

**Nursing and Midwifery Council
Investigating Committee**

**Interim Order Review Hearing
Monday, 8 January 2024**

Virtual Hearing

Name of Registrant:	Nicholas Smith
NMC PIN	89E1656E
Part(s) of the register:	Registered Nurse – Sub part 1 Adult Nursing (Level 1) – 15 August 1992
Relevant Location:	Essex
Panel members:	Sarah Hamilton (Chair, Lay member) Anne Brown (Lay member) Elizabeth Williamson (Registrant member)
Legal Assessor:	Andrew Reid
Hearings Coordinator:	John Kennedy
Nursing and Midwifery Council:	Represented by Suren Agarwala, Case Presenter
Mr Smith:	Not Present and unrepresented
Interim order to be reviewed:	Interim suspension order (18 months)
Outcome of review:	Interim suspension order confirmed

Decision and reasons on interim order

The panel decided to confirm the current interim suspension order.

In all the circumstances, the panel determined that an interim suspension order remained the appropriate and proportionate order.

Unless there has been a material change of circumstances, a reviewing panel will review the interim suspension order at an administrative meeting within the next six months. A reviewing panel will be invited by the NMC to confirm the interim suspension order at this meeting and Mr Smith will be notified of that panel's decision in writing following that meeting.

Alternatively, Mr Smith is entitled to have the interim suspension order reviewed at a hearing. This means that Mr Smith will be able to attend and make representations, send a representative on his behalf or submit written representations about whether the interim order continues to be necessary. Mr Smith must inform his case officer if he would like the interim suspension order to be reviewed at a hearing.

Even if Mr Smith does not request a hearing, where there has been a material change of circumstances that might mean that the interim order should be revoked or replaced, a reviewing panel will review the interim suspension order at a hearing which Mr Smith and his representative will be invited to attend.

Mr Smith should notify the NMC immediately of any material change of circumstances that may affect the interim order.

At any time, Mr Smith or the NMC may ask for the interim order to be reviewed by a panel if any relevant new information becomes available.

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

This will be confirmed to Mr Smith in writing.

That concludes this determination.