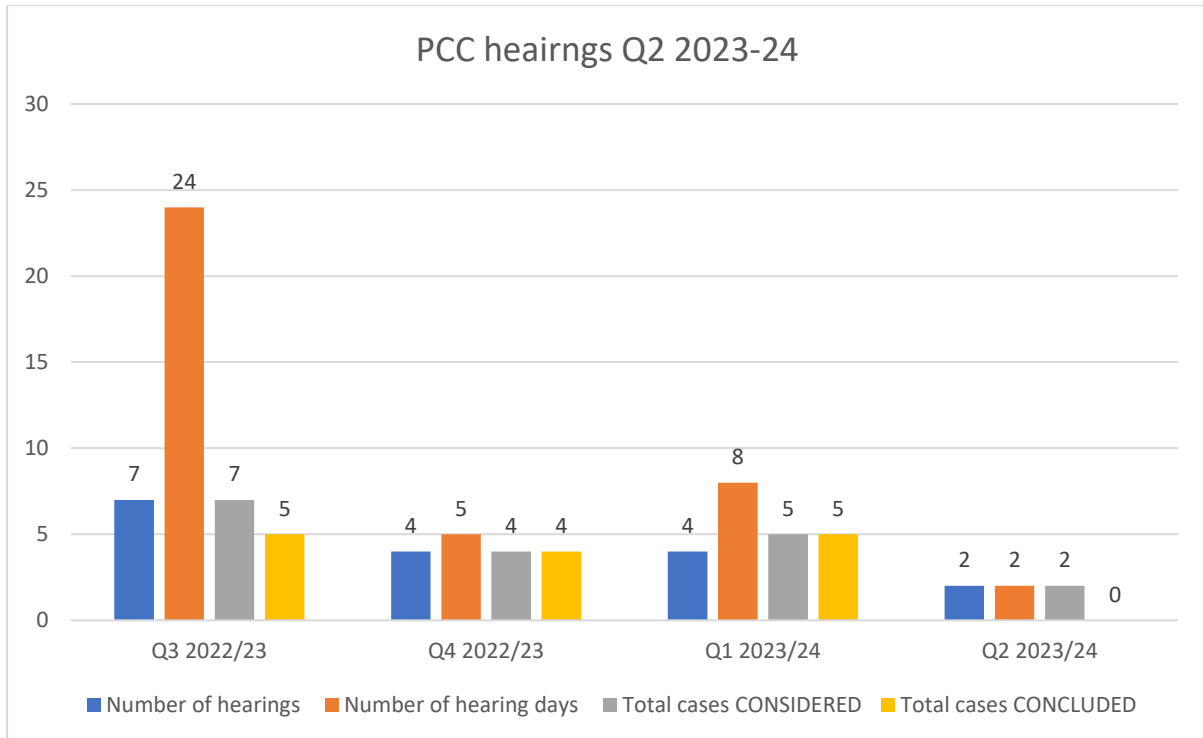
- During the reporting period the PCC held one PCC Review hearing.
- The PCC also held one Case Management Hearing, imposing directions to assist in the progression of the case.
- The lower than usual output of hearings at this stage is for three principal reasons:
  - Currently 45% of our caseload is made up of third-party cases (police/courts/health) awaiting conclusion before we can progress;
  - Two hearings were postponed this quarter. In one case we received new evidence shortly before the commencement of the hearing which meant the hearing had to be postponed. Another hearing was postponed due to the health of the registrant;

