

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

**New Interim Order Hearing  
Friday, 17 November 2023**

Virtual Hearing

**Name of Registrant:** Brian Munyuki

**NMC PIN** 08G2607E

**Part(s) of the register:** Registered Nurse - Mental Health (RNMH)  
Level 1 – November 2008

**Relevant Location:** West Midlands

**Panel members:** Rachel Robertson (Chair, Lay member)  
Judith McCann (Registrant member)  
Caroline Taylor (Lay member)

**Legal Assessor:** Michael Bell

**Hearings Coordinator:** Daisy Sims

**Nursing and Midwifery Council:** Represented by James Wilson, Case  
Presenter (Council instructed by the NMC)

**Mr Munyuki:** Not present and not represented at the hearing

**Interim order directed:** **Interim conditions of practice order (12  
months)**

## Decision and reasons on interim order

The panel decided to make an interim conditions of practice order for a period of 12 months.

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 ensure that you are supervised by a registered nurse any time you are working. Your supervision must consist of working at all times on the same shift as, but not always directly observed by, another registered nurse.
2. You must not administer medication unless directly supervised and observed by another registered nurse until assessed as competent by a registered nurse to safely administer medication.
3. Prior to any review hearing, you must send your NMC case officer a report from your line manager or supervisor commenting on your clinical performance with a particular reference to medication management and administration, escalating concerns, record keeping and documentation.
4. 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.
5. 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.

6. 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.
  - e. Any current or prospective patients or clients you intend to see or care for on a private basis when you are working in a self-employed capacity
  
7. 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.
  
8. 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 Munyuki'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 Munyuki 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.

A panel of the Fitness to Practise Committee has still to deal with the allegations made against Mr Munyuki. The NMC will keep Mr Munyuki informed of developments in relation to that issue.

This will be confirmed to Mr Munyuki in writing.

That concludes this determination.