

# MATTERS 2018

February 2018

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p>Mr T Mahapa OD0003832/19796932</p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, on or about May 2015, you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, accounts/statements wherein you charged and/or attempted to recover one or more or all of the amounts specified therein for professional services rendered by your or/or your practice whilst:</p> <ul style="list-style-type: none"><li>a) one or more or all the aforesaid professional's services was/were not rendered by you; and/or</li><li>b) you did not in truth and in fact rendered any professional services in respect of your patient and/or his dependants; and/or</li><li>c) you were not entitled to payment of one or more or all the amounts specified in the said accounts/statements; and/or</li><li>d) the said accounts/statements were drafted in a manner that was inaccurate or incorrect; and/or\the said accounts/statements were drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li></ul> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that on or about 21 May 2015 in respect of your patient you contravened ethical Rule 22 of the Ethical Rules of Conduct for practitioners registered under the Health Professions Act, 1974 in that you allowed yourself to be exploited by your practitioner by allowing your practice number to be used by a fellow practitioner.</p>	<p>Fine of R50 000 to be paid in two (2) instalments first instalment to be paid by the end of April 2018 and second instalment to be paid by end of August 2018.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Ms S Zondo</b> <b>OP0049158/3645756</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that and on or about November 2011 you acted in a manner that is not in accordance with the Ethical consideration of your profession in that you contravened the Ethical Rule 3(1)(2) of the Ethical rules of conduct for practitioners registered under the Health Profession Act 56 of 1974, in that you operated a mobile clinic for purposes of advertising and canvassing or touting.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that and on or about November 2011 you acted in a manner that is not in accordance with the Ethical consideration of your profession in that you contravened Rule 4(a)(d)(f) of the Ethical rules of conduct pertaining specifically to the profession of Optometry and Dispensing Opticians in that you operated a mobile clinic which does not meet the requirements of the professional Board for Optometry and Dispensing Opticians.</p> <p><b><u>COUNT 3</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that during on or about November 2011 you and/or your practice issued or caused or permitted to be issued on your behalf and in respect of "your patient an invoice for alleged professional services rendered by you, whilst:</p> <p>a) the fees which you and/or your practice charged for on the invoice were not accurate, true or correct in one or more or all respect(s); and/or</p> <p>b) the invoice was compiled in such a manner as to cause financial prejudice to your patient and/or your patients medical aid and/or insurer</p>	<p>Count 1 fine of R10 000 payable at the end of March 2018.</p> <p>Count 2 fine of R50 000 which is wholly suspended for 3 years.</p>	<p>Pretoria</p>

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	<p>c) you were not entitled to payment of one or more or all of the amounts specified in the said invoice.</p> <p><b><u>COUNT 4</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that during on or about November 2011 you and/or your practice issued or caused or permitted to be issued on your behalf and in respect of your patient an invoice for alleged professional services rendered by, whilst:</p> <p>a) the fees which you and/or your practice charged for on the invoice were not accurate, true or correct in one or more or all respect(s); and/or</p> <p>b) the invoice was compiled in such a manner as to cause financial prejudice to your patient and/or your patients medical aid and/or insurer</p> <p>c) you were not entitled to payment of one or more or all of the amounts specified in the said invoice.</p> <p><b><u>COUNT 5</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that during on or about November 2011 you and/or your practice issued or caused or permitted to be issued on your behalf and in respect of your patient an invoice for alleged professional services rendered by you, whilst:</p> <p>a) the fees which you and/or your practice charged for on the invoice were not accurate, true or correct in one or more or all respect(s); and/or</p> <p>b) the invoice was compiled in such a manner as to cause financial prejudice to your patient and/or your patients medical aid and/or insurer</p> <p>c) you were not entitled to payment of one or more or all of the</p>		

