



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

Registered Medical Practitioner:	Dr Intan Besri
Registration Number:	059595
Date of Inquiry:	16 th and 17 th November 2015, 22 nd February 2016
Members of Inquiry Committee:	Mr Declan Carey Dr Abdul Bulbulia Ms Ger Feeney
Legal Assessor:	Mr Seamus Woulfe SC
Appearances - For the Chief Executive:	Mr. Tom Hogan, SC with Sinéad Taaffe, Solicitor Mc Dowell Purcell Solicitors.
For the Practitioner:	Simon Mills, BL with Niall Rooney, Solicitor of Matheson Solicitors

The nature of the Complaint that resulted in the Inquiry:

The Committee noted that:

1. The Preliminary Proceedings Committee (“the PPC”) formed the opinion that there was a prima facie case to warrant further action being taken in relation to the complaint of:
2. The PPC referred the complaint to the Fitness to Practise Committee on the grounds of poor professional performance.

The Committee further noted that:

The allegations of poor professional performance considered by the Committee were as follows:

That you, being a registered medical practitioner while working as a general practitioner at College Gate Clinic, 123 Ballymun Road, Dublin 9, in relation to ("Mrs F"), a patient under your care:

1. On or around 8 February 2012, failed to:
 - a) take any or any adequate history from Mrs F in relation to her presenting complaint and/or
 - b) form a differential diagnosis in relation to the possible cause and/or causes of Mrs F's pain and/or
 - c) develop an appropriate management plan for Mrs F, to include what further investigations were to be considered and/or carried out and/or what follow up was to be undertaken and/or
 - d) to arrange for initial relevant investigations to be undertaken to include:
 - i. urine tests and/or
 - ii. an ultrasound of the pelvis and abdomen to include renal tract and/or
 - iii. blood tests, to include full blood count and/or renal function and/or liver profile and/or ESR, and/or
2. On or around 8 February 2012, failed to document in Mrs F's medical records, either adequately or at all:
 - a) a complete medical history in relation to Mrs F and/or
 - b) the finding(s) arising from any examination(s) performed on Mrs F and/or
 - c) a differential diagnosis in relation to the possible cause and/or causes of Mrs F's pain and/or
 - d) a comprehensive management plan for Mrs F, to include what further investigations were to be considered and/or carried out and/or
 - e) the nature of any discussion(s) with Mrs F and/or
3. On or after 5 March 2012, failed to notice that an MRI scan of soft tissue pelvis was performed on Mrs F and not an MRI of the abdomen as per the plan documented in Mrs F's medical records and/or
4. On or after 5 March 2012, failed to arrange any or any adequate follow up of Mrs F's presenting complaint to include:
 - a) reviewing the results of the MRI scan of soft tissue pelvis reported on 5 March 2012 and/or Mrs F's medical history and/or
 - b) arranging a telephone call or appointment to discuss the result of the MRI scan of soft tissue pelvis with Mrs F and/or
5. On or around 11 April 2012, failed to:
 - a) review and/or take an updated medical history from Mrs F and/or
 - b) carry out any or any adequate examination and/or
 - c) develop an appropriate management plan for Mrs F, to include what further investigations were to be considered and/or carried out and/or what follow up was to be undertaken and/or
6. On or around 11 April 2012, failed to document in Mrs F's medical records, either adequately or at all:
 - a) The nature of any discussion(s) with Mrs F, to include any update provided by Mrs F in relation to the complaint with which she presented on 8 February 2012 and/or

- b) The nature of any review undertaken in relation to Mrs F's symptoms and/or
- c) The management plan for Mrs F, to include what further investigations were to be considered and/or carried out and/or

7. Such further allegations as may be notified to you in advance of the Inquiry.

Findings of the Committee:

Allegation 1

That you, being a registered medical practitioner while working as a general practitioner at College Gate Clinic, 123 Ballymun Road, Dublin 9, in relation to Mrs F, a patient under your care:

On or around 8 February 2012, failed to:

- a) take any or any adequate history from Mrs F in relation to her presenting complaint and/or
- b) form a differential diagnosis in relation to the possible cause and/or causes of Mrs F's pain and/or
- c) develop an appropriate management plan for Mrs F, to include what further investigations were to be considered and/or carried out and/or what follow up was to be undertaken and/or
- d) to arrange for initial relevant investigations to be undertaken to include:
 - iv. urine tests and/or
 - v. an ultrasound of the pelvis and abdomen to include renal tract and/or
 - vi. blood tests, to include full blood count and/or renal function and/or liver profile and/or ESR, and/or

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

Allegation 1(a) was not proven as to fact.

