

Code A

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From: Code A
 Sent: 02 February 2010 12:54
 To: OCCE; Neil Marshall Code A Niall Dickson Code A
 Cc: Code A
 Subject: 5 member review panel. Request for Review.

Importance: High

3585

Dear Mr Marshall,

RE: Request for Review.

It has been brought to my attention that Jane Barton was dealt with considerably leniency. This therefore puts the General Medical Council in a position to review a number of cases of injustice. I note from the Portsmouth News, a 5 member review panel is being created to review the decision made by the panel members in the case of Jane Barton.

The article stated Para 3 *"In an unprecedented move, the General Medical Council - which appointed the five-strong independent panel - will now review the decision"*

It is therefore clear that the GMC can review final decisions if it wishes. My specific concerns are the following cases

1. GMC v Code A Struck off . The allegations concerned a matter that related to his time before medical school. This was a draconian decision given Dr Jane Barton was simply given conditions.
2. GMC v Code A has detailed his case many times through various forums. Again to strike him off was clearly far too draconian.
3. GMC v Code A We all know the reason the GMC has prosecuted Code A Her case contained a drunk panellist who was found guilty of SPM at the SRA. All the experts who have persecuted her in the process have had conflicts of interests with respect to religion. Code A Conditions should be reviewed urgently and lifted.
4. GMC v Code A He was struck off for no tangible reason. There were no patient concerns and it is clear he was a whistleblower who acted in good faith. An *"attitudinal problem"* simply because he does not speak the Queens English is not enough of a reason to strike him off. It appears that the GMC have sanctioned him because they dislike him.
5. GMC v Code A case was never prosecuted by the police and as such did not meet the criminal standard. This case should never have been prosecuted by the GMC and as we both know the complainant has a dubious history.
6. GMC v Code A As we all are aware, the GMC have been persecuting this muslim doctor with a draconian 18 months suspension at IOP. This is far more draconian than any conditions given to Dr Jane Barton.

As Jane Barton is allowed back on conditions, please review the sanctions here with a view to making a more reasoned decision in this case.

It is well known and established that a different tests of "Misconduct" are used in various cases in the court [a comparison is R v GMC Ex Parte Code A v GMC Ex Parte Remedy UK]. It is clear that one test is used for the Caucasian doctor and one test is used for the foreign doctor. The statistics show that the GMC have struck off many foreign doctors on frivolous grounds. <http://news.bbc.co.uk/1/hi/health/6940121.stm>

My colleagues above have threatened to judicially review the General Medical Council. It is clear that Jane Barton is given an element of leniency not seen by foreign doctors. We therefore cite racial discrimination, discrimination on the grounds of Article 14 of the Human Rights Act with an impact on Article 6. A refusal to grant a review upon request will of course be construed as a breach of Section 2 of the RRA namely victimisation.

As a way to move forward, I would be grateful if you would allow the doctors above to

1. Submit arguments for their cases for consideration of a review.
2. The GMC should provide us with their Equality Policy and reasons why the above doctors' decisions were more severe than that of Dr Jane Barton.

Please confirm receipt. We hope to receive a response.

Regards

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For Doctors4Justice.net