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- The low number of concerns we have received between Q3 2021-2022 and Q2 2022-2023 has had some impact on the number of total referrals to final hearing.
- There are currently 13 cases at the PCC stage, the breakdown of which as follows:
  - Two were scheduled for a hearing however were postponed for the reasons provided above. We are actively working to progress and/or reschedule these cases at the earliest opportunity.
  - In four cases the court has only recently concluded the Registrant’s trial and sentencing.
  - In two other cases we await a potential referral by the IC to the PCC to ‘join’ with allegations already referred to hearing.
  - In one case we had progressed the matter via the Rule 19 (discontinuance of hearing). However, the PCC chair determined that a hearing should take place. We are in the process of preparing this case for hearing.
  - One case is currently with the police and we await the conclusion of this investigation before we can proceed any further.
  - In two cases we are preparing the service of the case in accordance with our standard case directions. We can then proceed to schedule them for hearing.
  - In another case we have served this on the registrant however, due to the complexity of the case which involves multiple witnesses, we are working to securing a hearing date to encompass the availability of not just panellists and legal assessors but all case parties, their representatives, and multiple witnesses.

| Professional Conduct Committee Hearings | Q3 2022/23 | Q4 2022/23 | Q1 2023/24 | Q2 2023/24 |
|---|------------|------------|------------|------------|
| Number of hearings                      | 7          | 4          | 4          | 2          |
| Number of hearing days                  | 24         | 5          | 8          | 2          |
| Total cases CONSIDERED                  | 7          | 4          | 5          | 2          |
| Total cases CONCLUDED                   | 5          | 4          | 5          | 0          |

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| PCC Decisions                                   | Q3 2022/23 | Q4 2022/23 | Q1 2023/24 | Q2 2023/24 |
|---|------------|------------|------------|------------|
| Allegation not 'well founded'                   | 1          | 0          | 1          | 0          |
| Admonished                                      | 1          | 1          | 2          | 0          |
| Conditions of Practice                          | 1          | 0          | 0          | 1          |
| Suspension                                      | 1          | 1          | 0          | 0          |
| Removal   | 1          | 1          | 0          | 0          |
| Rule 19   | 0          | 0          | 2          | 0          |
| Adjourned                                       | 3          | 0          | 0          | 0          |
| Conditions/Suspension to expire at end of order | 0          | 1          | 0          | 0          |
| Rule 8 Admonishment                             | 0          | 0          | 0          | 0          |
| Case Management hearing                         | 0          | 0          | 0          | 1          |
| Stayed  | 0          | 0          | 0          | 0          |

### Health Committee

- The Health Committee considered one substantive case in the reporting period, imposing conditions of practise on the registrant. This health case required the collation of substantial material from several sources. This impacted our ability to progress this case.

## Interim Suspension Orders

| IC Interim Suspension Order Decisions  | Q3 22/23 | Q4 22/23 | Q1 23/24 | Q2 23/24 |
|--|----------|----------|----------|----------|
| Applications made  | 5        | 0        | 1        | 1        |
| Interim Suspension Order imposed   | 2        | 0        | 0        | 0        |
| Undertaking  | 1        | 0        | 1        | 0        |
| Median time to IC decision from receipt of referral  | 14 weeks | N/A      | 7 weeks  | 46 weeks |
| Median time to IC decision from decision that there is information indicating the need for interim order | 3 weeks  | N/A      | 2 weeks  | 2 weeks  |