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	<p>amounts specified in the said invoice.</p> <p><b><u>COUNT 6</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that during on or about November 2011 you and/or your practice issued or caused or permitted to be issued on your behalf and in respect of your patient an invoice for alleged professional services rendered by you, whilst</p> <p>a) the fees which you and/or your practice charged for on the invoice were not accurate, true or correct in one or more or all respect(s); and/or</p> <p>b) the invoice was compiled in such a manner as to cause financial prejudice to your patient and/or your patients medical aid and/or insurer.</p> <p>c) you were not entitled to payment of one or more or all of the amounts specified in the said invoice.</p>		
<p><b>Mrs S Mahapa</b> <b>OP0049158/19255494</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, on or about May 2015, you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, accounts/statements wherein you charged and/or attempted to recover one or more or all of the amounts specified therein for professional services rendered by your or/or your practice whilst:</p> <p>a) one or more or all the aforesaid professional's services was/were not rendered by you; and/or</p> <p>b) you did not in truth and in fact rendered any professional services in respect of your patient and/or his dependants; and/or</p> <p>c) you were not entitled to payment of one or more or all the</p>	<p>The Respondent was found guilty as charged. The sentence was a fine of R50 000 to be paid in two (2) instalments, first instalment to be paid by end of April 2018 and second instalment to be paid by end of August 2018.</p>	<p>Pretoria</p>

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	<p>amounts specified in the said accounts/statements; and/or  d) the said accounts/statements were drafted in a manner that was inaccurate or incorrect; and/or\the said accounts/statements were drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that on or about 21 May 2015 in respect of your patient you contravened ethical Rule 22 of the Ethical Rules of Conduct for practitioners registered under the Health Professions Act, 1974 in that you allowed yourself to be exploited by your patient into supplying him with cash in exchange of you claiming from his medical aid for services rendered.</p>		
<p><b>Dr Theocharous</b>  <b>MP0650498/4460330</b></p>	<p>On 23 August 2017 Dr S Theocharous was found guilty of unprofessional conduct and as penalty the Professional Committee resolved that his name be erased from the register. The Respondent appealed against the finding and the penalty.</p>	<p>On 10 February 2018 an Appeal Committee acquitted the Respondent from the previous finding and penalty.</p> <p>His name has since been restored to the register.</p>	<p>Pretoria</p>

## March 2018

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
Dr K Makita MP0358339/9349958	Training of unregistered person, employing unregistered person and issuing of fraudulent sick notes.	Caution and Reprimand	Pretoria

## May 2018

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr ARC Essay</b> <b>MP035534/716/2009</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during or about March 2009, in respect of your patient you and/or your practice acted in a manner that is not in accordance with the norms and standards of your profession in that you:</p> <ul style="list-style-type: none"> <li>• Employed an unregistered person to work in your practice as locum tenens and/or</li> <li>• Exposed your patient to danger and/or harm to with; the drug voltaren was administered as an intravenous bolus injection, which is contraindicated or not indicated for intravenous use or application.</li> </ul> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of Contempt of Council and breach of Ethical Rule 20(b) in terms of Regulations 4(5) of the Regulations Relating to the Conduct Inquiries under the Health Professions Act 1974 in that on 9 March 2016, you failed to attend a consultation meeting after being duly instructed by Council in its correspondence dated 16 February 2016 and subsequent electronic communications.</p>	<p>5 Years suspension of which 2 years suspension with immediate effect. The remaining 3 years of suspension is suspended for 3 years on condition the respondent does commit a similar offence.</p>	<p>Pretoria</p>
<p><b>Dr C Mbovane</b> <b>MP0459429/4478104</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect or professional services rendered and medication dispensed allegedly by yourself and/or your practice on or about May 2013, whilst:</p>	<p>Dr Mbovane was found guilty on count 1,2 and 3 and was charged for improper conduct. The following sanctions was imposed:</p> <ol style="list-style-type: none"> <li>1. R40 000 fine, payable within 90 days;</li> <li>2. In addition, 2 years suspension wholly suspended for 5 years.</li> </ol>	<p>Pretoria</p>

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	<p>1.1 one or more or all the aforesaid professional services was/were not rendered by you; and/or</p> <p>1.2 you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>1.3 the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>1.4 the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect or professional services rendered and medication dispensed allegedly by yourself and/or your practice on or about May 2013, whilst:</p> <p>2.1 one or more or all the aforesaid professional services was/were not rendered by you; and/or</p> <p>2.2 you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>2.3 the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>2.4 the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme.</p> <p><b><u>COUNT 3</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be</p>		



