

**Nursing and Midwifery Council  
Fitness to Practise Committee**

**Substantive Hearing  
Monday, 1 February 2021 – Wednesday, 3 February 2021  
Monday, 8 February 2021 – Friday, 12 February 2021  
Monday, 15 February 2021 – Tuesday, 16 February 2021**

Nursing and Midwifery Council  
Virtual Hearing

**Name of registrant:** Philippa Elizabeth Brown

**NMC PIN:** 07B3835E

**Part(s) of the register:** Registered Nurse – Sub Part 1  
Children Nursing – September 2007

**Area of registered address:** [PRIVATE]

**Type of case:** Misconduct

**Panel members:** Anthony Kanutin (Chair, Lay member)  
Claire Rashid (Registrant member)  
Clive Chalk (Lay member)

**Legal Assessor:** Mark Ruffell

**Panel Secretary:** Xenia Menzl (1-3, 8-11, 15 – 18 February 2021)  
Tara Hoole (12 February 2021)

**Nursing and Midwifery Council:** Represented by Sophie Quinton-Carter, Case  
Presenter

**Miss Brown:** Not present and not represented in absence

**Facts proved:** All

**Fitness to practise:** Impaired

**Sanction:** Striking-off order

**Interim order:** Interim Suspension Order, 18 Months

## **Decision and reasons on application for hearing to be held in private**

At the outset of the hearing, Miss Quinton-Carter referred the panel to the last communication the RCN made on behalf of Miss Brown. In a letter dated 18 December 2020, the RCN requested the following:

*'The registrant seeks to have this matter heard entirely in private session under Rule 19(3) of the Nursing and Midwifery Council (FTP) Rules 2004. [PRIVATE].*

*It is submitted that the risk to Miss Brown arising from publication of information pertaining to Miss Brown's present circumstances [PRIVATE], vastly outweighs the public interest in this case being heard in public session. It is sufficient, in our submission, that Miss Brown's PIN will record any decision made by the Panel. The reasoning as to why that decision has been made does not need to be made public.*

*Further or alternatively, this is a case that falls under Rule 19(2) of the Nursing and Midwifery Council (FTP) Rules 2004. We submit that any public interest in this case or any third party interest would not outweigh the need to protect the privacy and confidentiality of the registrant and therefore the hearing should remain in private [PRIVATE].*

*The Panel are invited to note that there have been previous Rule 19 applications made in respect of Ms. Brown's interim order, whereby our application to hear this matter in private session has been granted.'*

Furthermore, Miss Brown has requested in e-mails dated 21 December 2020 and 22 January 2021 that the hearing be held in private, due to the above stated reasons.

Miss Quinton-Carter submitted that the NMC supports the application [PRIVATE].

Ms Quinton-Carter therefore submitted that it is a joint application by the NMC and Miss Brown to hear the hearing in private.

The legal assessor reminded the panel that while Rule 19(1) provides, as a starting point, that hearings shall be conducted in public, Rule 19(3) states that the panel may hold hearings partly or wholly in private if it is satisfied that this is justified by the interests of any party or by the public interest.

The panel considered whether the case should be held in private. It noted that the case is serious and has great public interest. However, [PRIVATE] the panel determined that Miss Brown's interests outweigh the interests of the public. The panel therefore determined to hold the entirety of the hearing in private.