

**Nursing and Midwifery Council
Investigating Committee**

**Interim Order Review Hearing
Friday, 1 December 2023**

Virtual Hearing

Name of Registrant:	Daniel Michael Yates
NMC PIN	11G0041W
Part(s) of the register:	Registered Nurse – Mental Health RMNH – 8 September 2011
Relevant Location:	West Suffolk
Panel members:	Michael McCulley (Chair, Lay member) Melanie Tanner (Registrant member) Neil Calvert (Lay member)
Legal Assessor:	Gillian Hawken
Hearings Coordinator:	Nicola Nicolaou
Nursing and Midwifery Council:	Represented by Ashraf Khan, Case Presenter
Mr Yates:	Not present and unrepresented
Interim order to be reviewed:	Interim conditions of practice order (18 months)
Outcome of review:	Interim conditions of practice order confirmed

Decision and reasons on interim order

The panel decided to confirm the current interim conditions of practice order.

The panel determined that the public would remain suitably protected by the continuation of the following conditions:

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 limit your nursing practice to one substantive employer, and this must not be an agency.
2. You must not be the nurse in charge or the sole nurse on duty on any shift.
3. You must not carry out any work which requires you to provide Electrocardiograms (ECGs) to individual patients or colleagues, either directly or indirectly.
4. You cannot be involved in the training of student nurses.
5. You must have monthly meetings with your line manager, mentor or supervisor to discuss the following:
 - a) General performance.
 - b) Communication style.
 - c) Professional boundaries.
6. You must obtain a report from your line manager, mentor or supervisor before any review hearing and send it to your NMC case officer commenting on your compliance with these conditions in particular on your:

- a) General performance.
 - b) Communication style.
 - c) Professional boundaries.
7. You must keep the NMC informed about anywhere you are working by:
- a) Telling your NMC case officer within seven days of accepting or leaving any employment.
 - b) Giving your NMC case officer your employer's contact details.
8. You must keep the NMC informed about anywhere you are studying by:
- a) Telling your NMC case officer within seven days of accepting any course of study.
 - b) Giving your NMC case officer the name and contact details of the organisation offering that course of study.
9. You must immediately give a copy of these conditions to:
- a) Your employer.
 - b) Any employers you apply to for work (at the time of application).
 - c) Any establishment you apply to (at the time of application), or with which you are already enrolled, for a course of study.
10. You must tell your NMC 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.
11. You must allow your NMC 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.
 - c) Any other person(s) involved in your retraining and/or supervision required by these conditions.

Unless Mr Yates' 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, Mr Yates 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, the reviewing panel may revoke the interim order or any condition of it, it may confirm the interim conditions of practice order, or vary any condition of it, or it may replace the interim conditions of practice order with an interim suspension order.

In certain circumstances, it may be possible for the interim conditions of practice order to be reviewed by a reviewing panel at an administrative meeting. Mr Yates' case officer will write to him about this in due course.

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

This will be confirmed to Mr Yates in writing.

That concludes this determination.