

**Nursing and Midwifery Council
Investigating Committee**

**Interim Order Review Hearing
Monday, 30 October 2023**

Virtual Hearing

Name of Registrant:	Richard Brian Fenton
NMC PIN	90Y0496E
Part(s) of the register:	Registered Nurse Adult – RN1 June 2010
Relevant Location:	Stockton-on-Tees
Panel members:	Ingrid Lee (Chair, lay member) Jane Hughes (Registrant member) Eleanor Harding (Lay member)
Legal Assessor:	Andrew Reid
Hearings Coordinator:	Tom Kerr
Nursing and Midwifery Council:	Represented by Ben Edwards, Case Presenter
Mr Fenton:	Not present and not represented at the hearing
Interim order to be reviewed:	Interim conditions of practice order (18 months)
Outcome of review:	Interim conditions of practice order varied

Decision and reasons on interim order

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

'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 working with your current employer Prestige Care Group and you must not undertake any agency work as a registered nurse.*
- 2. You must ensure that you are supervised at any time that you are working. Your supervision must consist of working at all times on the same shift as, but not always directly observed by another registered nurse.*
- 3. You must meet with your supervisor, line manager or mentor monthly to discuss your conduct and performance in the workplace with specific reference to maintaining professional boundaries with patients, the public and colleagues.*
- 4. You must obtain and send to your case officer prior to any review, a report from your line manager, mentor or supervisor which focuses on your performance and conduct in the workplace with specific reference to maintaining professional boundaries with patients, the public and colleagues.*
- 5. You must keep the NMC 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.*

6. *You must keep the NMC 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.*
7. *You must immediately give a copy of these conditions to:*
 - a. *Your employer Prestige Care Group.*
 - 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.*
8. *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.*
9. *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.*
 - c. *Any other person(s) involved in your retraining and/or supervision required by these conditions.*

The panel decided to vary the interim conditions of practice order as varied above. The varied order will run for the remainder of the current interim order.

Unless Mr Fenton's 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 Fenton 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 Fenton's 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 Fenton. The NMC will write to Mr Fenton when the case is ready for the next stage of the fitness to practise process.

This will be confirmed to Mr Fenton in writing.

That concludes this determination.