

**MATTERS**

**January 2013**

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr J Middelhoven MP 0182478/591404</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 from November 2009 to March 2010, you and/or your practice managed and/or treated your patient unprofessionally and/or not in accordance with acceptable norms and/or standards of the medical profession in that you:</p> <ol style="list-style-type: none"> <li>1. failed and/or neglected to assess the patient fully and adequately pre and post operatively; and/or</li> <li>2. failed and/or neglected to apologize to the patient for poor result of the procedure; and/or</li> <li>3. failed and/or neglected to recognise the problem concerned and/or complications that arose post operatively; and/or</li> <li>4.. failed and/or neglected to repeat corrective surgery at your own expenses.</li> </ol>	<p>The Respondent was found guilty of unprofessional conduct on paragraphs 1 and 3 of the charge-sheet, no evidence was led in respect of paragraphs 2 and 4, hence found not guilty to same and was sentenced as follows:</p> <p>Three (3) months suspension from practice which is wholly suspended for a period of three (3) years on condition that he is not found guilty of similar transgressions during the period of suspension.</p>	<p>Johannesburg</p>
<p><b>Dr J Middelhoven MP 0182478/1289318</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 from August 2009 to May 2010, you and/or your practice managed and/or treated your patient unprofessionally and/or not in accordance with acceptable norms and/or standards of the medical profession in that you:</p> <ol style="list-style-type: none"> <li>1. performed a breast reduction procedure on a patient who is obese; and/or</li> <li>2. failed and/or neglected to follow-up on your patient post operatively; and/or</li> <li>3. failed and/or neglected to provide appropriate and adequate post operative care; and/or</li> <li>4.. failed and/or neglected to address the patient's concerns from</li> </ol>	<p>The Respondent was found guilty of unprofessional conduct on paragraphs 1 and 4 of the charge-sheet, no evidence was led in respect of paragraphs 2,3 and 5, hence found not guilty to same and was sentenced as follows:</p> <p>Both counts were taken together for the purpose of sentence and sentenced to three (3) months suspension from practice which is wholly suspended for a period of three (3) years on condition that he is not found guilty of similar transgressions during the period</p>	<p>Johannesburg</p>

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	<p>the first procedure and/or</p> <p>5. failed/and or neglected to adequately consult with the patient to ascertain clearly what the patient exactly wanted.</p>	of suspension.	
<p><b>Dr A Sham</b> <b>MP 0490202274/1477530</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 upon or about or during June to July 2010 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: -</p> <p>1. (a) performed an operation on your patient whilst you have not explained to him and his family all the risks and complications associated with the procedure, and/or</p> <p>(b) failed to provide evidence of such informed consent.</p> <p>2. (a) certified that the patient died of natural causes when this was not the case; and/or</p> <p>(b) the death certificate was not legally completed; and/or</p> <p>(c) failed to refer the death to the state pathologist when legally required to do so.</p>	The respondent paid an admission of guilt fine of R10 000 imposed by the Professional Conduct Committee.	Durban
<p><b>Dr R van Jaarsveldt</b> <b>MP0430250/1697046</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 upon or about or during September 2011 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 made an incorrect diagnosis of your patient's condition and thereafter prescribed medication that was not indicated or necessary to treat the condition.</p>	The Respondent paid an admission of guilt fine of R5 000 without appearing at the inquiry.	Pretoria
<p><b>Dr U Ramayin</b> <b>DP 0080187/1635064</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 upon or about March 2011 in respect of your patient, you performed a procedure and poorly managed the complication that developed.</p>	The Respondent paid an admission of guilt fine of R10 000 without appearing at the inquiry.	Pretoria

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<p><b>Dr R Naidoo</b> <b>DP00801870030716/1612144</b></p>	<p><b><u>CHARGE 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 2010, in respect of your patient, you acted in a manner that is contrary to the norms and standards of your profession</p> <p><b><u>CHARGE 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 2010, in respect of your patient, you acted in a manner that is contrary to the norms and standards of your profession</p> <p><b><u>CHARGE 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 on or about April 2010, in respect of your patient, you acted in a manner that is contrary to the norms and standards of your profession.</p>	<p>The Respondent paid an admission of guilt fine of R10 000 without appearing at the inquiry.</p>	<p>Port Elizabeth</p>
<p><b>Dr JG Oosthuysen</b> <b>MP 0248401/738/2008</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 April 2007 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:</p> <ol style="list-style-type: none"> <li>1. failed and/or neglected to attend to him in an emergency situation;</li> <li>2. failed to perform a procedure on the patient</li> </ol>	<p>The Respondent paid an admission of guilt fine of R25 000 without appearing at the inquiry.</p>	<p>Port Elizabeth</p>

## February 2013

Registration Number & Name of Practitioner	Nature of Complaint	Penalty	Town
<p><b>DR ARC Essay</b> <b>MP 0355534/296/2010</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 2009, in respect of your patient you and/or your practice rendered or caused or permitted to be rendered on your behalf a statement of account wherein you claimed and/or attempted to recover one or more or all of the amounts specified in the said statement of account in respect of services allegedly rendered whilst:</p> <p>1.1 one or more or all of the aforesaid services was/were not rendered by you and/or your practice; and/or</p> <p>1.2 you were not entitled to payment of one or more or all the amounts specified in the said statement of account; and/or</p> <p>1.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential financial prejudice to your patient or 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 on or about April 2009, in respect of your patient you and/or your practice rendered or caused or permitted to be rendered on your behalf a statement of account wherein you claimed and/or attempted to recover one or more or all of the amounts specified in the said statement of account in respect of services allegedly rendered whilst:</p> <p>2.1 one or more or all of the aforesaid services was/were</p>	<p>The Respondent elected to pay a fine of R20 000 without appearing at the inquiry.</p>	<p>Durban</p>

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	<p>not rendered by you and/or your practice; and/or</p> <p>2.2 you were not entitled to payment of one or more or all the amounts specified in the said statement of account; and/or</p> <p>2.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential financial prejudice to your patient or 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 on or about April 2009, in respect of your patient you and/or your practice rendered or caused or permitted to be rendered on your behalf a statement of account wherein you claimed and/or attempted to recover one or more or all of the amounts specified in the said statement of account in respect of services allegedly rendered whilst:</p> <p>3.1 one or more or all of the aforesaid services was/were not rendered by you and/or your practice; and/or</p> <p>3.2 you were not entitled to payment of one or more or all the amounts specified in the said statement of account; and/or</p> <p>3.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential financial prejudice to your patient or 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 on or about April 2009, in respect of your patient you</p>		

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	<p>and/or your practice rendered or caused or permitted to be rendered on your behalf a statement of account wherein you claimed and/or attempted to recover one or more or all of the amounts specified in the said statement of account in respect of services allegedly rendered whilst:</p> <p>4.1 one or more or all of the aforesaid services was/were not rendered by you and/or your practice; and/or</p> <p>4.2 you were not entitled to payment of one or more or all the amounts specified in the said statement of account; and/or</p> <p>4.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential financial prejudice to your patient or the Medical Aid Scheme.</p>		
<p><b>DR PCF Blaauwhof</b> <b>MP 0265861/2353140</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 between the period July 2011 to January 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 failed and/or neglected to adequately manage the antenatal period of your patient.</p>	<p>The Respondent was found guilty of unprofessional conduct in terms of regulation (4) (9) of Government Gazette No R102 of February 2009. A R5 000 fine was imposed in terms of Section 42(1)(d) of the Act and the Respondent elected to pay the fine.</p>	<p>Johannesburg</p>
<p><b>Dr O Jaiyesimi</b> <b>MP 0560359/1375194</b></p>	<p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about 9 January 2010, in respect of your patient, you and/or your practice:</p> <p>1. charged or attempted to recover professional fees which you were not entitled to; and/or</p> <p>2. rendered a statement of account which was false</p>	<p>The Respondent was found guilty of unprofessional conduct as per the charge-sheet and was sentenced as follows: Six months suspension from practice which is wholly suspended for a period of three (3) years on condition that he is not found guilty of similar transgressions during the period of suspension and further fine of R15 000 payable within a month.</p>	<p>Durban</p>

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	<p>and/or not accurate, true or correct in one or more respect(s); and/or</p> <p>3. rendered a statement of account which was drafted in such a manner as to cause financial prejudice or potential prejudice to your patient and/or the Medical Aid.</p>		
<p><b>Mr PP Maduna</b> <b>DT 0036331/1336372</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 18 February 2011, in respect of your colleague, you conducted yourself in a manner that brought the good name of your profession into disrepute in that you grabbed and kissed your colleague against her will and in a manner amounted to sexual harassment.</p>	<p>The Committee resolved that the Respondent is sentenced to two (2) years suspension from private practice which is wholly suspended for five (5) years on condition that he is not convicted of unprofessional conduct committed during the period of suspension and involving inappropriate behaviour.</p>	<p>Johannesburg</p>
<p><b>Dr L Jordan</b> <b>MP 0673234/1544/2009</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 01 January to 31 December 2008, 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 practiced as a community service practitioner without the HPCSA.</p>	<p>The Respondent was fined R2 500 and elected to pay the fine without appearing at the inquiry.</p>	<p>Pretoria</p>
<p><b>Dr NM Mazizi</b> <b>MP 0488208/6/2008</b></p>	<p><b>Count 1:</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 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 the amounts specified in the said account/statement in respect of medication allegedly dispensed by you on or about June 2007, whilst –</p> <p>1.1 none of the aforesaid medication was dispensed by you; and/or</p> <p>1.2 you were not entitled to payment to any of the amounts specified in the account/statement for medication</p>	<p>The Respondent was found guilty of unprofessional conduct on both counts of the charge sheet. As a penalty the Committee resolved that Dr Mazizi be suspended for a period of five years on condition that:</p> <p>a) she pays R5 000 fine per count; and</p> <p>b) the respondent is not found guilty of unprofessional conduct committed during the period of suspension relating to incorrect dispensing of medication and/or the incorrect submission of accounts or statements to medical aids/ and or patients.</p>	<p>Johannesburg</p>

