



IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION
ADMINISTRATIVE COURT

CLAIM NO: CO/3846/2021

BETWEEN

THE PROFESSIONAL STANDARDS AUTHORITY
FOR HEALTH AND SOCIAL CARE

Appellant

- and -

(1) THE NURSING AND MIDWIFERY COUNCIL

First Respondent

(2) SALLY LOUISE KING

Second Respondent

ORDER BY CONSENT

UPON the parties having agreed to the terms of this Order, in particular that it is just and convenient for the Court to make the Order set out below

AND UPON neither party being a child or protected party and the appeal not being an appeal from a decision of the Court of Protection

AND UPON the Second Respondent being a nurse on the register established and maintained by the First Respondent under Article 5 of the Nursing and Midwifery Order 2001 ("the Register")

AND UPON a panel of the Fitness to Practise Committee of the First Respondent having found on 31 August 2021 that the Second Respondent's fitness to practise was impaired and having imposed a suspension order on the Second Respondent's registration as a nurse for a period of twelve months with a review before the expiry ("the decision")

AND UPON the Appellant having lodged an appeal on 5 November 2021 against the decision of the Fitness to Practise Committee pursuant to Section 29 of the National Health Service Reform and Health Care Professions Act 2002

AND UPON the First and Second Respondent having conceded that the decision of the Fitness to Practise Committee was not sufficient for the protection of the public within the meaning of Section 29 of the National Health Service Reform and Health Care Professions Act 2002

BY CONSENT IT IS ORDERED THAT:

- 1. The appeal is allowed.
- 2. The decision to suspend the Second Respondent for 12 months with a review is quashed, and substituted with an order directing the Registrar of the First Respondent to strike the Second Respondent's name from the Register.
- 3. The First Respondent is to pay the Appellant's reasonable costs of the appeal, subject to detailed assessment in default of agreement.



Signed:

Dated: 31.01.22

Browne Jacobson
For and on behalf of the Appellant

Signed: **Aja Hall** Digitally signed by Aja Hall
Date: 2022.01.31 12:00:55 Z

Dated:

Nursing and Midwifery Council
For and on behalf of the First Respondent

Signed: 

Dated: 26/1/22

Sally Louise King
The Second Respondent

Approved by Mr Justice Bennathan 8 February 2022