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	<p>rendered on your behalf and in respect of your patient, an account/statement wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered and medication dispensed allegedly by yourself and/or your practice on or about July 2013, whilst:</p> <p>3.1 one or more or all the aforesaid professional services was/were not rendered by you; and/or</p> <p>3.2 you were not entitled to payment of one or more or all of the amounts specified in the said account/statement; and/or</p> <p>3.3 the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>3.4 the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme.</p> <p><b><u>COUNT 4</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you during or about the year in 2013, or portions thereof, you and/or your practice, in respect of your patients, you allowed and/or permitted an unauthorised and/or unregistered person to dispense medication to your patients.</p>		
<p><b>Mr G Malinga</b> <b>PT0083046/3998616</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on December 2009, and with regard to your patient, you issued a sick note wherein the information contained on your letterhead was incorrect.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that</p>	<p>The Respondent was found guilty and the following sanctions was imposed:</p> <ol style="list-style-type: none"> <li>1. R60 000 payable before 31 August 2018</li> <li>2. 12 months suspension wholly suspended for 3 years</li> <li>3. In addition, cost order for wasted cost of proceedings for 2 days, in terms of Section 42(1)(f) of the Health Professions Act.</li> </ol>	<p>Pretoria</p>

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	<p>upon or about March 2015 to August 2015 and/or portion thereof, you acted in a manner that is not in accordance with the norms and standards of your practice in that you contravened Rule 20 of the Ethical Rules of Conduct for practitioners registered under the Health Professions Act, 1974 by failing and/or neglecting to:</p> <ol style="list-style-type: none"> <li>1. Respond to the correspondence and/or instructions from the Council and/or the Physiotherapy, Podiatry and Biokinetics Professions Board after you had been requested, in terms of the relevant regulations, to submit an explanation in respect of a letter of complaint received from your patient and attend two consultations with the Council and/or the Medical and Dental professions Board.</li> </ol>		
<p><b>Dr S Mose</b> <b>MP0612863/19330522</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about October 2015, in respect of your patient you and/or your practice acted in a manner that is not in accordance with the norms and standards of your profession in that:</p> <ol style="list-style-type: none"> <li>1.1 you failed and/or neglected to follow up on blood results requested;</li> <li>1.2 you provided your patient with inappropriate antenatal care.</li> </ol>	<p>The Respondent appeared before the Professional Conduct Committee and was charged for improper conduct. The Respondent was found guilty and the following sanction was imposed; R10 000 fine.</p>	<p>Pretoria</p>
<p><b>Dr A Botha</b> <b>MP0385492/3714616</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about March 2012 to April 2012 in respect of your patient you and/or your practice acted in a manner that is not in accordance with the norms and standards of your profession in that:</p> <ol style="list-style-type: none"> <li>1.1 you provided inadequate pre-operative, intra-operative and post-operative inquiry to your patient;</li> </ol>	<p>The Respondent appeared before the Professional Conduct Committee and was charged for improper conduct. The Respondent was found guilty and the following sanctions was imposed: Caution and Reprimand.</p>	<p>Pretoria</p>

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	1.2 the patient's specimen should have been sent to histology.		
<b>Dr A Jeftha</b> <b>DP0077941/2559232</b>	<b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about June 2012 at the Oral Health Centre in Mitchell's Plain, Cape Town you performed in inappropriate surgical procedure, namely an auricectomy on tooth 38 of your patient resulting in irreversible damage of the lingual nerve.	The Respondent appeared before the Professional Conduct Committee, charged with one (1) count of improper conduct. The Respondent entered a plea of guilty. The Committee found the Respondent guilty on the strength of his plea of guilty and imposed the following sanction: Caution and Reprimand.	Pretoria
<b>Dr C Sim</b> <b>MP0608483/13285400</b>	<b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during or about August 2013, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you: <ol style="list-style-type: none"> <li>1. misdiagnosed that your patient was suffering from gastroenteritis; and/or</li> <li>2. failed and/or neglected to diagnose an impending rupture or rupture of the patients uterus; and/or</li> <li>3. charged your patient or a urine test whilst in truth and in fact you did not perform a urine test on your patient.</li> </ol>	The Respondent was found guilty as charged and the following sanction was imposed. R10 000 fine.	Pretoria
<b>Ms M Fraser</b> <b>PS0107409/211728</b>	<b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during or about October 2011 or portions thereof, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you prepared and compiled a written report, whilst you:	The Respondent was found guilty of unprofessional conduct on counts 1 – 5 and sentence to a fine of R10 000.	Pretoria

