

**Nursing and Midwifery Council  
Investigating Committee**

**Interim Order Review Hearing  
Thursday, 14 March 2024**

Virtual Hearing

<b>Name of Registrant:</b>	<b>Ernest Paul Cruz</b>
<b>NMC PIN:</b>	21K15490
<b>Part(s) of the register:</b>	Adult Nursing (Level 1) 22 November 2021
<b>Relevant Location:</b>	Bournemouth
<b>Panel members:</b>	Sarah Hamilton (Chair, lay member) Sue Gwyn (Registrant member) Yvonne Wilkinson (Registrant member)
<b>Legal Assessor:</b>	Fiona Barnett
<b>Hearings Coordinator:</b>	Samara Baboolal
<b>Nursing and Midwifery Council:</b>	Represented by Uzma Khan, Case Presenter
<b>Mr Cruz:</b>	Present and represented by Thomas Buxton, of Counsel
<b>Interim order to be reviewed:</b>	Interim conditions of practice order (18 months)
<b>Outcome of review:</b>	<b>Interim conditions of practice order confirmed</b>

## **Decision and reasons on interim order**

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

The panel was of the view 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 practice to [PRIVATE].*
2. *You must not have physical face to face contact with a patient.*
3. *You must meet with a supervisor, mentor or line manager, once a month to discuss your professional conduct.*
4. *You must provide a report to the NMC prior to any review hearing or meeting which comments on your professional conduct.*
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) Any organisation or person you work for.*
  - b) 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.*

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, 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. Your case officer will write to you 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 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.