

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

**Interim Order Review Hearing
Thursday, 8 February 2024**

Virtual Hearing

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| Name of Registrant: | Sharon Ann Hutton |
| NMC PIN | 95C0023S |
| Part(s) of the register: | Registered Nurse – Adult Nursing (1 March 1999) |
| Relevant Location: | Withington |
| Panel members: | Derek McFaull (Chair, Lay member) Tracey Chamberlain (Registrant member) Rachel Barber (Lay member) |
| Legal Assessor: | Fiona Barnett |
| Hearings Coordinator: | Sabrina Khan |
| Nursing and Midwifery Council: | Represented by Emma Kutner, Case Presenter |
| Mrs Hutton: | Not Present and unrepresented at this hearing |
| Interim order to be reviewed: | Interim conditions of practice order (18 months) |
| Outcome of review: | Interim conditions of practice order confirmed |

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

At the outset of the hearing, Ms Kutner made a request that this case be held in private on the basis that proper exploration of Mrs Hutton's case involves reference to her health. The application was made pursuant to Rule 19 of the 'Nursing and Midwifery Council (Fitness to Practise) Rules 2004', as amended (the Rules).

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.

Having heard that Mrs Hutton's health conditions are at the centre of this case, the panel determined to hold the entirety of the hearing in private.

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 nursing practice to one substantive employer which must not be an agency.
2. You must not be the nurse in charge of any shift.
3. [PRIVATE]

4. You must ensure that you are supervised by another 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
- [PRIVATE]

5. [PRIVATE]

6. [PRIVATE]

7. [PRIVATE]

8. [PRIVATE]

9. [PRIVATE]

10. 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.

11. 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.

12. You must immediately give a copy of these conditions to:

- a) Any organisation or person you work for.
- b) Any employers you apply to for work (at the time of application).
- c) Any establishment you apply to (at the time of application), or with which you are already enrolled, for a course of study.

13. 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.

14. 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.

The panel decided to confirm this interim conditions of practice order and it will run for the remainder of the current interim order.

Unless Mrs Hutton'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, Mrs Hutton or the NMC may ask for the interim order to be reviewed early 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. Mrs Hutton's case officer will write to her about this in due course.

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

This will be confirmed to Mrs Hutton in writing.

That concludes this determination.