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	<p>1.1 failed and/or neglected to attend to structuring the multiple client relationship that you entered with Laerskool Middelburg and your patient and the client-parent, and/or</p> <p>1.2 failed and/or neglected to obtain informed consent from your patient's parents for therapeutic interventions provided to the minor child; and/or</p> <p>1.3 failed and/or neglected with your patient's parents regarding their child, and/or;</p> <p>1.4 gave information and/or a report about your patient to unregistered persons; and or</p> <p>1.5 delegated your professional responsibilities to the unqualified school staff by allowing/permitting them to obtain the informed consent, and conduct the intake and feedback interview with the client-parent; and/or</p> <p>1.6 used culture – unfair practices and/or procedures in doing your assessment to wit you assessed a Zulu speaking child in English; and/or</p> <p>1.7 failed and/or neglected to state the limitations of your findings in your report.</p>		
<p><b>Dr M Mohideen</b> <b>MP0526266/19796850</b></p>	<p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during December 2015, or portions thereof, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you failed to provide your patient with appropriate clinical care, whilst being fully aware that a bad smell emanated from beneath the cast on her upper arm, you proceeded to discharge the patient.</p>	<p>The Respondent was found guilty as charged and the following sanction was imposed. R30 000 fine payable before end of June 2018.</p>	<p>Pretoria</p>
<p><b>Dr S Tshabalala</b> <b>MP0470023/12308344</b></p>	<p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during the period between 2010 to January 2013, or portions thereof, you acted in a manner that is not in accordance with the norms and standards of your profession in that you practised your profession whilst you were suspended from the Register</p>	<p>The Respondent was found guilty for improper conduct. The following sanctions was imposed:</p> <ol style="list-style-type: none"> <li>1. R50 000 fine, payable before 30 November 2017;</li> <li>2. In addition, 2 years suspension with immediate effect.</li> </ol>	<p>Pretoria</p>

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<b>Dr J Loveland</b> <b>MP0471631/10945944</b>	<p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that that upon or about January 2013 in respect of your patient you acted in a manner that is not in accordance with the norms and standards of your profession in that you failed and/or neglected to obtain informed consent relating to fees for second operation.</p>	<p>The Respondent was found guilty as charged. The sentence was that of Caution.</p>	<p>Johannesburg</p>
<b>Dr S Ndlovu</b> <b>MP0642037/3913020</b>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about December 2012 to January 2013 or portions thereof, you acted in a manner that is not in accordance with the norms and standards of your professions in that you employed an unregistered locum tenens at your practice.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about December 2012 to January 2013 and in respect of your patients, you acted in a manner that is not in accordance with the norms and standards of your professions in that you and/or your practice exposed patients to harm when you allowed/permitted and unregistered person to consult with your patients and further you allowed/permitted a clinical associate to consult with your patients.</p>	<p>The Respondent was found guilty as charged. A fine of R50 000 of which R10 000 will be paid within 30 days, the rest of R40 000 to be paid in instalments of 10 months that being R4 000 a month until 31 January 2019.</p>	<p>Pretoria</p>

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<p><b>Dr S Mangué</b> <b>MP0554251/11471544/2013</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about September 2013 at a Hospital in respect your patient you acted in a manner that is not in accordance with the norms and standards of your profession in that:</p> <p>1.1. you failed and/or neglected to act on an abnormal ECG (Electrocardiogram); and/or</p> <p>1.2. you failed and/or neglected to repeat enzymes within 4 to 6 hours in light of clinical symptoms and abnormal ECG (Electrocardiogram).</p>	<p>The Respondent was found guilty as charged. The sentence was R70 000 to be paid within 3 months. Further suspension from practice for 3 years when is wholly suspended for 3 years on condition that he is not found guilty of a similar offence.</p>	<p>Durban</p>

## August 2018

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Mr J Ramano</b> <b>OT0021822/19270896</b>	<p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about March to April 2015 you/or your practice submitted or caused or permitted to be submitted on your behalf and in respect of your patient, a claim to your patient's medical aid scheme wherein you claimed and/or attempted to claim payment for alleged professional services rendered by you, whilst:</p> <ul style="list-style-type: none"> <li>a) one or more or all of the aforesaid professional services was not rendered by you; and/or</li> <li>b) You were not entitled to payment of one or more or all of the amounts claimed for; and or</li> <li>c) The said claim was submitted in a manner that was inaccurate or incorrect; and/or</li> <li>d) The said claim was submitted in such a manner as to cause financial or potential prejudice to the medical aid scheme concerned.</li> </ul>	<p>The Respondent was found guilty as charged and the sentence was two years suspension from practice which is wholly suspended for 5 years and a fine of R30 000 of which R10 000 within 30 days from today and R20 000 to be paid within 24 months.</p>	<p>Pretoria</p>
<b>Mr N Le Richie</b> <b>OS0002968/2276732</b>	<p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during on or during March 2010 or portions thereof, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you provided insufficient care to your patient as a result of your failure to properly educate your patient regarding the use of the prosthesis.</p>	<p>The Respondent was found guilty by the Professional Conduct Committee and was charged for improper conduct. The following sanctions was imposed: R50 000 fine, payable immediately.</p>	<p>Pretoria</p>
<b>MP0223328/19896544</b> <b>Dr SK Skhosana</b>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about January 2014, in respect of your patient who is deceased, you acted in a manner that is not in accordance with the norms and standard of your profession in that you:</p> <p>1.1 certified the deceased cause of death as being natural without evidence indicating the cause of death; and/or</p>	<p>The Respondent was found guilty and charged for improper conduct. The following sanctions were imposed:</p> <ul style="list-style-type: none"> <li>a. Twelve (12) months suspension;</li> <li>b. Operation of practice be suspended for twenty-four (24) months.</li> </ul>	<p>Pretoria</p>