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	<p>dispensed; and/or</p> <p>1.3 the said account/statement was drafted in such a manner as to cause financial prejudice or potential financial prejudice to the medial aid scheme concerned.</p> <p><b>Count 2:</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 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 the amounts specified in the said account/statement in respect of medication allegedly dispensed by you on or about June 2007, whilst –</p> <p>1.1 none of the aforesaid medication was dispensed by you; and/or</p> <p>1.2 you were not entitled to payment to any of the amounts specified in the account/statement for medication dispended; and/or</p> <p>1.3 the said account/statement was drafted in such a manner as to cause financial prejudice or potential financial prejudice to the medical aid scheme concerned.</p>		
<p><b>Dr D Koester</b> <b>MP 0621072/855974</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 April 2012, you were convicted of attempted fraud, and given a suspended sentence, thereby bringing your profession into disrepute.</p>	<p>The Respondent was found guilty of unprofessional conduct in terms of Regulation 4(9) of the regulation relating to the conduct of inquiries under the Health Professions Act, 1974 and to impose as penalty a fine of R25 000. The Respondent elected to pay he admission of guilt fine in the amount of R25 000.</p>	<p>Port Elizabeth</p>



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<p><b>Dr Y Abdulla</b> <b>MP0176559/1616/2009</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 between June 2005 and August 2006, 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 rendered a statement of account by you or your practice to your patient</p> <p>1.1 the statement of amount was incorrect or false or misleading to the patient, and/or</p> <p>1.2 the account was drafted in a manner as to cause financial prejudice to your patient and/or his Medical Aid Scheme in that your patient and/or his scheme was requested to pay an amount that was not due.</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 between October 2005 to 2006, 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 rendered a statement of account by you or your practice to your patient whilst: -</p> <p>2.1 the statement of account was incorrect or false or misleading to the patient, and/or</p> <p>2.2 the account was drafted in a manner as to cause financial prejudice to your patient and/or his Medical Aid Scheme in that your patient and/or his scheme was requested to pay an amount that was not due.</p>	<p>The Respondent was found guilty and was given cautioned and reprimanded.</p>	<p>Pretoria</p>

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	<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 upon or about or between May 2004 and May 2006 or any Parts(s) or portion(s) thereof, you or your practice acted in a manner that is not in accordance with the norms and standards of your profession in that you in respect of your patient</p> <p>3.1 rendered a statement of account to your patient's Medical Aid Scheme in respect of</p> <p>3.2 charged for consultations with your patient that did not take place, and/or</p> <p>3.3 issued a medical certificate to your patient with no indication of your diagnosis, and/or</p> <p>3.4 failed and/or neglected to keep proper clinical notes or records.</p>		

## March 2013

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>DR N Mdhuli</b> <b>MP 0598631/2174164</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 period November, December 2011, you acted in a manner that is not in accordance with the norms and standards of your profession in that you dispensed generic and/or cheaper medicines to your patient and thereafter submitted a claim to the Medical Aid Scheme in which you claimed for authentic expensive medication that you did not dispense.</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 during the period November, December 2011, you acted in a manner that is not in accordance with the norms and standards of your profession in that you dispensed generic and/or cheaper medicines to your patient and thereafter submitted a claim to the Medical Aid Scheme in which you claimed for authentic expensive medication that you did not dispense.</p>	<p>The Respondent elected to pay a fine of R20 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<p><b>Dr T Madula</b> <b>MP 0606766/2517278</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 January 2012, in respect of, you and/or your practice rendered a statement of account to a medical aid for professional services rendered whilst;</p> <p>1.1 you knew and/or ought to have known that you statement of account was false in some respect.</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 January 2012, in respect of you and/or your practice rendered a</p>	<p>The Respondent was found guilty of unprofessional conduct as charged and was sentenced as follows: Twelve (12) months suspension wholly suspended for 5 years on condition that he is not found guilty of an offence, where dishonesty is an element.</p>	<p>Johannesburg</p>

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	<p>statement of account to a medical aid for professional services rendered whilst;</p> <p>2.1 you knew and/or ought to have known that your statement of account was false in some respect</p>		
<p><b>Dr P Nunkoo</b> <b>DP 0069361/2003/09 &amp;</b> <b>DP 0069361/271/2010</b></p>	<p><b><u>COUNTS 1-19</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 mentioned you and/or your practice rendered statements of account to a Medical Aid Scheme in respect of your patients, whilst you knew and/or ought to have known that;</p> <ul style="list-style-type: none"> <li>• the services were performed by an unregistered dental laboratory;</li> <li>• you claimed for services not rendered</li> </ul> <p><b><u>COUNTS 20-39</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 mentioned, you and/or your practice rendered statements of account to a Medical Aid Scheme in respect of your patients whilst;</p> <ul style="list-style-type: none"> <li>• you knew and/or ought to have known that you submitted invoices for payment, indicating that the invoices were legitimately issued by a registered laboratory.</li> </ul> <p><b>Whereas</b> you, in truth and/or fact, knew that they were self-generated by you and/or your practice.</p> <p><b><u>COUNTS 40-86</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 mentioned, you and/or your practice rendered statements of account to the medical aid schemes, whilst you knew and/or ought to</p>	<p>The Respondent was found guilty of unprofessional conduct on counts 1-19 &amp; counts 87-133 and not guilty on counts 20-39 and counts 40-86 of the charge sheet and was sentenced as follows: Two (2) years suspension, with the operation thereof suspended for three (3) years on condition that he is not found guilty of an offence where dishonesty is an element.</p>	<p>Durban</p>

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	<p>have known that;</p> <ul style="list-style-type: none"> <li>• you and/or your practice submitted a quotation for payment, indicating that they were invoices legitimately issued by the laboratory.</li> </ul> <p><b>Whereas</b> you, in truth and/or fact, knew that they were self-generated by you and/or your practice.</p> <p><b><u>COUNTS 87-133</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 mentioned in respect of your patients mentioned, you acted in a manner that is not in accordance with the norms and standards of your profession in that, you employed an unregistered person and laboratory to perform work on your behalf.</p>		
<p><b>Mr M Chetty</b> <b>OP 0021032/2332500</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 period mentioned in respect of your patients, 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 contravened Ethical Rule 1 (4)(f) of Annexure 9 in that you conducted a mobile practice without obtaining a written approval from the Board.</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 during the period mentioned, in respect of your patients mentioned, you acted in a manner that is not in accordance with the norms and standards of your profession in that you and/or your practice;</p> <p>2.1 misled your patients into thinking that the consultation was free, whereas in truth and in fact was not;</p>	<p>The Respondent was found guilty of unprofessional conduct and was sentenced as follows:</p> <ol style="list-style-type: none"> <li>1) R50 000 fine payable in five (5) instalments with effect from April 2013</li> <li>2) Three (3) years suspension; with the operation thereof suspended for three (3) years on condition that he is not found guilty of operating a mobile practice during the period of suspension.</li> </ol>	<p>East London</p>

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	<p>2.2 over charged your patients.</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 the period mentioned, in respect of your patients, you acted in a manner that is not in accordance with the norms and standards of your profession in that you and/or your practice rendered statements of account to a medical aid in respect of professional services rendered whilst;</p> <p>3.1 you knew that it was in some respect incorrect.</p>		
<p><b>Dr A Aboobaker</b> <b>DP 0055034/656812</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 May 2010, in respect of your patient, you acted in a manner that was not in accordance with the norms and standards of your profession in that provided services and thereafter submitted a claim to the Medical Aid Scheme, in which you charged for alleged services rendered by you or your practice whilst you did not render some of the services you claimed for.</p>	<p>The Respondent was found guilty of unprofessional conduct. As penalty the Committee resolved that:</p> <ul style="list-style-type: none"> <li>i. A fine of R20 000 be imposed payable within two weeks from the date of the inquiry; and</li> <li>ii. Suspended from practising his profession for a period of one year but that the operation thereof be suspended for five years on condition that he was not found guilty of a similar offence committed during this period; and</li> <li>iii. The Council be informed in writing of his addiction and his rehabilitation already undertaken.</li> </ul>	<p>Durban</p>

