

Memorandum

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COUNCIL**Regulating doctors
Ensuring good medical practice**

To: Julian Graves
From: Code A
Copy:
Date: 28 October 2011

Request for information from Blake Laphorn for information in connection with Gladys Mabel Richards

As you know I am currently dealing with a request from solicitors acting on behalf of Gillian Mackenzie. Mrs Mackenzie's mother, Gladys Richards, died at Gosport War Memorial Hospital in 1998 under the care of Dr Jane Barton.

An inquest into the death of Mrs Richards is planned to take place this year and in advance of this Blake Laphorn, the solicitors of Gillian Mackenzie, have written to seek the disclosure of documentation held by the GMC. In particular they have requested a copy of medical reports and correspondence we hold from Professor Livesey. Professor Livesey produced a report for Hampshire Constabulary in July 2001 which dealt exclusively with the death of Mrs Richards. This report was subsequently provided to the GMC as part of the disclosure process made by Hampshire Police at the conclusion of their investigations into Dr Barton.

I have sought the views of Hampshire Police via DCI Grocott to the potential disclosure of this report. He has raised no objections. Nevertheless, in line with our obligations under the DPA when considering the release of third party personal data, I have looked into the possibility of expressly seeking Professor Livesey's consent to the disclosure. Unfortunately Professor Livesey is no longer a registered medical practitioner having taken voluntary erasure with effect from 31 December 2010. The only address we have for the doctor on files is a PO Box address in Oxfordshire but I am somewhat reluctant to forward the report to him at this address given that I have no way of knowing whether this PO Box address is still in use. Searches of the internet have also proved of little assistance.

I would therefore be grateful for your views on whether we can rely on the views of Hampshire police in respect of this request and disclose the report, subject to the removal of Professor Livesley's personal data or whether you would prefer that I try to contact the doctor via his PO Box address. It would appear that the doctor used

this address from May 2001 right up until his erasure in December 2010 so it may still be in use.

Grateful for your thoughts in connection with this.

Many thanks

Link to Professor Livesey Report

<http://livelink/edrms/lisapi.dll?func=ll&objId=45276728&objAction=browse&sort=name&viewType=1>