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	<p>1.2 failed or neglected to examine the corpse or body prior to completing of the notification of death from (BI1163);</p> <p>1.3 failed to request a post-mortem to ascertain the cause of death.</p>		
<p><b>Dr A Bovungana</b> <b>MP0368793/19227460</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about March 2015, you and/or your practice rendered a statement of account to a medical aid for professional services rendered to your patient whilst, you know and/or ought to have known that the medication you claimed for, was not dispensed to your patient.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about March 2015, you and/or your practice rendered a statement of account to a medical aid for professional services rendered to your patient whilst, you know and/or ought to have known that the medication you claimed for, was not dispensed to your patient.</p>	<p>The Respondent was found guilty and charged with two (2) counts of improper conduct. The following sanction was imposed:</p> <p>a. Ten thousand Rand (R10 000) fine; suspended for three (3) years on condition that he is not convicted of a similar offence within a period of suspension.</p>	<p>Pretoria</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr S Bhoora</b> <b>MP0633844/3949888</b>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about November 2012, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that:</p> <p>1.1. you negligently operated your patient on the wrong tube.</p>	<p>The Committee of Preliminary Inquiry resolved on 13 July 2018 that:</p> <p>a) The Respondent is guilty of unprofessional conduct and a penalty of R50 000 be payable within (6) six months was imposed</p> <p>b) Suspended for five (5) years, wholly suspended for five (5) years on condition that she is not found guilty of the same or similar offence within the said period.</p>	Johannesburg
<b>Dr A Sodade</b> <b>DP0061379/1630110</b>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about September 2007 to December 2007, or portions thereof, whilst:</p> <p>1.1) one or more or all of the aforesaid professional services was/were not rendered by you; and/or</p> <p>1.2) you were not entitled to payment of one or more or all of the amounts specified in the said account/statement; and/or</p> <p>1.3) the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p>	<p>The Respondent was found guilty of unprofessional conduct on count 1 and was sentenced as follows:</p> <ul style="list-style-type: none"> <li>• Three (3) years wholly suspended for five (5) years on condition that he is not found guilty of a similar offence committed during the period of suspension</li> <li>• Count 2 and 5: Caution and reprimand</li> <li>• Count 3, 4 and 6: Not guilty and discharged.</li> </ul>	Pretoria

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>1.4) the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of patient's dependant, an account/statement wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about September 2007 to December 2007, or portions thereof, whilst:</p> <p>2.1) in truth and in fact none of the professional services were rendered by you; and/or</p> <p>2.2) you were not entitled to payment of any of the amounts specified in the said account/statement; and/or</p> <p>2.3) the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>2.4) the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme.</p> <p><b><u>COUNT 3:</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice during or about the year 2006 to 2007, or portions thereof, whilst:</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>3.1) in truth and in fact none of the professional services were rendered by you; and/or</p> <p>3.2) you were not entitled to payment of any of the amounts specified in the said account/statement; and/or</p> <p>3.3) the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>3.4) the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme.</p> <p><b><u>COUNT 4:</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice during the year 2006, or portions thereof, whilst:</p> <p>4.1) in truth and in fact none of the professional services were rendered by you; and/or</p> <p>4.2) you were not entitled to payment of any of the amounts specified in the said account/statement; and/or</p> <p>4.3) the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>4.4) the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme.</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 5:</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during the period between 2006 to January 2008, or portions thereof, at your practice you did not act in accordance with the norms and standards of your profession in that you and/or your practice took radiographs whilst not being licenced with the relevant body and claimed for them.</p> <p><b><u>COUNT 6:</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during or about the period between 2006 to 2008, or portions thereof, you and/or your practice permitted and/or allowed, alternatively, failed and/or neglected to allow and/or permit, A dental therapist, under your employ at your practice, to claiming for services rendered under your practice number and/or acting beyond the scope of his practice.</p>		