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<b>Dr GF Heyns</b> <b>MP 0381586/1404/2008</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 or about September 2008 at a Clinic before performing a procedure on your patient, you failed and/or neglected to conduct a proper medical examination on your patient who presented with a history of cardiac intervention.</p> <p><b>ALTERNATIVE:</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 September 2008 at a Clinic performing procedures on your patient, you failed and/or neglected to refer your patient who presented a history of previous cardiac intervention to a cardiologist for an assessment.</p>	<p>After due consideration of the Committee it was decided that the respondent acted unprofessionally but that the conduct constitutes a minor transgression and has decided to impose as a penalty, a caution and reprimand in terms of section 42(8) and (9) of the Health Professions Act, 1974.</p>	<p>Bloemfontein</p>
<b>Mr KZ Mensah</b> <b>TT0006572/767786</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 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 allegedly rendered by you on or about June 2009, 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 such a manner that was inaccurate or incorrect; and/or</p> <p>1.4 the said account/statement was drafted in such a manner as to cause financial prejudice or potential financial prejudice to your patient and/or the medical aid scheme concerned.</p>	<p>The Respondent was found guilty of unprofessional conduct of a disgraceful nature on Counts 1 and 3 and guilty of unprofessional conduct of an improper nature on Counts 2 of the charge sheet. The penalty for Counts 1 and 3 was that the Respondent be suspended from practising his profession for a period of 3(three) years but that the operation thereof be suspended for a period of 5(five) years on condition that he was not found guilty in respect of a similar offence on the submission of incorrect statements of accounts to medical aids or patients committed during this period; and in respect of Count 2 a fine of R5 000 be imposed.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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 June 2009 in respect of your patient, you took measurements for dentures which falls outside the scope of dental therapists as published in Government Notice No. R.1741 of 17 September.</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 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 the amounts specified in the said account/statement in respect of professional services allegedly rendered by you on or about June 2009 and August 2010, whilst –</p> <p>3.1 none of the aforesaid professional services was 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 such a manner that was inaccurate or incorrect; and/or</p> <p>3.4 the said account/statement was drafted in such a manner as to cause financial prejudice or potential financial prejudice to your patient and/or the medical aid scheme concerned.</p>		
<p><b>Dr EB Qwabe</b> <b>MP 0386359/1315/2008</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 upon or about October 2006, in respect of your patient you acted in a manner that is not in accordance to the norms and standards of your profession in that you;</p> <p>1.1 performed a procedure and simultaneously acted as an</p>	<p>The Respondent was acquitted on both charges.</p>	<p>Durban</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>anaesthetist and did not have an assistant, and/or;</p> <p>1.2 failed and/or neglected to provide post operative management to your patient, and/or;</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 during 2010 you contravened the provisions of the Act in that you failed and/or neglected to inform the Council your change of address.</p>		
<p><b>Dr Y Naidoo</b> <b>MP 0506850/646246</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 July 2010, 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 manage your patient post operatively as a routine follow up, and in the management of post operative complications.</p>	<p>The Respondent was acquitted on the charges.</p>	<p>Durban</p>
<p><b>Dr D Cumming</b> <b>MP 0593494/2359790</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 October 2011 and/or February 2012 in respect of your patient, you imposed religious believes on your patient.</p>	<p>The Respondent elected to pay an admission of guilt fine in the amount of R10 000.</p>	<p>Pretoria</p>
<p><b>Mr M Mphaga</b> <b>TT0003484/1329034</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 period January 2010, in respect of your patient you and/or our practice rendered and/or submitted and/or permitted to be rendered or submitted on your behalf and/or on behalf of your practice one or more statements of account(s)/invoice(s), copies of which are attached hereto marked annexure "A1" and "A2", whilst:</p> <p>1.1 the fees you and/or your practice charged on the statement(s) were not accurate, true or correct in one or more respect(s); and/or</p>	<p>The Respondent was found guilty of unprofessional conduct on three (3) counts of medical aid fraud and not guilty on count 4 and was sentenced as follows: Twelve months suspension from practice which is wholly suspended for a period of three (3) years on condition that he is not found guilty of a similar offence during the period of suspension.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>1.2 you and/or your practice did not render the services for which the account(s)/invoice(s) were rendered; and/or</p> <p>1.3 one or more or all the said statement(s)/invoice(s) were compiled in such a manner as to cause financial prejudice to your patients and/or Medical Aid in respect of fees to which you were not entitled.</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 during the period January 2010, in respect of your patient you and/or your practice rendered and/or submitted and/or permitted to be rendered or submitted on your behalf and/or on behalf of your practice one or more statements of accounts, whilst:</p> <p>2.1 the fees you and/or your practice charged on the statement(s) were not accurate, true or correct in one or more respect(s); and/or</p> <p>2.2 you and/or your practice did not render the services for which the account(s)/invoice(s) were rendered; and/or</p> <p>2.3 one or more or all the said statement(s)/invoice(s) were compiled in such a manner as to cause financial prejudice to your patient and/or Medical Aid in respect of fees to which you were not entitled.</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 the period January 2010, in respect of your patient you and/or our practice rendered and/or submitted and/or permitted to be rendered or submitted on your behalf and/or on behalf of your practice one or more statements</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>of account(s), whilst:</p> <p>3.1 the fees you and/or your practice charged on the statement(s) were not accurate, true or correct in one or more respect(s); and/or</p> <p>3.2 you and/or your practice did not render the services for which the account(s)/invoice(s) were rendered; and/or</p> <p>3.3 one or more or all the said statement(s)/invoice(s) were compiled in such a manner as to cause financial prejudice to your patient and/or the Medical Aid in respect of fees to which you were not entitled.</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 the period August and September 2009 2010, in respect of your patients you and/or our practice rendered and/or submitted and/or permitted to be rendered or submitted on your behalf and/or on behalf of your practice one or more statements of account(s)", whilst:</p> <p>4.1 the fees you and/or your practice charged on the statement(s) were not accurate, true or correct in one or more respect(s); and/or</p> <p>4.2 you and/or your practice did not render the services for which the account(s)/invoice(s) were rendered; and/or</p> <p>4.3 one or more or all the said statement(s)/invoice(s) were compiled in such a manner as to cause financial prejudice to your patient and/or Medical Aid in respect of fees to which you were not entitled.</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Ms JC Maartens</b> <b>OP 0010707/1948/2009</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 the period October 2009, 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> <p>1.2 you ran an advertisement that is misleading or deceptive in that it claimed prominence.</p>	<p>The Respondent elected to pay a fine of R 2 500 without appearing at an inquiry.</p>	<p>Pretoria</p>
<b>Ms H Steenkamp</b> <b>PS 0034819/1741692</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 the period November 2011, you acted in a manner that is not in accordance with the norms and standards of your profession in that your statement reflected the incorrect code, implying that you had treated and/or evaluated your patient.</p>	<p>The Respondent elected to accept the penalty of a caution without appearing at a formal disciplinary inquiry.</p>	<p>Pretoria</p>
<b>Dr S van Wyk</b> <b>MP0193330/819/2009</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 the period January to March 2009 and/or portion(s) thereof in respect of your patient, you treated and/or managed your patient inappropriately and/or not in accordance with acceptable norms and standards of medical practice in that you;</p> <p>1.1 failed and/or neglected to provide appropriate and adequate post operative care to the patient; and/or</p> <p>1.2 failed and/or neglected to realise the seriousness of the complications post operatively; and/or</p> <p>1.3 failed and/or neglected and/or delayed in instituting appropriate, and/or proper management of your patient postoperatively; and/or</p> <p>1.4 failed and/or neglected to come up with proper, adequate treatment strategies and/or to refer the patient to a senior</p>	<p>The Respondent was found guilty of unprofessional conduct as per only sub-paragraph 1.4 of the charge-sheet and sub-paragraphs 1.1,1.2,1.3 and 1.5 fell away as there was no evidence led in respect of same because the above sub-paragraphs did not fall within the points of inquiry as given by the Prelim Committee, and the following penalty was imposed:</p> <p>Six (6) months suspension from practice which is wholly suspended for a period of twelve (12) months on condition that the respondent is not found guilty of a similar transgression during the period of suspension.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p style="text-align: center;">specialist; and/or</p> <p>1.5 incorrectly billing for a procedure which was not performed.</p>		
<p><b>Dr SS Golele</b> <b>MP 0398020/396/2010</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 from July 2008 to date, in respect your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you lost the patient's file as a result thereof the patient could not attend follow-up treatment postoperatively.</p>	<p>The Respondent accepted the penalty of reprimand in terms of Section 42(1)(a) of the Act without appearing at a formal disciplinary inquiry.</p>	<p>Pretoria</p>
<p><b>Dr F Ho</b> <b>MP 0334014/609248</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 June 2010, 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 substandard care to your patient, in an emergency situation.</p>	<p>The Respondent was found guilty of unprofessional conduct in terms of Regulation 4(9) of the regulation relating to the conduct of inquiries under the Health professions Act, 1974 and to impose a penalty a fine of R10 000. The respondent elected to pay the admission of guilt fine.</p>	<p>Pretoria</p>
<p><b>Mr S de Fries</b> <b>OP 0015660/1640916</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 or your practice rendered or caused or permitted to be rendered a statement of account to a Medical Scheme, in respect of your patient for professional services allegedly rendered during December 2010 whilst:</p> <p>1.1 the statement contained claims for services that were not rendered to the patient,</p> <p>1.2 you and/or your practice were not entitled to the fees charged in</p>	<p>The Respondent pleaded guilty and was sentenced as follows:</p> <ol style="list-style-type: none"> <li>1. Twelve (12) months suspension from private practice, wholly suspended for a period of five (5) years on condition that he is not to be found guilty of the same or similar offence during the period of suspension.</li> <li>2.</li> <li>3. A fine of R15 000 payable</li> </ol>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>the statement, and/or</p> <p>1.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential prejudice to the Medical 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 or your practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme, in respect of your patient for professional services allegedly rendered during May 2011 whilst:</p> <p>2.1 the statement contained claims for services that were not rendered to the patient,</p> <p>2.2 you and/or your practice were not entitled to the fees charged in the statement; and/or</p> <p>2.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential prejudice to the Medical 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 or your practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme, in respect of your patient for professional services allegedly rendered during August 2010 whilst:</p> <p>3.1 the statement contained a claim for incorrect service date;</p> <p>3.2 the statement contained an incorrect charge for when in truth and fact, a different product was dispensed;</p> <p>3.3 you and/or your practice were not entitled to the above mentioned fees charged in the statement; and/or</p>	<p>within a period of judgment.</p>	

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>3.4 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential prejudice to the Medical 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 or your practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme, in respect of your patient for professional services allegedly rendered during December 2010 whilst:</p> <p>4.1 the statement contained claims for services that were not rendered to the patient,</p> <p>4.2 you and/or your practice were not entitled to the above mentioned fees charged in the statement; and/or</p> <p>4.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential prejudice to the Medical Scheme.</p>		
<p><b>Dr L Mountany</b> <b>MP 0455598/1390120</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 2011, 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:</p> <p>1.1 delayed in providing him with a medical report; and/or</p> <p>1.2 permitted your Secretary to sign off the report when it was eventually provided, and/or;</p> <p>1.3 failed and/or neglected to provide him with a referral letter to a state psychiatric hospital and/or;</p> <p>1.4 failed and/or neglected to include/mention material, important aspects that accompanied your patient's psychiatric injuries in your report.</p>	<p>The Respondent paid an admission of guilt fine of R5 000 without appearing at the inquiry.</p>	<p>Pretoria</p>

