



**Findings of the Fitness to Practise Committee
following an Inquiry held pursuant to Part 8
of the Medical Practitioners Act 2007**

Registered Medical Practitioner:	Dr Lourens Erasmus
Registration Number:	293926
Registered Address:	PO Box 12093 Clubview Pretoria South Africa
Date of Inquiry:	31 st March, 2015
Members of Inquiry Committee:	Mr John Nisbet (Chair) Mr Brendan Healy Dr Tim O'Neill
Legal Assessor:	Mr Seamus Woulfe SC
Appearances - For the Chief Executive:	Mr. JP Mc Dowell & Ms Lyn McCarthy of Mc Dowell Purcell Solicitors.
For the Practitioner:	Not represented & not present

Findings of the Committee:

Allegation 1a:

That following selection for participation in an audit by the Professional Competence Committee of the Medical Council at its meeting on or around 28 November 2012:

- a. Failed to submit, pursuant to a request set out in a letter sent on or around 7 December 2012 by the Professional Competence Section of the Medical Council, the supporting documentation required by the Medical Council for the purpose of monitoring and assessing declared compliance with the Medical Council's requirements in respect of professional competence schemes and as such breached the following:
 - i. Regulation 5 of the Medical Council Rules for the Maintenance of

- Professional Competence (S.I 171/2011) made pursuant to Section 11 of the Medical Practitioners Act, 2007
- ii. and/or Section 94(2) of the Act; and/or

Having regard to the evidence adduced, the Committee found that :

Allegation 1a(i) was proven as to fact.

Reason: The Committee was satisfied beyond a reasonable doubt the allegation was proven.

Allegation 1a(ii) was proven as to fact.

Reason: The Committee was satisfied beyond a reasonable doubt the allegation was proven.

Allegation 1a(i) and 1a(ii) did not amount to professional misconduct.

Reason: The Committee finds that the test for professional misconduct was not established beyond reasonable doubt.

Allegation 1a(i) and 1a(ii) did amount to a contravention of the Medical Practitioners Act, 2007 ("Act") (including regulations or rules made under the Act).

Reason: The Committee finds that it was established beyond reasonable doubt.

Allegation 1b:

Failed to comply with the Medical Council's requirements when you became the subject of an audit and as such breached:

- i. Regulation 6 of the Medical Council Rules for the Maintenance of Professional Competence (S.I 171/2011) made pursuant to Section 11 of the Medical Practitioners Act, 2007; and/or
- ii and/or Section 94(2) of the Act; and/or
- iii Failed to respond adequately or at all to correspondence sent to you by the Professional Competence Section of the Medical Council and/or

Allegation 1b(i) was proven as to fact.

Reason: The Committee was satisfied beyond a reasonable doubt the allegation was proven.

Allegation 1b(ii) was proven as to fact.

Reason: The Committee was satisfied beyond a reasonable doubt the allegation was proven.

Allegation 1b(i) and 1b(ii) did not amount to professional misconduct.

Reason: The Committee finds that the test for professional misconduct was not established beyond reasonable doubt.

Allegation 1b(i) and 1b(ii) did amount to a contravention of the Medical Practitioners Act, 2007 ("Act") (including regulations or rules made under the Act).

Reason: The Committee finds that it was established beyond reasonable doubt.

Allegation 1b(iii) was treated as a separate allegation – Allegation 3

Allegation 2:

Failed to maintain your professional competence on an ongoing basis to include, but not limited to, 2012 and as such breached Section 94 (1) of the Act.

Allegation 2 was withdrawn.

Allegation 3

Failed to respond adequately or at all to correspondence sent to you by the Professional Competence Section of the Medical Council.

Allegation 3 was proven as to fact.

Reason: The Committee was satisfied beyond a reasonable doubt the allegation was proven.

Allegation 3 did not amount to professional misconduct.

Reason: The Committee finds that the test for professional misconduct was not established beyond reasonable doubt.



Chairperson

2nd April, 2015

Date