

**Nursing and Midwifery Council
Investigating Committee**

**Interim Order Review Hearing
Thursday, 29 February 2024**

Virtual Hearing

Name of Registrant:	Andrew Graham Robertson
NMC PIN	09B0202S
Part(s) of the register:	Registered Nurse – Sub Part 1 Mental Health Nursing (Level 1) – 30 January 2012
Relevant Location:	Kelso
Panel members:	Mahjabeen Agha (Chair, Lay member) Carolyn Jenkinson (Registrant member) Yvonne Wilkinson (Registrant member)
Legal Assessor:	Justin Gau
Hearings Coordinator:	Rebecka Selva
Nursing and Midwifery Council:	Represented by Lucie Danti, Case Presenter
Mr Robertson:	Not present and represented by Jane Pothan, instructed by Anderson Strathern LLP
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 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 work with one employer. This can be an agency, but you must not accept a placement of less than four months.*
2. *You must not be the nurse in charge of the shift.*
3. *You must be directly supervised with medication administration, management and the disposal of medication.*
4. *You must have reflective discussions with your line manager, mentor or supervisor every month about:*
 - [PRIVATE]
 - *Performance around medication management*
 - *Your record keeping*
 - *Relevant training*
5. *You must obtain a report from your line manager, mentor or supervisor and provide this to your NMC case officer before the next review. As well as your general performance, the report should comment on:*
 - [PRIVATE]
 - *Your performance around medication management*
 - *Your record keeping*
 - *Relevant training*

6. *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.*

7. *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.*

8. *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.*

9. *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.*

10. *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'*

Unless Mr Robertson'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 Robertson or the Nursing and Midwifery Council (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 Mr Robertson. The NMC will write to Mr Robertson when the case is ready for the next stage of the fitness to practise process.

This will be confirmed to Mr Robertson in writing.

That concludes this determination.