## April 2013

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr MP Rampedi</b> <b>MP 0373982/187/2009</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 October 2008 and August 2008, you acted in a manner that is not in accordance with the norms and standards of your profession in that;</p> <p>1.3 you employed an unregistered person as a <i>locum tenens</i> in your practice; and/or</p> <p>1.4 you failed and/or neglected to verify that the person that you employed as a <i>locum tenens</i> was registered with the HPCSA.</p>	<p>The Respondent elected to pay a fine of R15 000 without appearing at an inquiry.</p>	<p>Pretoria</p>
<b>Mr T Motsoari</b> <b>OP 0021199/627054</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 you and/or your practice rendered or caused or permitted to be rendered on your behalf, 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 allegedly rendered by yourself and/or your practice on or about July 2007, whilst:</p> <p>a) one or more or all of the aforesaid professional services was/were not rendered by you; and/or</p> <p>b) 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>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>The Respondent was found guilty of unprofessional conduct and was given a dual sanction by the members of the Professional Conduct Committee:</p> <p>a) he was suspended from practice for 1 year, the operation thereof wholly suspended for 3 years on condition that he is not found guilty of a similar offence during the period of suspension</p> <p>b) a fine in the amount of R5 000 (five thousand rand) which is payable on or before 30 June 2013, was imposed upon him by the Professional Conduct Committee.</p>	<p>Johannesburg</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr H Burger</b> <b>MP 0283525/627632</b></p>	<p><b><u>CHARGE 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 12 June 2010, 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 poorly and insensitively communicated with her.</p> <p><b><u>CHARGE 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 14 April 2010, in respect of your patient, you acted in a manner that was not in accordance with the norms and standards of your profession in that you inappropriately treated your patient's condition which resulted in death.</p>	<p>A fine of R70 000 was imposed and the fine was paid in full.</p>	<p>Johannesburg</p>
<p><b>Ms E Fourie</b> <b>PS 0034401/1652516</b></p>	<p><b><u>CHARGE 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 period November 2007 to April 2011, or portions thereof, in respect of your patient, you entered into a multiple relationship with the patient and thereby contravened Rule 18(1), (2) and (3) of the Rules of Conduct pertaining specifically to psychology issued by the Professional Board for Psychology.</p> <p><b><u>CHARGE 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 during the period November 2007 to April 2011, or portions thereof, in respect of your patient, you breached doctor patient confidentiality in that you disclosed confidential information to a third part without consent.</p>	<p>The Respondent pleaded not guilty and was acquitted at the end of the hearing.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr E Bonnet</b> <b>MP 0335568/1286832</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 upon or about May 2007, 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:</p> <ol style="list-style-type: none"> <li>1. failed and/or neglected to provide adequate supervision of an anaesthetic post-operatively, and as a result failed to appreciate and/or recognise that the patient's condition was deteriorating; and/or</li> <li>2. abandoned your patient who had not regained consciousness post-operatively.</li> </ol>	<p>The Professional Conduct Committee of the Medical and Dental Professions Board resolved that an inquiry into the conduct of Dr Bonnet be held by a disciplinary committee; and an admission of guilt fine of R15 000 be allowed in terms of Section 4298) and (9) of the Act.</p>	<p>Pretoria</p>
<b>Dr A Abookbaker</b> <b>DP 0055034/656812</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 May 2010, in respect of your patient, you acted in a manner that was not in accordance with the norms and standards of your profession in that you fitted a gold filling and thereafter submitted a claim to the patient's Medical Aid Scheme in which you charged for alleged services rendered by you or your practice whilst you did not render some of the services you claimed for.</p>	<p>The Professional Conduct Committee of the Medical and Dental Professions Board found Dr Aboobaker guilty of unprofessional conduct on the charge-sheet. A fine of R20 000 was imposed; the respondent be suspended from practicing his profession for a period of one year but that the operation thereof be suspended for five years on condition that he was not found guilty of a similar offence committed during this period; and Dr Abookaber be instructed to inform the Council in writing of his addiction and his rehabilitation already undertaken.</p>	<p>Durban</p>

## May 2013

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Ms H Cronje</b> <b>PT 0031151/2528684</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 you 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 the amounts specified in the said account/statement in respect of professional services allegedly rendered by you on or about September 2011, whilst –</p> <p>(a) none of the professional services were rendered by you; and/or</p> <p>(b) you were not entitled to payment of any of 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.</p>	<p>The Professional Conduct Committee of the professional Board for Physiotherapy, Podiatry and Biokenitics resolved that Ms Cronje be found guilty of unprofessional conduct of an improper nature as per the charge sheet. As a penalty the Committee resolved that Mr Cronje be cautioned and reprimanded.</p>	<p>Pretoria</p>
<b>DR DJ Taylor</b> <b>ANT</b> <b>0007897/1762/2009</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 2008, 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/neglected; to keep proper records including moderator's report; and to keep records pertaining to examinations.</p>	<p>The respondent accepted caution and reprimand.</p>	<p>Pretoria</p>
<b>Dr AAP de Bont</b> <b>MP 0383600/787/2009</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 2008, in respect of your patient, you issued prescriptions in his name without consulting with him.</p>	<p>The Respondent paid an admission of guilt fine of R10 000 without appearing at the inquiry.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr MA Fagbuyi</b> <b>MP 0460451/709874</b></p>	<p><b><u>CHARGE 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 2010, in respect of your patient, you and/or your practice submitted a claim for professional services allegedly rendered to the mentioned probe and medication dispensed, to a Medical Scheme whereby you and/or your practice:</p> <p>1.1 falsely claimed for services allegedly rendered and medication dispensed, whilst the true facts are that you and/or practice supplied incorrect medicine to the scheme member/probe where after submitted claim to the Medical Scheme for band name medicine;</p> <p>1.2 were not entitled to the full payment of the amount you claimed for and/or as a result thereof, your patient and/or the Medical Scheme suffered actual prejudice and/or potentially suffered financial loss.</p> <p><b><u>CHARGE 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 May 2010, in respect of a probe or alleged patient, you and /or your practice submitted a claim for professional services allegedly rendered to the abovementioned probe and medication dispensed, to a Medical Scheme whereby you and/or practice:</p> <p>2.1. falsely claimed for professional services allegedly rendered and medication dispensed, whilst true facts are that you and/or practice supplied incorrect medicine to the Medical Scheme member/probe where after submitted claim to Medical Scheme for brand name medicine;</p> <p>2.2. were not entitled to the full payment of the amount you claimed for and /or as a result thereof, your patient and/or the Medical Scheme suffered actual prejudice and/or potentially suffered financial loss.</p>	<p>The Respondent paid admission of guilt fine of R10 000 without appearing at the inquiry.</p>	<p>Port Elizabeth</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr N Mogoru</b> <b>MP 0475076/1728618</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 you used a misleading letterhead, whilst you knew and/or ought to have known that it is misleading and untruthful.</p>	<p>The Respondent paid admission of guilt fine of R10 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<b>Mr M Matia</b> <b>PT 0050660/1309836</b>	<p><b><u>CHARGE 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, and 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 services allegedly rendered by yourself and/or your practice during 21 November 2009 whilst;</p> <p>1.1 one or more or all of the aforesaid services was/were not rendered by you and/or your practice;</p> <p>1.2 you were not entitled to payment or one or more or all of the amounts specified in the said account/statement;</p> <p>1.3 the said account/statement was drafted in such a manner as to cause financial prejudice or potential financial prejudice to Medical Aid.</p> <p><b><u>CHARGE 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 Noveber 2009, 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 fraudulently charged level 3, (ICD 10 code) which is unrelated to treatment given to your patient.</p>	<p>The Respondent pleaded and was sentenced as follows:</p> <p>Suspension from private practice for a period of 12 months wholly suspended for a period of two (2) years on condition that he is not convicted of the same or similar offence during the period of suspension.</p>	<p>Johannesburg</p>
<b>Dr O Ogunnaike</b> <b>MP 0423580/2484148</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 December 2011, 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:</p>	<p>The Respondent was found guilty in terms of Regulation 4(9) of the applicable regulations. A fine of R70 000 was imposed in terms of Section 4291)(d) of the Act which the Respondent accepted.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	1.1 practiced outside the scope of your profession. 1.2 were negligent in your treatment of your patient. 1.3 performed a procedure that you are not adequately trained for. 1.4 performed surgery without treating same conservatively.		
<b>Ms M Matoto</b> <b>PT 0050660/1557150</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 April 2011 in respect of your patient, you and/or your practice:</p> <p>failed and/or neglected to submit a corrected statement of account timeously to the medical aid scheme in respect of the professional services rendered to your patient.</p>	<p>The Respondent was found guilty in terms of Regulations 4(9) of the applicable regulations. A fine of R1 000 was imposed in terms of Section 42(1)(d) of the Act. The Respondent accepted the penalty.</p>	Johannesburg
<b>Dr SM Edlinger</b> <b>MP 0477494/2207898</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 June 2011 in respect of your patient, you acted in manner that is not in accordance with the norms and standards of your profession in that:</p> <p>1.5 you misdiagnosed your patient;</p> <p>1.6 you failed and/or neglected to properly assess the patient;</p> <p>1.7 you failed and/or neglected to keep proper clinical records of the patient;</p> <p>1.8 you failed and/or neglected to obtain full history of the patient.</p>	<p>The Respondent was found guilty in terms of Regulations 4(9) of the applicable regulations. A fine of R10 000 was imposed in terms of Section 42(1)(d) of the Act.</p>	Johannesburg

