



CLAIM NO: CO/4845/2019

IN THE HIGH COURT OF JUSTICE

ADMINISTRATIVE COURT, QUEEN'S BENCH DIVISION

BETWEEN

THE PROFESSIONAL STANDARDS AUTHORITY
FOR HEALTH AND SOCIAL CARE

Appellant

and

(1) NURSING AND MIDWIFERY COUNCIL

(2) MS PAT JORDAN

Respondents

CONSENT ORDER

UPON the parties having agreed to the terms of this Order; in particular that it is just and convenient for the Court to make the Order set out below

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

AND UPON the Second Respondent being a nurse on the register established and maintained by the First Respondent under Article 5 of the Nursing and Midwifery Order 2001 ('the register')

AND UPON a panel of the Fitness to Practise Committee of the First Respondent having found on 04 October 2019 that the fitness to practise of the Second Respondent was impaired by reason of misconduct and having decided to impose a 12 month suspension order (the decision)

AND UPON the Appellant having lodged an appeal on 11 December 2019 against the impugned decision pursuant to Section 29 of the National Health Service Reform and Health Care Professions Act 2002.

AND UPON the First Respondent and the Second Respondent conceding that the impugned decision was not sufficient for the protection of the public within the meaning of Section 29 of the National Health Service Reform and Health Care Professions Act 2002

BY CONSENT

IT IS ORDERED THAT:

PURSUANT TO SECTION 29 OF THE NATIONAL HEALTH SERVICE REFORM AND HEALTH CARE PROFESSIONS ACT 2002 AND SECTION 37 OF THE SENIOR COURTS ACT 1981:

1. The appeal be allowed and the decision quashed.
2. The decision be substituted with an order striking the Second Respondent's name from the register.
3. The First Respondent shall pay the Appellant's reasonable costs of this appeal to be assessed if not agreed.

We consent to an order on the terms above.

Dated this 2nd day of March 2020

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Solicitors for the Appellant

The First Respondent

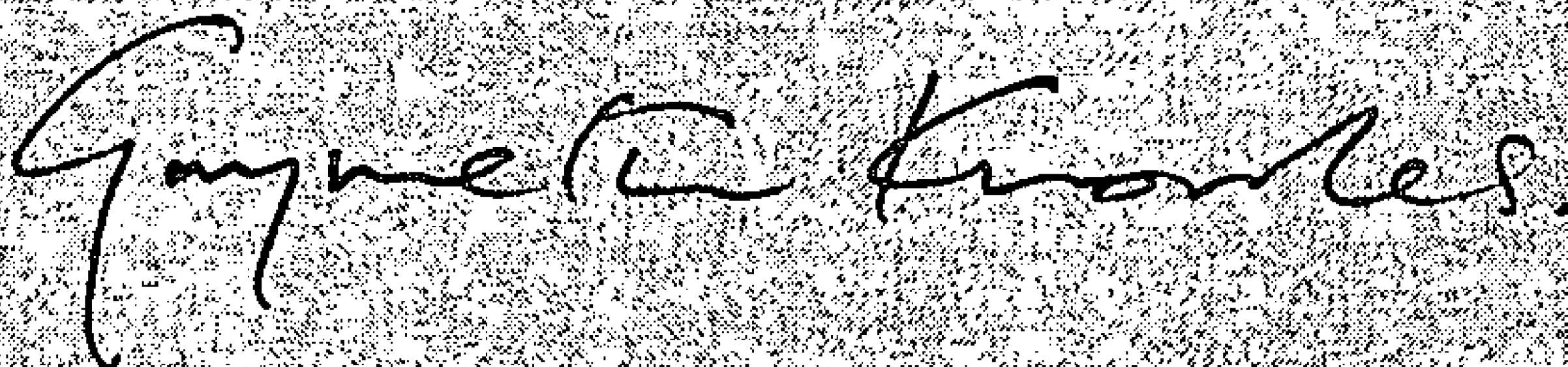
The Second Respondent


MATTHEW ALDERTON
Senior Associate


Senior Lawyer
NMC



Order approved as drafted



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3/3/2020

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MRS JUSTICE KNOWLES DBE

By the Court