



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

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<b>Registered Medical Practitioner:</b>	Dr Gregory Lowe
<b>Registration Number:</b>	014651
<b>Date of Inquiry:</b>	2 <sup>nd</sup> March 2016
<b>Members of Inquiry Committee:</b>	Mr John Nisbet Dr Abdul Bulbulia Ms Geraldine Feeney
<b>Legal Assessor:</b>	Ms Patricia Dillon
<b>Appearances - For the Chief Executive:</b>	Eoghan O'Sullivan BL and Claire Cregan of McDowell Purcell Solicitors.
<b>For the Practitioner:</b>	Not Represented

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**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 professional misconduct/poor professional performance/relevant medical disability.

The Committee further noted that:

The allegations of professional misconduct and/or poor professional performance and/or relevant medical disability considered by the Committee were as follows:

That you, being a registered medical practitioner,

1. On or around June 2013, answered "No" to one or more of the following questions in your Application Form for Registration in the Register of Medical Practitioners in

circumstances where you knew or ought to have known that one or more of the said responses were not true;

- i. Have any sanctions/penalties concerning your registration or licence to practice medicine, up to and including cancellation been imposed on you by any registration/competent authority?; and/or,
  - ii. Have you given any undertaking regarding your entitlement to practice to any licencing or registration authority?; and/or
  - iii. Has any licencing or registration authority refused to grant you registration or a practice licence or only granted conditional registration or a conditional licence? and/or
2. On or around June 2014, answered “No” to one or more of the following questions in your Application Form for Registration in the Register of Medical Practitioners in circumstances where you knew or ought to have known that one or more of the said responses were not true;
- i. Has any disciplinary process been commenced against you and/or have any findings been made against you by any other licensing or registration authority, in any jurisdiction?; and/or,
  - ii. Have any sanctions/penalties been imposed on you by any licencing or registration authority?; and/or,
  - iii. Have you given any undertaking regarding your entitlement to practice to any licencing or registration authority?; and/or,
  - iv. Has any licencing or registration authority refused to grant you registration or practice licence or only granted conditional registration or a conditional licence?; and/or,
3. Such further allegations as may be notified to you in advance of the Inquiry.
4. **AND TAKE FURTHER NOTICE** that arising from one or more of the allegations above the following are the allegations of professional misconduct
- :
- I. That you engaged in conduct which doctors of experience, competence and good repute consider disgraceful or dishonourable; and/or,
  - II. That your conduct amounted to a serious falling short of the standards of conduct expected among doctors; and/or,
5. **AND TAKE FURTHER NOTICE** that the allegation of a contravention of Section 55(6) of the Medical Practitioner’s Act 2007 is:

That you, being a registered medical practitioner,

- I. Failed to give notice in writing to the Medical Council of one or more of the following material matters which were likely to affect the continuation of your registration, within 30 days of you having knowledge thereof:
    - a) That on or around 19 November 2012 you provided an undertaking to the College of Physicians and Surgeons of Ontario, Canada to complete an educational program in communications; and/or,
    - b) That on or around 19 November 2014 your Certificate of Registration with the College of Physicians and Surgeons of Ontario, Canada was suspended by the Discipline Committee, effective from 19 November 2014 at 11:59pm; and/or,
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## Findings of the Committee:

### Allegation 1:

1. On or around June 2013, answered “No” to one or more of the following questions in your Application Form for Registration in the Register of Medical Practitioners in circumstances where you knew or ought to have known that one or more of the said responses were not true;
  - i. Have any sanctions/penalties concerning your registration or licence to practice medicine, up to and including cancellation been imposed on you by any registration/competent authority?; and/or,
  - ii. Have you given any undertaking regarding your entitlement to practice to any licencing or registration authority?; and/o
  - iii. Has any licencing or registration authority refused to grant you registration or a practice licence or only granted conditional registration or a conditional licence? and/or

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

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

Reason: Was not proven beyond a reasonable doubt.

Allegation 1(ii) was proven as to fact.

Reason: Proven beyond a reasonable doubt having regard to the evidence of Ms R.

Allegation 1(ii) did amount to professional misconduct

Reason: The conduct of Dr Lowe was dishonourable, in a professional sense, involving the provision of false information to the Medical Council by the practitioner.

Allegation 1(iii) was withdrawn.

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### Allegation 2:

On or around June 2014, answered “No” to one or more of the following questions in your Application Form for Registration in the Register of Medical Practitioners in circumstances where you knew or ought to have known that one or more of the said responses were not true;

- i. Has any disciplinary process been commenced against you and/or have any findings been made against you by any other licensing or registration authority, in any jurisdiction?; and/or,
- ii. Have any sanctions/penalties been imposed on you by any licencing or registration authority?; and/or,

- iii. Have you given any undertaking regarding your entitlement to practice to any licencing or registration authority?; and/or,
- iv. Has any licencing or registration authority refused to grant you registration or practice licence or only granted conditional registration or a conditional licence?; and/or

Allegation 2(i) was proven as to fact.

Reason: Proven beyond a reasonable doubt having regard to the evidence of Ms R.

Allegation 2(i) did amount to professional misconduct

Reason: The conduct of Dr Lowe was dishonourable, in a professional sense, involving the provision of false information to the Medical Council by the practitioner.

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

Reason: Was not proven beyond a reasonable doubt.

Allegation 2(iii) was proven as to fact.

Reason: Proven beyond a reasonable doubt having regard to the evidence of Ms R.

Allegation 2(iii) did amount to professional misconduct

Reason: The conduct of Dr Lowe was dishonourable, in a professional sense, involving the provision of false information to the Medical Council by the practitioner.

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

Reason: Was not proven beyond a reasonable doubt.

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Allegation 5:

That the allegation of a contravention of Section 55(6) of the Medical Practitioner's Act 2007 is:

That you, being a registered medical practitioner,

- i. Failed to give notice in writing to the Medical Council of one or more of the following material matters which were likely to affect the continuation of your registration, within 30 days of you having knowledge thereof:
- ii. That on or around 19 November 2012 you provided an undertaking to the College of Physicians and Surgeons of Ontario, Canada to complete an educational program in communications; and/or,
- iii. That on or around 19 November 2014 your Certificate of Registration with the College of Physicians and Surgeons of Ontario, Canada was suspended by the Discipline Committee, effective from 19 November 2014 at 11:59pm; and/or

Allegation 5(i) was proven as to fact.

Reason: Proven beyond a reasonable doubt having regard to the evidence of Mr Sidebottom.

Allegation 5(ii) was proven as to fact.

Reason: Proven beyond a reasonable doubt having regard to the evidence of Mr Sidebottom.

Allegation 5(iii) was proven as to fact.

Reason: Proven beyond a reasonable doubt having regard to the evidence of Mr Sidebottom.

Allegation 5 as proven did amount to contravention of Section 55(6) of the Medical Practitioner's Act 2007

A handwritten signature in black ink, appearing to read "A. Bell", is written over a horizontal line. The signature is stylized and cursive.

Chairperson

9<sup>th</sup> March 2016

Date