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr YT Singh</b> <b>MP 202347/1863/2009</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 the period July 2009, in respect your patient you and/or your practice:</p> <ol style="list-style-type: none"> <li>1. charged the patient a fee which was excessive in the extreme and/or padded codes and failed to discuss your fee structure and obtain written informed consent and/or furnish the patient with the written fee structure; and/or</li> <li>3. failed and/or neglected to advise your patient that she was liable for the shortfall in the amount not covered by her medical aid scheme.</li> </ol>	<p>The Respondent was discharged on all charges on the basis that there was no evidence led to substantiate the charges.</p>	<p>Durban</p>
<b>Mr A Steven</b> <b>PT 0053546/639780</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 July 2010, in respect of a minor child, you and/or your practice claimed and/or attempted to recover one or more or all the amounts stipulated in the statement of account marked in respect of professional services allegedly rendered by you and/or your practice whilst:</p> <ol style="list-style-type: none"> <li>1. one or more or all of the said statement(s) of account was/were false in one or more or all of the following respect(s) in that: <ol style="list-style-type: none"> <li>1.1 you only assessed the minor for one and a half (1½) hours but your account reflects that the minor was seen over two (2) days which is not the truth; and/or</li> <li>1.2 you and/or your practice claimed and/or attempted to recover fees to which you were not entitled to; and/or</li> <li>1.3 one or more or all of the said statement(s) of account was/were drafted in such a manner as to cause financial prejudice or potential prejudice to the member and/or her medical aid.</li> </ol> </li> </ol>	<p>The Respondent elected to pay a fine of R8 000 without appearing at the inquiry.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr D Pillay</b> <b>MP 0596647/2517332</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 June 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 you serviced a non member of the Medical Aid and thereafter submitted a claim on a legitimate dependent member.</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 during June 2012, in respect of your patient that is the main member of the Medical Aid, you acted in a manner that is not in accordance with the norms and standards of your profession in that you serviced a non member of Medical Aid and thereafter gave her a prescription on the name of a legitimate dependant member.</p>	<p>The Respondent elected to pay a fine of R20 000 without appearing at the inquiry.</p>	<p>Durban</p>
<p><b>Mr M Khan</b> <b>OP 0009547/2619704</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 September 2012, 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 you and/or your practice charged and/or claimed and/or attempted to recover the amounts specified in the said account/statement in respect of professional services allegedly rendered to her whilst:</p> <ol style="list-style-type: none"> <li>1. none of the professional services were rendered to your patient; and/or</li> <li>2. you and/or your practice furnished your patient with sunglasses in lieu of prescription glasses; and/or</li> </ol>	<p>The Respondent was found guilty of unprofessional conduct as charged and was sentenced as follows: Two (2) years suspension from practice which is wholly suspended for a period of three (3) years on condition that he is found guilty of a similar offence during the period of suspension.</p>	<p>Durban</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>3. you were not entitled to payment of any of the amounts specified on the said account/statement; and/or</p> <p>4. the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to a Medical Aid.</p>		

## June 2013

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr W Tollig</b> <b>MP0516112/1719630</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 in January 2008 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 compiled an inaccurate final report regarding your patients injuries.</p>	<p>The Respondent paid an amount of R10 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<b>Dr PF Briers</b> <b>MP 0394084/1539846</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 December 2010, 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:</p> <p>1.1 failed and/or neglected to conduct a physical examination of the patient;</p> <p>1.2 treated the patient incorrectly as a result;</p> <p>1.3 failed and/or neglected to communicate or refer subsequent management to patient's regular doctor.</p>	<p>The Respondent paid an amount of R15 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<b>Dr PV Ngubane</b> <b>MP 0291234/329/2009</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 the period 7 April 2009 until 4 December 2012, you failed and/or neglected to respond to correspondence from the Council and thereby contravened Rule 20 of the Ethical Rules of Conduct for Practitioner registered under the Health Professions Act, 1974, a copy of which is annexed hereto marked "A".</p>	<p>The Respondent had to pay an amount of R10 000 in 3 instalments.</p>	<p>Pretoria</p>
<b>Dr MK Pawlak</b> <b>MP 0339687/1436/2008</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 November 2008 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 performed a procedure whilst:</p> <p>1.1 You had no experience for the procedure; and/or</p> <p>1.2 You removed the certain objects without performing pre-operative assessment.</p>	<p>The Respondent paid an admission of guilt fine of R10 000 without appearing at the inquiry.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr FA Rodrigues MP0222917/1436/2008</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 November 2008 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 performed a procedure and failed to monitor and observe symptoms of a certain condition.	The Respondent paid an admission of guilt fine of R10 000 without appearing at the inquiry.	Pretoria
<b>Dr K van Staden PS 0097896/2124976</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 January 2012, in respect of your patient, you acted in contravention of Rule 11(1) and (2) of the Rules of Conduct pertaining specifically to Psychology issued by the Professional Board for Psychology, in that you conducted an assessment on your patient without an informed consent.	The Respondent was fined an amount of R10 000 and paid the amount without appearing at the inquiry.	Port Elizabeth
<b>Dr E Mahomed MP 0204296/1403804</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 January 2011, 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:  1.1 your management of the patient was poor; and/or 1.2 you failed to conduct blood tests and make a proper diagnosis.	The Respondent paid an amount of R15 000 without appearing at the inquiry.	Pretoria
<b>Dr T Olode MP 06451776/1285834</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 October 2009, in respect of your patient you:  1. provided a standard of care which was of a negligent/substandard nature in that:-  a) failed to assess and/or appreciate the seriousness and consequences, of an intrauterine death of a minor; and/or  b) failed to refer the patient as an emergency to a regional hospital and/or to a specialist health facility; and/or	The Respondent was found guilty of unprofessional conduct and sentenced as follows:  Twelve (12) months suspension from practice which is wholly suspended for a period of three (3) years on condition that the Respondent is not found guilty of a similar offence during the period of suspension.	Johannesburg

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>c) failed to take steps for the appropriate admission to the hospital; and/ or</p> <p>d) failed to perform the necessary investigation to monitor the patient safely; and/or</p> <p>e) failed to monitor adequately the condition of the minor survivor.</p>		
<p><b>Dr P Mundt</b> <b>MP 0182761/1729912</b></p>	<p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about October 2011, 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:</p> <ol style="list-style-type: none"> <li>1. performed a primary suture of a contaminated wound caused by a dog bite; and/or</li> <li>2. prescribed an inappropriate antibiotic for the type of wound sustained.</li> </ol>	<p>The Respondent elected to pay a fine of R5 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<p><b>Dr A Ditta</b> <b>MP 0269034/1687912</b></p>	<p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during the period between June 2010 and March 2012, in respect of your patient who was a minor, you failed and/or neglected to obtain informed billing consent from his guardian/mother and/or the main member.</p>	<p>The Respondent elected to pay a fine of R 5 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<p><b>Mr V Lever</b> <b>CH 0001325/767558</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 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 the amounts specified in the said account/statement in respect of professional services allegedly rendered by you on or about August 2010 and August 2010, whilst –</p>	<p>The Respondent was found guilty of unprofessional conduct. As a penalty the Respondent was suspended from practising his profession for a period of 6 months but that the operation thereof be suspended for 3 years on condition that he was not found guilty of unprofessional</p>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>(d) none of the professional services were rendered by you; and/or</p> <p>(e) you were not entitled to payment of any of the amounts specified in the said account/statement; and/or</p> <p>(f) the said account/statement was drafted in a manner that was inaccurate or incorrect.</p>	<p>conduct, specifically relating to incorrect or erroneous billing, invoices, medical claims or statements, committed during the period of suspension.</p>	
<p><b>Dr PB Mokhua</b> <b>MP 0556807/448/2010</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 the period September 2009, 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 and/or your practice claimed, and were paid for an amount by the Compensation Fund of the Department of Labour for professional services rendered whilst;</p> <p>1.1 you knew and/or ought to have known that no professional services were rendered</p>	<p>The Respondent was found guilty and the following sanction was imposed:</p> <p>The Respondent was suspended from the register for a period of five (5) years on the following conditions:</p> <ol style="list-style-type: none"> <li>1. The respondent to pay one hundred thousand (R100 000) rand into the Council's account within six (6) months;</li> <li>2. Not to be found guilty of receiving payment for services not rendered and/or</li> <li>3. Claiming payment for services not rendered; and</li> <li>4. The respondent is demoted to practice in a public sector only.</li> </ol>	<p>Kimberley</p>
<p><b>Livingstone Mer &amp; Yudelonitz Inc</b> <b>PT 0027758/1699428/PT</b> <b>0026336/1699428/PT</b> <b>0094536/1699428</b></p>	<p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about July 2011, 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 that:</p> <p>1.1 you failed and/or neglected to obtain an informed consent to treat your patient.</p>	<p>The Respondent was found guilty in terms of Regulations 4(9) of the applicable regulations. Furthermore a fine of five thousand rand (R5 000) was imposed in terms of Section 42(1)(d) of the Act. The Respondent accepted the penalty and paid the fine.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
Dr P Sonthundu MP 0716359/2447862	<b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during the period between June 2010 and March 2012, in respect of your patient	The Respondent paid admission of guilt fine of R2 500 without appearing at the inquiry.	East London
Dr A Jadwat MP 0268372/2517322	<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 as 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 medications dispensed allegedly by yourself and/or your practice on or about April 2012, 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>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>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 professional services rendered and medications dispensed allegedly by yourself and/or your practice on or about April 2012, whilst:</p>	The Respondent was found guilty and elected to pay the admission of guilt fine in the amount of R20 000.	Durban

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>2.1) one or more or all of 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 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>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 professional services rendered and medications dispensed allegedly by yourself and/or your practice on or about April 2012, whilst:</p> <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>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr P Mundt</b> <b>MP 0182761/1729912</b>	<p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about October 2011, 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:</p> <ol style="list-style-type: none"> <li>1. performed a primary suture of a contaminated wound; and/or</li> <li>2. prescribed an inappropriate antibiotic for the type of wound sustained.</li> </ol>	<p>The Respondent elected to pay a fine of R5 000 without appearing at the inquiry.</p>	<p>Pretoria</p>



# July 2013

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
Dr PW Ramhitshana MP0436267/413/2009	One count of double billing.	The Respondent entered a guilty plea and was sanctioned as follows:  Caution and reprimanded.	Johannesburg
Dr P Porteous MP 0130893/24105000	<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, 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 do the correct diagnoses.	The Respondent paid an amount of R10 000 without appearing at the inquiry.	Johannesburg
Dr S Dwyer MP 0352721/911874	<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 May 2006, in respect of the deceased patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you issued/presented a false and/or incorrect post mortem report.  <b>Alternatively</b> that you issued a false and/or an incorrect death certificate.	The Respondent was found not guilty and discharged of unprofessional conduct due to insufficient evidence.	Port Elizabeth
Dr SJ Ramdutt MP 0473189/2517412	<b><u>Count 1:</u></b>  <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, accounts/statements wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of professional services rendered by yourself and/or your practice on or about March 2012, whilst:  1.5) one or more or all of the aforesaid professional services was/were not rendered by you; and/or	The Respondent was found guilty and elected to pay the admission of guilt fine in the amount of R20 000..	Durban

