

**DR N SPICER**

**Appellant**

**and**

**HEREFORDSHIRE PRIMARY CARE TRUST**

**Respondent**

1. On 17 January 2011 the Primary Health Lists Tribunal (the panel) concluded the hearing of Dr Spicer's appeal. The decision, that his appeal had been dismissed, was communicated to him on 4 February 2011.
2. On 4 February 2011 the panel directed that the parties, within seven days of receipt of reasons, serve written submissions as to whether Dr Spicer should be made subject to a national disqualification. The reasons were made available to the parties on 14 February 2011.
3. By letter dated 22 February 2011 RadcliffesLeBrasseur on behalf of Dr Spicer did not seek to make any submissions. By letter dated 24 February 2011 Mills and Reeve on behalf of the PCT wrote that they considered that Dr Spicer should be subject to national disqualification. In summary they argued that the findings of the panel were relevant to Dr Spicer's suitability to be included in the performers list of any PCT.
4. The panel took into account the submissions made on behalf of the PCT and the guidance contained in the document entitled 'Advice for Primary Care Trusts on list management' (Department of Health 2004). The panel decided that Dr Spicer's case was sufficiently serious to justify imposing a national disqualification under regulation 18A(2) of the National Health Service (Performers Lists) Regulations 2004, and order accordingly.

A Harbour Tribunal Judge

S Ariyanayagam Professional

D White Member

**Dated 28 March 2011**