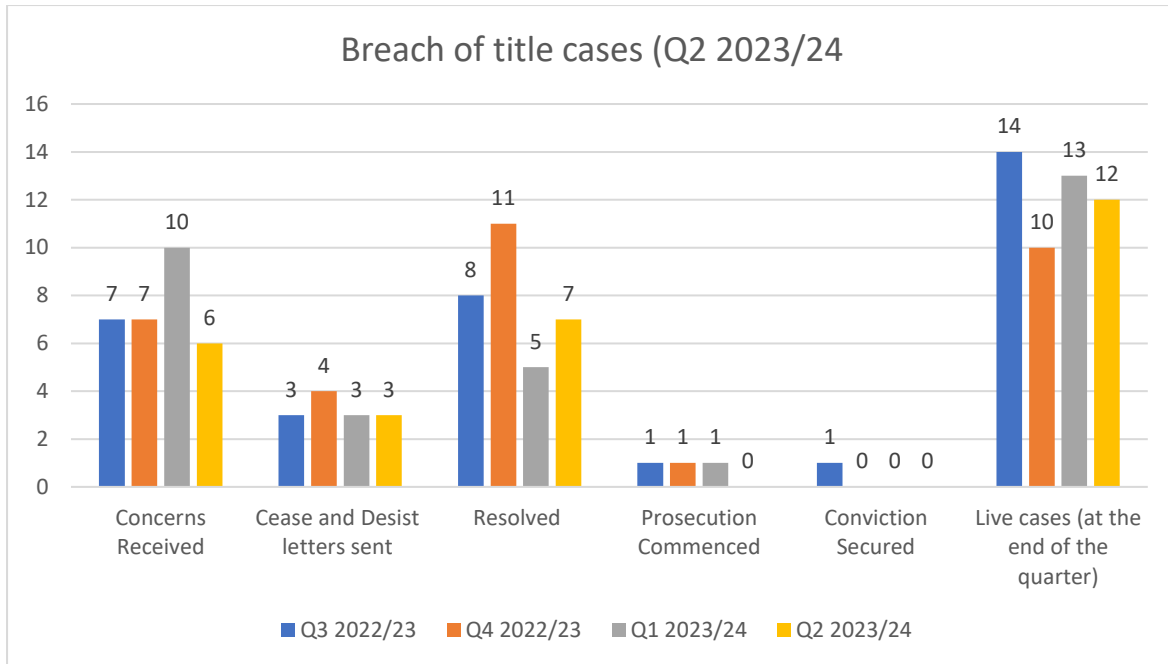
| PCC/HC Interim Suspension Order Decisions | Q3 22/23 | Q4 22/23 | Q1 23/24 | Q2 23/24 |
|---|----------|----------|----------|----------|
| Applications made                         | 1        | 1        | 2        | 0        |
| Interim Suspension Order imposed          | 1        | 1        | 0        | 0        |
| Undertaking                               | 0        | 0        | 1        | 0        |

## Protection of Title

- There were 12 active Section 32 investigations as at 30 September 2023, one less than at the end of the previous quarter.



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| Protection of Title                    | Q3 2022/23 | Q4 2022/23 | Q1 2023/24 | Q2 2023/24 |
|--|------------|------------|------------|------------|
| Concerns Received                      | 7          | 7          | 10         | 6          |
| Cease and Desist letters sent          | 3          | 4          | 3          | 3          |
| Resolved                               | 8          | 11         | 5          | 7          |
| Prosecution Commenced                  | 1          | 1          | 1          | 0          |
| Conviction Secured                     | 1          | 0          | 0          | 0          |
| Live cases (at the end of the quarter) | 14         | 10         | 13         | 12         |

### Appeals

- No Registration appeals were received, or considered, during the reporting period by the Registration Appeal Committee.

| Total number of registrant appeals in the quarter which are:                | Q3 2022/23 | Q4 2022/23 | Q1 2023/24 | Q2 2023/24 |
|---|------------|------------|------------|------------|
| Ongoing   | 2          | 1          | 0          | 0          |
| Opened  | 2          | 0          | 0          | 0          |
| Concluded   | 0          | 0          | 2          | 0          |
| Outcomes of registrant appeals against final fitness to practise decisions: | Q3 2022/23 | Q4 2022/23 | Q1 2023/24 | Q2 2023/24 |
| Upheld and outcome substituted  | 0          | 0          | 0          | 0          |
| Upheld and case remitted to regulator for re-hearing                        | 0          | 0          | 0          | 0          |
| Settled by consent  | 0          | 0          | 0          | 0          |

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### Voluntary Removal

- There was one voluntary removal application received in the reporting period, of which this was granted by the Registrar.

| Number of voluntary erasure/removal applications:<br>Subsequent to the FTP case being considered by an IC. | Q3 2022/23 | Q4 2022/23 | Q1 2023/24 | Q2 2023/24 |
|--|------------|------------|------------|------------|
| Received   | 0          | 0          | 1          | 0          |
| Granted  | 0          | 0          | 1          | 0          |