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>1.6) you were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</p> <p>1.7) the said accounts/statements were drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>1.8) the said accounts were 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>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 accounts/statements in respect of professional services rendered and medication dispensed allegedly by yourself and/or your practice on or about March 2013, 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 accounts/statements; and/or</p> <p>2.3) the said accounts/statements were drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>2.4) the said accounts were 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>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 accounts/statements wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of professional</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>services rendered and medication dispensed allegedly by yourself and/or your practice on or about March 2013, whilst:</p> <p>3.1) one or more or all of the aforesaid professional services was/were not rendered by you; and/or you were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</p> <p>3.3) the said accounts/statements were drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>3.4) the said accounts were drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme.</p>		
<p><b>Dr H Koor</b> <b>MP 0157988/2483944</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 April 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 you failed and/or neglected to respond to various correspondence sent to you by your patient's legal representative</p>	<p>The Respondent was found guilty and elected to pay the admission of guilt fine in the amount of R5 000.</p>	<p>Johannesburg</p>
<p><b>Dr W Ddamulira</b> <b>MP 0425702/1329/2009</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 January 2006 and February 2006 and 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 and/or omitted to communicate appropriately to your patient.</p>	<p>The Respondent was found guilty of unprofessional conduct and elected to pay the admission of guilt fine in the amount of R5 000.</p>	<p>Cape Town</p>
<p><b>Dr CNF Mujakachi</b> <b>MP 0442569/2119256</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 during January 2012 and in respect of your patient you acted in a manner that is not in accordance with the acceptable norms and standards of your profession in that you poorly communicated with your patient.</p> <p><b><u>COUNT 2</u></b></p>	<p>The Respondent was found guilty and a fine of R20 000 was imposed. The Respondent accepted the penalty.</p>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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 during January 2012 you and/or your practice rendered a statement of account to a medical scheme in respect of your patient whilst you knew or ought to have known that you:</p> <ol style="list-style-type: none"> <li>1. Inappropriately billed for services not rendered and/or;</li> <li>2. Billed incorrectly for a procedure which was not performed.</li> </ol>		
<p><b>Dr L Sadhabiriss</b> <b>MP0643211/2517354</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 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> <ol style="list-style-type: none"> <li>1.5 you claimed for services not rendered.</li> <li>1.6 you dispensed cheaper medicine.</li> <li>1.7 you serviced and claimed for a non-member of the Medical Scheme.</li> </ol>	<p>The Respondent was found guilty a fine of R20 000 was imposed and the Respondent accepted the penalty.</p>	<p>Durban</p>
<p><b>Dr DC Liebenberg</b> <b>MP 0345067/605696</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 1994 – April 2010, you 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>1.8 you employed a person who is not registered with Council.</li> </ol>	<p>The Respondent was found guilty and a fine of R20 000 was imposed. The Respondent accepted the penalty.</p>	<p>Pretoria</p>
<p><b>Ms H Malan</b> <b>PRC 0004596/2520130</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 year 2011 you acted in a manner that is not in accordance with the norms and standards of your profession in that:</p>	<p>The Respondent was charged with one (1) count of negligence. The Respondent was found guilty and sanctioned as follows:</p>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>1.9 your letterhead is misleading in that you present yourself as a forensic expert.</p> <p>1.10 the report that you prepared was inadequate.</p> <p>1.11 you practised beyond the scope of your practice and acted as a psychologist whilst registered as a counsellor.</p>	<p>Twenty four (24) months suspension from the register, with the operation thereof suspended for three (3) years on condition that she is not found guilty of a similar offence during the period of suspension.</p>	
<p><b>Ms B Smit</b> <b>STA 0004545/690610</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 mentioned respect of your patient, your practice submitted accounts to Medical Schemes whilst: you knew and/or ought to have known that no professional service services were rendered by you and/or your practice to your patients.</p>	<p>The Respondent was found guilty and sanctioned as follows: Erasure.</p>	<p>Cape Town</p>
<p><b>Dr K Appalraju</b> <b>MP 0591319/2387880</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 July 2010 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 failed and/or neglected to obtain an informed billing consent from your patient.</p>	<p>The Respondent was found guilty and elected to pay a fine of R5 000.</p>	<p>Johannesburg</p>
<p><b>Dr PP Skosana</b> <b>MP 0564362/2567018</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 August 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 you claimed for medication different from what was dispensed for 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 August 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 you claimed for medication different from what was dispensed for your patient.</p>	<p>The Respondent was charged elected to pay the fine of R40 000.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr D Pillay</b> <b>MP 0319252/1075384</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 2009 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:</p> <p>1.1 failed and/or neglected to properly examine the body of the deceased for external injuries</p> <p>1.2 failed and/or neglected to confirm the identity photo with the body of the deceased.</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 2009 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:</p> <p>2.1 Issued a fraudulent death certificate.</p>	<p>The Respondent was found guilty and sanctioned as follows:</p> <p>1. Suspended from the register for a period of one (1) year operation thereof suspended for five (5) years on the following:</p> <p>1. Pay a fine of R100 000 within six months;</p> <p>2. Not be found guilty of a similar offence during the period of suspension.</p>	<p>Durban</p>
<p><b>Dr T Ngwenya</b> <b>MP 0666262/2515168</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 January 2011, 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 an informed consent from the patient before performing a procedure and allowing students to observe how the procedure is done, however verbal consent was not enough.</p>	<p>The Respondent elected to pay a fine of R2 000 without appearing at the inquiry.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr CNF Mujakachi</b> <b>MP 0442569/2119256</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 during January 2012 and in respect of your patient you acted in a manner that is not in accordance with the acceptable norms and standards of your profession in that you poorly communicated with your patient and/or parent and/or guardian.</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 during January 2012 you and/or your practice rendered a statement of account to a medical scheme in respect of your patient whilst you knew or ought to have known that you:</p> <ol style="list-style-type: none"> <li>1. Inappropriately billed for services not rendered and/or;</li> <li>2. Billed incorrectly for a procedure which was not performed.</li> </ol>	<p>The Respondent was found guilty and a fine of R20 000 was imposed. The Respondent accepted the penalty and paid the fine.</p>	<p>Johannesburg</p>
<p><b>Dr JSD Lazarus</b> <b>MP 0554707/1716738</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 August 2011 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> <ol style="list-style-type: none"> <li>1.1 you issued a medical certificate to your patient without a consultation</li> </ol> <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 August 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</p>	<p>The Respondent was found guilty and elected to pay a fine of R10 000.</p>	<p>Durban</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	that you:  2.1 you issued a medical certificate to your patient without a consultation.		