Reason: The Committee finds that this was not proven beyond a reasonable doubt.

Allegation 1(b) was not proven as to fact.

Reason: The Committee finds that this was not proven beyond a reasonable doubt.

Allegation 1(c) was proven as to fact.

Reason: Admitted by Dr Besri.

Allegation 1(d) was not proven as to fact.

Reason: The Committee finds that this was not proven beyond a reasonable doubt.

Allegation 2

On or around 8 February 2012, failed to document in Mrs F's medical records, either adequately or at all:

- a. complete medical history in relation to Mrs F and/or the finding(s) arising from any examination(s) performed on Mrs F and/or
- b. differential diagnosis in relation to the possible cause and/or causes of Mrs F's pain and/or
- c. comprehensive management plan for Mrs F, to include what further investigations were to be considered and/or carried out and/or
- d. the nature of any discussion(s) with Mrs F and/or

Allegation 2(a) was not proven as to fact.

Reason: The Committee finds that this was not proven beyond a reasonable doubt.

Allegation 2(b) was not proven as to fact.

Reason: The Committee finds that this was not proven beyond a reasonable doubt.

Allegation 2(c) was proven as to fact.

Reason: Admitted by Dr Besri.

Allegation 2(d) was proven as to fact.

Reason: Admitted by Dr Besri.

Allegation 2(e) was not proven as to fact.

Reason: The Committee finds that this was not proven beyond a reasonable doubt.

Allegation 3

3 On or after 5 March 2012, failed to notice that an MRI scan of soft tissue pelvis was performed on Mrs F and not an MRI of the abdomen as per the plan documented in Mrs F's medical records and/or

Allegation 3 was not proven as to fact.

Reason: The Committee finds that this was not proven beyond a reasonable doubt.

Allegation 4

On or after 5 March 2012, failed to arrange any or any adequate follow up of Mrs F's presenting complaint to include:

- a. reviewing the results of the MRI scan of soft tissue pelvis reported on 5 March 2012 and/or Mrs F's medical history and/or
- b. arranging a telephone call or appointment to discuss the result of the MRI scan of soft tissue pelvis with Mrs F and/or

Allegation 4 was withdrawn.

Allegation 5

5. On or around 11 April 2012, failed to:
 - a. review and/or take an updated medical history from Mrs F and/or
 - b. carry out any or any adequate examination and/or
 - c. develop an appropriate management plan for Mrs F, to include what further investigations were to be considered and/or carried out and/or what follow up was to be undertaken and/or

Allegation 5(a) was not proven as to fact.

Reason: The Committee finds that this was not proven beyond a reasonable doubt.

Allegation 5(b) was not proven as to fact.

Reason: The Committee finds that this was not proven beyond a reasonable doubt.

Allegation 5(c) was not proven as to fact.

Reason: The Committee finds that this was not proven beyond a reasonable doubt.

Allegation 6

6. On or around 11 April 2012, failed to document in Mrs F's medical records, either adequately or at all:

- a. The nature of any discussion(s) with Mrs F, to include any update provided by Mrs F in relation to the complaint with which she presented on 8 February 2012 and/or
- b. The nature of any review undertaken in relation to Mrs F's symptoms and/or
- c. The management plan for Mrs F, to include what further investigations were to be considered and/or carried out and/or

Allegation 6(a) was proven as to fact.

Reason: Admitted by Dr Besri.

Allegation 6(b) was proven as to fact.

Reason: Admitted by Dr Besri

Allegation 6(c) was proven as to fact.

Reason: Admitted by Dr Besri.

The allegation of poor professional performance is:

In relation to one or more of the factual allegations and/or sub allegations listed at 1 – 6 above, you failed to meet the standards of competence (whether in knowledge and skill or the application of knowledge and skill or both) that can reasonably be expected of a general practitioner.

The Committee was satisfied beyond reasonable doubt that the admitted factual allegations amounted to a failure to meet the standards of competence that can be reasonably be expected of a general practitioner.

Reason: Admitted by Dr Besri.



Chairperson

7th March 2016

Date