

**Nursing and Midwifery Council
Investigating Committee**

**Interim Order Review Hearing
Monday 17 January 2022**

Virtual Hearing

Name of registrant: Louise Gertrude Birchall

NMC PIN: 84E0106E

Part(s) of the register: Registered Nurse – Adult Nursing
(August 1987)
Registered Midwife (January 1991)

Area of registered address: Merseyside

Panel members: Joan Tiplady (Chair, registrant member)
Jane Hughes (Registrant member)
Cheryl Hobson (Lay member)

Legal Assessor: Simon Walsh

Hearings Coordinator: Emma Bland

Nursing and Midwifery Council: Represented by Sapandeep Maini-Thompson,
Case Presenter

Ms Birchall: Present and represented by Tope Adeyemi,
instructed by the Royal College of Nursing (RCN)

Interim order to be reviewed: Interim suspension order (18 months)

Outcome of review: **Interim suspension order replaced with
interim conditions of practice order**

Decision and reasons on interim order

The panel decided to replace the current interim suspension order with an interim conditions of practice order.

The panel has determined that the following conditions are proportionate and appropriate:

‘For the purposes of these conditions, ‘employment’ and ‘work’ mean any paid or unpaid post in a nursing, midwifery or nursing associate role. Also, ‘course of study’ and ‘course’ mean any course of educational study connected to nursing, midwifery or nursing associates.

1. You must ensure that you are supervised by a registered nurse any time you are working. Your supervision must consist of:
 - Working at all times on the same shift as, but not always directly observed by, a registered nurse
 - Monthly meetings with your line manager, mentor or supervisor to discuss your performance as a registered nurse.
2. You must obtain a report from your line manager which must contain details of your performance as a registered nurse. You must send your case officer at the NMC a copy of the report prior to the next review hearing or meeting.
3. You must keep us informed about anywhere you are working by:
 - a) Telling your case officer within seven days of accepting or leaving any employment
 - b) Giving your case officer your employer’s contact details.
4. You must keep us informed about anywhere you are studying by:
 - a) Telling your case officer within seven days of accepting any course of study
 - b) Giving your case officer the name and contact details of the organisation offering that course of study.

5. You must immediately give a copy of these conditions to:
 - a) Any organisation or person you work for
 - b) Any agency you apply to or are registered with for work
 - c) Any employers you apply to for work (at the time of application)
 - d) Any establishment you apply to (at the time of application), or with which you are already enrolled, for a course of study
 - e) Any current or prospective patients or clients you intend to see or care for on a private basis when you are working in a self-employed capacity.

6. You must tell your case officer, within seven days of your becoming aware of:
 - a) Any clinical incident you are involved in
 - b) Any investigation started against you
 - c) Any disciplinary proceedings taken against you.

7. You must allow your case officer to share, as necessary, details about your performance, your compliance with and / or progress under these conditions with:
 - a) Any current or future employer
 - b) Any educational establishment.

Unless your case has already been concluded, this interim order must be reviewed before the end of the next six months and every six months thereafter. Additionally, you or the NMC may ask for the interim order to be reviewed if any new evidence becomes available that may be relevant to the interim order.

At any review a panel may revoke the interim order or any condition of it, it may confirm the interim order, or vary any condition of it, or it may replace the interim conditions of practice order with an interim suspension order.

The NMC Case Examiners are yet to decide whether there is a case to answer in relation to the allegations made against you. The NMC will write to you when the case is ready for the next stage of the fitness to practise process.

This will be confirmed to you in writing.

That concludes this determination.