



BETWEEN:-

THE PROFESSIONAL STANDARDS AUTHORITY  
FOR HEALTH AND SOCIAL CARE

Appellant

-and-

(1) HEALTH AND CARE PROFESSIONS COUNCIL  
(2) ELIZABETH ABOSEDE DAVID

Respondents

*ASL*  
*1.12.14*  


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ORDER

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Before Mr Justice Popplewell sitting at the Royal Courts of Justice on 25 November 2014

UPON hearing from Counsel for the Appellant and the First Respondent and from the Second Respondent (appearing in person and not having been represented)

AND UPON neither party being either a child or protected party and the appeal not being an appeal from a decision of the Court of Protection

IT IS ORDERED THAT:

1. The appeal be allowed and the decisions of the First Respondent's Conduct and Competence Committee (the CCC) by notice of decision and order dated 21 March 2014 not to find dishonesty in respect of particulars 1 and 2 of the allegation against the Second Respondent and to impose a Caution Order against the Second Respondent's name for a period of 12 months be quashed.
2. The matter be remitted to a freshly constituted panel of the CCC for redetermination as to sanction with a direction that sanction be considered in light of the findings of the original panel of the CCC save that there is to be substituted a finding of dishonesty in respect of particulars 1 and 2 of the allegation.
3. No order for costs save that the First Respondent shall pay the Appellant's costs of the appeal in the sum of £10,000 (inclusive of VAT).

Dated this 25 day of 11 2014

*By the Court*