## August 2013

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Mr D Simons</b> <b>OP 0007978/746238</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 in respect of your patient, a minor, you charged or claimed for the following services rendered on or about September 2010, whilst you failed and/or neglected to obtain the informed consent from your patient's parent.</p>	<p>The Respondent elected to pay the admission of guilt fine in the amount of R2 000.</p>	<p>Johannesburg</p>
<b>Dr C Harillal</b> <b>MP 0138126/2524810</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 April 2012, in respect of your patient, you and/or your practice rendered a statement of account to a Medical Aid whilst:</p> <p>1.1 the statement contained a claim for treating a non-medical scheme member,</p> <p>1.2 you and/or your practice were not entitled to the abovementioned fees charged in the statement;</p> <p>the statement was drafted in such a manner as to mislead, cause financial prejudice or potential financial prejudice to the Medical Aid.</p>	<p>Two years suspension from the register, wholly suspended for a period of three years on condition that he is not convicted on the same or similar offence during the period of suspension. Further imposed a fine of R10 000.</p>	<p>Durban</p>
<b>Dr N Gxagxisa</b> <b>MP 0374407/1633296</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 between June 1992 and November 2011, you contravened the provisions of the Health Professions Act 56, 1974 in that you practiced your profession whilst your name was not on the register of Medical Practitioners.</p>	<p>The Respondent pleaded guilty and sentenced as follows:</p> <p>Two (2) years suspension from the register, wholly suspended for a period of five (5) years on condition:</p> <p>That the Respondent is not convicted of the same or similar offence during the period of suspension plus a fine of R50 000 payable in five (5) instalments of R10 000 from 25 September.</p>	<p>Durban</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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 during the period from June 1992 to November 2011, you brought your profession into disrepute in that you purported to be a registered medical practitioner whilst this was false or incorrect or misleading.</p>		
<p><b>Dr JA Vythelingam MP 0397130/2530684</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, in respect of your patient, you and/or your practice submitted a statement of account for medication allegedly dispensed to the Medical Scheme whilst:</p> <ol style="list-style-type: none"> <li>1.1 the statement contained a claim for medication which was not dispensed to your patient;</li> <li>1.2 you and/or your practice were not entitled to the abovementioned fees charged in the statement;</li> <li>1.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential financial prejudice to the Medical Scheme.</li> </ol> <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 2012, in respect of your patient you and your practice submitted a statement of account to Discovery health Medical Scheme (copy attached marked "B") for medication allegedly dispensed whilst:</p> <ol style="list-style-type: none"> <li>2.1 the statement contained a claim for medication which was not dispensed to your patient;</li> </ol>	<p>The Respondent pleaded guilty and was sentenced as follows:</p> <p>Suspended from the register for a period of two (2) years, wholly suspended for a period of five (5) years plus a fine of R40 000 payable on or before 31 Nov 2013.</p>	<p>Durban</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>2.2 you and/or your practice were not entitled to the abovementioned fees charged into the statement;</p> <p>2.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential financial prejudice to the Medical 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 on or about March 2012, in respect of your patient, you and/or your practice submitted a statement of account for medication dispensed to Discovery Health Medical Scheme whilst;</p> <p>3.1 the statement contained a claim for treating a non-medical scheme member,</p> <p>3.2 you and/or your practice were not entitled to the abovementioned fees charged in the statement;</p> <p>3.3 The statement was drafted in such a manner as to mislead, cause financial prejudice or potential financial prejudice to the Medical Aid.</p>		
<p><b>Dr L van Heerden</b> <b>MP0233765/2522914</b></p>	<p><b><u>CHARGE 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 February 2012, in respect of your patient, you and/or practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme for medication dispensed whilst:</p> <p>1.1 the statement contained a claims for a specific capsule, but another capsule was dispensed to the patient;</p> <p>1.2 you and/or your practice were not entitled to the above-mentioned fees charged in the statement;</p> <p>1.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential financial prejudice to the Medical Scheme.</p>	<p>The Respondent pleaded guilty and was sentenced as follows:</p> <p>Suspended for 2 years wholly suspended for a period of 3 years on condition that he is not found guilty of the same or similar offence during the time of suspension</p> <p>Fine of R10 000 payable on or before 1 December 2013. Status report updated.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>CHARGE 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 February 2012, in respect of your patient, you and /or your practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme for medication dispensed whilst:</p> <p>2.1 the statement contained a claim for a specific capsule but another capsule was dispensed to the patient;</p> <p>2.2 you and/or your practice were not entitled to the abovementioned fees charged in the statement;</p> <p>2.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential prejudice to the Medical Scheme.</p>		
<p><b>Dr L Nortje</b> <b>MP 0535575/1749788</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 upon or about September 2011, in respect of your patient, you managed her in a manner that was incompetent and/or negligent and /or which does not conform to generally acceptable norms and standards of your profession in that you:</p> <p>1.1 failed and/or neglected to respond appropriately and timeously when notified by the nursing staff of the patient's request ;</p> <p>1.2 telephonically instructed the nursing staff to administer a sedative without examining the patient.</p>	<p>The Respondent paid an amount of R20 000 for admission of guilt fine without appearing at the inquiry.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Mr K Kganyago</b> <b>STA 0026948/1543906</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 or your practice rendered or caused or permitted to be rendered a statement of account to a Medical Scheme in respect of you patient for professional services allegedly rendered during April 2010 whilst:</p> <p>1.1 the statement contained claims for services which were not rendered to the patient,</p> <p>1.2 you and/or your practice were not entitled to the abovementioned fees charged in the statement; and/or</p> <p>1.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential financial prejudice to the Medical 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 or your practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme in respect of you patient for professional services allegedly rendered during February 2010 whilst:</p> <p>2.1 the statement contained claims for services that were not rendered to the patient,</p> <p>2.2 you and/or your practice were not entitled to the abovementioned fees charged in the statement, and/or</p> <p>2.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential financial prejudice to the Medical Scheme.</p>	<p>The Respondent pleaded guilty and sentenced as follows:</p> <p>Two years suspended from the register, one (1) year effective immediately, one year suspended for a period of two (2) years.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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 or your practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme in respect of your patient for professional services allegedly rendered durig 24 April 2010 whilst:</p> <p>3.1 No such services were rendered to patient;</p> <p>3.2 you and/or your practice were not entitled to the abovementioned fees charged in the statement; and / or</p> <p>3.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential financial prejudice to the Medical 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 or your practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme in respect of your patient for professional services allegedly rendered during April 2010 whilst:</p> <p>4.1 no such services appearing more fully on annexure “E” were rendered to patient;</p> <p>4.2 you and/or your practice were not entitled to the abovementioned fees charged in the statement; and /or</p> <p>4.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential financial prejudice to the Medical 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 you or your practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme in respect of your patient for professional services allegedly rendered during April 2010 whilst:</p> <p>5.1 no such services appearing more fully were rendered to patient;</p> <p>5.2 you and/or your practice were not entitled to the abovementioned fees charged in the statement; and /or</p> <p>5.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential financial prejudice to the Medical Scheme.</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 you or your practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme in respect of your patient for professional services allegedly rendered during March 2010 whilst:</p> <p>6.1 no such services appearing more fully were rendered to patient;</p> <p>6.2 you and/or practice were not entitled to the abovementioned fees charged in the statement; and/or</p> <p>6.3 the statement was drafted in such a manner as to mislead, cause financial prejudice or potential financial prejudice to the Medical Scheme</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr D Mwambala-Mulamba Mp 0410306/1366/2009</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 upon or about the period October 2005 until January 2006, 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:</p> <p>1.1 failed and/or neglected to refer your patient to a public hospital; and/or persisted with optional care despite alternative free medical treatment at a public hospital</p>	<p>The Respondent paid an admission of guilt fine of R5 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<b>Ms F Gani DR0066095/2291368</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 September 2011, you and/or your practice caused or permitted an article in a Newsletter which is distributed electronically to be advertised and/or failed to take all reasonable steps to prevent the placement or publication of the aforesaid advertisement and/or sanctioned or acquiesced in the placement or publication of the said advertisement, in that you:</p> <p>1. improperly advertised yourself to be a radiologist whilst you are registered with the HPCSA as a radiographer in contravention of Section 40 of the Health Professions Act 56 of 1974; and/or</p> <p>2. canvassed, touted or solicited for patients or business in contravention of Rule 3 of Ethical Rules.</p>	<p>The Respondent elected to pay a fine of R10 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<b>Dr J Venter MP 0295361/2522982</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 during the period June 2012, you acted in a manner that is not in accordance with the norms and standards of your profession in that you dispensed medication to your patient and thereafter submitted a claim to the medical aid scheme in which you charged</p>	<p>The Respondent was found guilty of unprofessional conduct on Counts 1 &amp; 2 and was sentenced as follows: Two (2) years suspension from practice which is wholly suspended for a period of five (5) years on condition that the Respondent is not found guilty of a similar transgression during the period of suspension.</p>	<p>Pretoria</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>for medicines that you did not dispense.</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 during the period June 2012, you acted in a manner that is not in accordance with the norms and standards of your profession in that you dispensed medication to your patient and thereafter submitted a claim to the medical aid scheme in which you charged for medicines that you did not dispense.</p>		
<p><b>Dr M Ahmed</b> <b>MP 0228010/1439/2008</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 July 2008, 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:</p> <p>1.1 issued prescription without examining your patient; 1.2 purchased medication from 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 August 2008 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:</p> <p>2.1 issued prescription without examining your patient; 2.2 purchased medication from your patient.</p>	<p>The Respondent was found not guilty and discharged in respect of two counts, but was found guilty on one (1) count and sanctioned as follows: Seventy five thousand rands (R75 000.00) payable within six (6) months.</p>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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 on or about August 2008 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:</p> <p>3.1 issued prescription without examining your patient 3.2 purchased medication from your patient.</p>		
<p><b>Dr W Onen</b> <b>MP 0355461/2523210</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 June 2011 you and/or your practice rendered a statement of account to a Medical Aid in respect of professional services rendered to your patient whilst;</p> <p>1.12 you knew and/or ought to have known that the medication claimed for were different and/or expensive in respect of the one that you dispensed.</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 August 2011 you and/or your practice rendered a statement of account to the Medical Aid in respect of your patient whilst;</p> <p>2.1. you knew and/or ought to have known that the medication claimed for were different and/or expensive in respect of the one that you dispensed.</p>	<p>The respondent pleaded guilty to both counts and although the claims to the medical aid were submitted by the third party, he accepts the responsibility of the practice. The following sanction was imposed: Caution and reprimand.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr VN Barrow</b> <b>MP 0179337/3213020</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 the year 2011; 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 prescribed inappropriate medication to your patient.</p>	<p>The Respondent was found guilty in terms of Regulations 4(9) of the applicable regulations. The Respondent has elected to pay a fine of R5 000.</p>	<p>Pretoria</p>
<b>Dr EP Maponya</b> <b>MP 0649279/2525900</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 May 2012 you and/or your practice rendered a statement of account to a Medical Aid in respect of professional services rendered to your patient whilst;</p> <p>1.13 you knew and/or ought to have known that the medication claimed for were different and/or expensive in respect of the one that you dispensed.</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 May 2012 you and/or your practice rendered a statement of account to a Medical Aid in respect of your patient whilst;</p> <p>2.2. you knew and/or ought to have known that the medication claimed for were different and/or expensive in respect of the one that you dispensed.</p>	<p>The Respondent pleaded guilty and the following sanction was imposed: Caution and reprimand.</p>	<p>Pretoria</p>
<b>Dr X Mkhwanazi</b> <b>MP 0494305/74500</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 July 2008, in respect of your client you acted in a manner that is not in accordance with the norms and standards of your profession in that you;</p> <p>1.14 failed and/ or neglected to prevent substitution or sample swapping.</p>	<p>The Respondent was found guilty and sanctioned as follows:</p> <p>Twelve (12) months suspension from the register, with the operation thereof suspended for three (3) years on condition that he is not found guilty of a similar offence during the period of</p>	<p>Durban</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	1.15 failed and/ or neglected to check the identity of the patient. 1.16 submitted a blood sample which was not that of the true applicant.	suspension.	
<b>Dr D Genis</b> <b>MP 0115312/702112</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 the period of May 1999 and with regard to your patient, you acted in a manner that was not in accordance with the norms and standards of your profession, in that you reacted inappropriately when your patient complained of lameness in his right leg.	The Respondent decided to accept the penalty of a reprimand without appearing at a formal disciplinary.	Cape Town
<b>Dr WF Marais</b> <b>MP 0271756/3198598</b>	<b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that upon or about 2012 and/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, breached patient doctor confidentiality in that you disclosed confidential information to a thirty party without consent.	The Respondent elected to pay a fine of R10 000 without appearing at the inquiry.	Pretoria
<b>Dr AK Naidoo</b> <b>MP 0638749/2530636</b>	<b>THAT</b> you are guilty of unprofessional conduct or conduct, which when regard is had to your professional, is unprofessional in that on or about February 2009, and in respect of your patient, and at the hospital, you treated and/or managed your patient inappropriately and/or not in accordance with the norms and standards of your profession in that: <ol style="list-style-type: none"> <li>1. you failed and/or neglected to adequately assess your patient's CD count pre-operatively; and/or;</li> <li>2. your pre-operative care of your patient was insufficient</li> </ol>	The Respondent elected to pay a fine of R7 500 without appearing at the inquiry.	Durban
	<b>Count 1:</b> <b>THAT</b> you are guilty of unprofessional conduct or conduct which,	The Respondent was found guilty of unprofessional conduct on both counts and the Committee resolved that:	Durban