## October 2018

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr T Hlophe</b> <b>MP 0644196/19926920</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during the 2014 to May 2016; in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that:</p> <p>1.1 you had a sexual relationship with your patient.</p> <p><b><u>COUNT 2</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about 03 July 2016; in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that:</p> <p>2.1 you fraudently accessed the patients blood tests without his consent;</p> <p>2.2 you disclosed the blood tests results to a third party without consent; and</p> <p>2.3 by your conduct you put the medical profession in disrepute.</p>	<p>The Committee found the Respondent guilty of unprofessional conduct and a fine of R15 000 suspended for 12 months on condition that he is not found guilty of a similar offence during the period of suspension.</p>	<p>Johannesburg</p>
<p><b>Dr KK Nsenda</b> <b>MP 0565954/200003268</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about May 2016; in respect your patient you acted in a manner that is not in accordance with the norms and standards of your</p>	<p>The Committee found the Respondent guilty of unprofessional conduct and a fine of R20 000 was imposed, payable within 5 months, R4 000 per months instalment. Further suspended from the register for a period of 3 years with operation, suspended for 5 years on condition that</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>profession in that:</p> <p>1.2 you employed an unregistered to treat your patient; and</p> <p>1.3 you endangered the lives of your patients by allowing unregistered person to treat them.</p> <p><b><u>COUNT 2</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about May 2016; in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that:</p> <p>2.1 you failed and/or neglected to report sexual misconduct ;</p>	<p>he is not found guilty of a similar offence during the period of suspension.</p>	

## December 2018

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr O Oduntan</b> <b>MP0462438/19866618</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of Medication dispensed allegedly by you and or your practice on or about November 2014, whilst:</p> <ul style="list-style-type: none"> <li>a) one or more or all the Medication was/were not dispensed by you; and/or</li> <li>b) you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>c) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</li> <li>d) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of Medication dispensed allegedly by you and or your practice on or about November 2014, whilst:</p> <ul style="list-style-type: none"> <li>a) one or more or all the Medication was/were not dispensed by you; and/or</li> </ul>	<p>Guilty as charged on Count 1 – 6. A fine of R120 000 of which R60 000 is payable in 6 instalments from end of January 2019 and R60 000 is suspended for 3 years on condition that he do not again commit a similar offence.</p>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>a) you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>b) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</p> <p>c) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 3</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of Medication dispensed allegedly by you and or your practice on or about November 2014 , whilst:</p> <p>a) one or more or all the Medication was/were not dispensed by you; and/or</p> <p>b) you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>c) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</p> <p>d) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 4</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of Medication dispensed allegedly by</p>		



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>you and or your practice on or about November 2014 , whilst:</p> <ul style="list-style-type: none"> <li>a) one or more or all the Medication was/were not dispensed by you; and/or</li> <li>b) you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>c) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</li> <li>d) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 5</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of Medication dispensed allegedly by you and or your practice on or about January 2015 , whilst:</p> <ul style="list-style-type: none"> <li>a) one or more or all the Medication was/were not dispensed by you; and/or</li> <li>b) you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>c) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</li> <li>d) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 6</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of Medication dispensed allegedly by you and or your practice on or about January 2015 , whilst:</p> <ul style="list-style-type: none"> <li>e) one or more or all the Medication was/were not dispensed by you; and/or</li> <li>f) you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>g) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</li> <li>h) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul>		
<p><b>Dr F Mathebula</b> <b>MP0529230/19940670</b></p>	<p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional in that during June - July 2016, you or your practice.</p> <ul style="list-style-type: none"> <li>1. Employed an unregistered person to attend to your patients in your practice; and/or</li> <li>2. Allowed or permitted an unregistered person to attend to your patients; and/or</li> <li>3. Failed to ensure that the person attending to your patients was registered with the Council; and/or</li> <li>4. submitted claims to your patient's medical schemes in respect of services that were not rendered.</li> </ul>	<p>Guilty as charged. A fine of R5 000 which is payable within 3 months.</p>	<p>Johannesburg</p>