



Decision of the Medical and Dental Council in the case brought by the Health Care Agency against AFA-07-20-1-M-1

1. Allegations:

That while on duty on 7 and 8 November 2015, AFA-07-20-1-M-1

- (1) Failed to consult with or inform the second on call of the admission of a patient under his care
- (2) Failed to review and document results of investigations
- (3) Failed to appropriately hand over the patient to the incoming team

The Health Care Agency requested the Council to determine

- (4) Whether the care given to the patient was adequate
- (5) To what extent the death of the patient is a direct consequence of the respondent's actions or lack thereof.

2. The Council's Findings

The investigation committee found that the allegation that AFA-07-20-1-M-1

- (1) failed to consult with or inform the second on call of the admission of a patient under his care was **admitted and proven**
- (2) failed to review and document results of investigation was **not admitted and not proven**
- (3) failed to appropriately hand over the patient to the incoming team was **not admitted and not proven**

3. Decision of the Council

The Council determined that failure to consult with or inform the second on call of the patient's admission, alone did not cause or contribute significantly to the deterioration of the patient and his ultimate demise.

The Council finds that the grounds set out in the complaint have not been established and has dismissed the complaint. **(Medical Practitioners and Dentists (Disciplinary Inquiries) Regulations 1995, 8. (1) (b))**

The Council finds further that BOR-11-20-1-M-13 was the doctor ultimately responsible for the management of the patient. He had both the authority and the moral obligation to change the management of the patient if deemed necessary. However, he did not do so. The council is of the view that disciplinary proceedings should have been initiated against BOR-11-20-1-M-13. The Council will initiate disciplinary proceedings against BOR-11-20-1-M-13, should he return to the Seychelles.

End of Decision 10 August 2016