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>when regard is had to your profession, is unprofessional in that you rendered or caused or permitted to be rendered on your behalf and in respect of, an account/statement wherein you charged and/or attempted to recover an amount for tablets and an amount for medication allegedly dispensed by you on or about February 2012, whilst –</p> <p>1.1 the tablets were not dispensed and only the medication was dispensed by you; and or</p> <p>1.2 you were not entitled to the payments specified in the account/statement; and/or</p> <p>1.3 the said account/statement was drafted in a manner that was inaccurate or 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 you rendered or caused or permitted to be rendered on your behalf and in respect of your patient wherein you charged and/or attempted to recover an amount for tablets and medication allegedly dispensed by you on or about February 2012, whilst –</p> <p>2.1 the tablets were not dispensed and only the medication was dispensed by you; and/or</p> <p>2.2 you were not entitled to the payments as specified in the account/statement; and/or</p> <p>2.3 the account/statement was drafted in a manner that was inaccurate or incorrect.</p>	<p>1. a fine of R10 000 per count be imposed; and</p> <p>2. that the Respondent be suspended from practicing his profession for a period of 2 years but that the operation thereof be suspended for 5 years on condition that he was not found guilty of a similar offence committed during the period of suspension.</p>	

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Mr T Venketsamy</b> <b>MT0043788/711484</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 or about September 2008, you acted in a manner that is not in accordance with the norms and standards of your profession in that you sent an email which was derogatory in nature.</p>	<p>The Profession Conduct Committee found that the E-mail was not derogatory in nature and therefore found the Respondent not guilty of the charge preferred against him.</p>	<p>Durban</p>
<b>Mr A Tsagae</b> <b>OP 0021849/2122412</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 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 yourself and/or your practice on or about October 2011, whilst:</p> <p>1.1) in truth and in fact none of the professional services were rendered by you; and/or</p> <p>1.2) you were not entitled to payment of any 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>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>The Respondent was found guilty of unprofessional conduct and was given a dual sanction:</p> <p>a) he was suspended from practice for 12 months, the operation thereof wholly suspended for 2 years on condition that he is not found guilty of a similar offence during the period of suspension</p> <p>b) a fine in the amount of R10 000 (Ten thousand rand) which is payable on or before 1 December.</p>	<p>Johannesburg</p>
<b>Dr AS Carim</b> <b>MP 0126659/2518910</b>	<p><b>Count 1:</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 and medication dispensed allegedly by yourself and/or your practice on or about February 2012, whilst:</p>	<p>The Respondent was found guilty of unprofessional conduct by the members of the Professional Conduct Committee.</p> <p>He was suspended from practice for a period of 12 months the operation thereof wholly suspended for 2 years on condition that he is not found guilty of any financial offence during the period of suspension.</p>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>1.9) 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>1.10) the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>1.11) 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>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 professional services rendered and medication dispensed allegedly by yourself and/or your practice on or about February 2012, whilst:</p> <p>2.1) 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>2.2) the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>2.3) 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>Dr R Chittigadu</b> <b>MP 0495468/1616180</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 professional services rendered and medication dispensed allegedly by yourself and/or your practice on or about January 2011, whilst:</p> <p>1.12) one or more or all of the aforesaid professional services was/were not rendered by you; and/or</p> <p>1.13) 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>1.14) the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>1.15) you overserviced your patient by providing medication that was not indicated and/or appropriate; and/or</p> <p>1.16) 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>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during or about January 2011 in respect of your patient, you did not act in accordance with the norms and standards of your profession in that you:</p> <p>2.1) dispensed medication without holding a dispensing license and/or failing to produce the dispensing license; and/or</p>	<p>The Respondent was found guilty of unprofessional conduct. She was suspended from practice for a period of 12 months, the operation thereof wholly suspended for 2 years on condition that she is not found guilty of a similar offence during the period of suspension.</p>	<p>Johannesburg</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	2.2) allowed and/or delegated unqualified persons to dispense medication to your patient.		
<b>Dr B Singh</b> <b>MP 0174637/2524626</b>	<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 professional services rendered and medication dispensed allegedly by yourself and/or your practice on or about April 2012, whilst:</p> <p>1.1) in truth and in fact none of the professional services were rendered by you; and/or</p> <p>1.2) you were not entitled to payment of any 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>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>The Respondent was found guilty of unprofessional and was suspended from practice for a period of (2) two years, the operation thereof wholly suspended for a period of (5) five years on the following conditions:</p> <p>1. that the Respondent pay sixty thousand rands (R60 000) within 6 months from the date of the hearing</p> <p>2. that the Respondent is not found guilty by a Professional Conduct Committee of any of the following offences committed during the period of suspension:</p> <p>2.1 billings/charging for professional services not rendered</p> <p>2.2 incorrect billing; and</p> <p>2.3 charging/billing patient/s who he did not consult.</p>	Durban
<b>Dr M Ngcwabe</b> <b>MP 0148342/1697076</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 during January 2011 and 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 or your practice failed to monitor the validity of the claims submitted by your assistant to the medical Aid Scheme concerned.</p>	<p>The Respondent was found guilty in terms of Regulations 4 (9) of the applicable regulations for failure to monitor the validity of claims submitted by his assistant. A penalty of reprimand was imposed in terms of Section 42(1) (a) of the Act.</p>	Durban

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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 during January 2011 and 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 or your practice failed to monitor the validity of the claims submitted by your assistant 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 on or during January 2011 and 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 or your practice failed to monitor the validity of the claims submitted by your assistant 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 on or during January 2011 and 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 or your practice failed to monitor the validity of the claims submitted by your assistant to the medical Aid Scheme concerned.</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 on or during January 2011 and 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 or your practice failed to monitor the validity of the claims submitted by your assistant to the medical Aid</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>Scheme concerned.</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 on or during January 2011 and 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 or your practice failed to monitor the validity of the claims submitted by your assistant to the medical Aid Scheme concerned.</p> <p><b><u>COUNT 7</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 during February 2011 and 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 or your practice failed to monitor the validity of the claims submitted by your assistant to the medical Aid Scheme concerned.</p> <p><b><u>COUNT 8</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 during January 2011 and 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 or your practice failed to monitor the validity of the claims submitted by your assistant to the medical Aid Scheme concerned.</p> <p><b><u>COUNT 9</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 during January 2011 and 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 or your practice failed to monitor the</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>validity of the claims submitted by your assistant to the medical Aid Scheme concerned.</p> <p><b><u>COUNT 10</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 during January 2011 and 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 or your practice failed to monitor the validity of the claims submitted by your assistant to the medical Aid Scheme concerned.</p>		
<p><b>Mr M Mashao</b> <b>PT 0075515/1695072</b></p>	<p><b><u>Count 1</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 between April and May 2011, in respect of your patient, you or your practice acted in a manner that is not in accordance with the norms and standards of your profession in that you submitted a claim to the medical aid in which you claimed for alleged professional services rendered by you or your practices whilst;</p> <p>1.1 you did not render some or all of the services you claimed for; and/or</p> <p>1.2 your actions caused financial prejudice or potential prejudice to the complainant and his medical aid scheme as well as you were paid an amount of money you were not entitled to.</p>	<p>The Respondent was found guilty in terms of Regulations 4(9) of the applicable regulations for not keeping proper notes. A fine of five thousand rand (R5 000) was imposed in terms of Section 42(1)(d) of the Act.</p>	<p>Pretoria</p>

## September 2013

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr H Burger</b> <b>MP 0283525/627632</b>	<p><b><u>CHARGE 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 June 2010, 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 poorly and insensitively communicated with her.</p> <p><b><u>CHARGE 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 April 2010, in respect of Mrs your patient, you acted in a manner that was not in accordance with the norms and standards of your profession in that you inappropriately treated your patients condition which resulted in death.</p>	<p>The Respondent was found guilty and had to pay a fine of R70 000.</p>	<p>Johannesburg</p>
<b>Dr ID Hattingh</b> <b>MP 047067/2290302</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 upon or about November 2011, 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:</p> <p>1.1 failed and/or neglected to attend patient when requested to do so; and/or</p> <p>1.2 displayed poor communication skills.</p>	<p>The Respondent paid an amount of R3 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<b>Ms Mojela</b> <b>OP 0039279/1729216</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 or your practice rendered or caused or permitted to be rendered a statement of account to a Medical Scheme, in respect of your patient for professional services allegedly rendered on March 2011 whilst:-</p>	<p>The Respondent pleaded guilty and was sentenced as follows:</p> <p>Two (2) years suspension from the register, wholly suspended for a period of 3 years on condition that she is not convicted of the same or</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>1.1 The statement contained claim for the prescription of which were never provided to patient;</p> <p>1.2 You and/or practice were not entitled to the abovementioned fees charged in the statement; and/or</p> <p>1.3 The statement was drafted in such a manner as to mislead, cause financial prejudice or potential prejudice to Medical 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 or your practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme, in respect of your patient, for professional services allegedly rendered in March 2011 whilst:-</p> <p>2.1 The statement contained claim for the prescription which were never provided to patient;</p> <p>2.2 You and/or practice were not entitled to the abovementioned fees charged in the statement; and/or</p> <p>2.3 The statement was drafted in such a manner as to mislead, cause financial prejudice or potential prejudice to the Medical 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 or your practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme, your patient, for professional services allegedly rendered in March 2011 whilst:-</p> <p>3.1 The statement contained claim for the prescription which were never provided to patient;</p> <p>3.2 You and/or practice were not entitled to the abovementioned fees charged in the statement; and/or</p> <p>3.3 The statement was drafted in such a manner as to mislead, cause financial prejudice or potential prejudice to the Medical Scheme.</p>	<p>similar offence during the period of suspension plus a fine of R5 000 payable on or 30 November 2013.</p>	

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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 or your practice rendered or caused or permitted to be rendered a statement of account to the Medical Scheme, in respect of your patient for professional services allegedly rendered in March 2011 whilst:-</p> <p>4.1 The statement contained claim for the prescription which were never provided to patient;</p> <p>4.2 You and/or practice were not entitled to the abovementioned fees charged in the statement; and/or</p> <p>4.3 The statement was drafted in such a manner as to mislead, cause financial prejudice or potential prejudice to the Medical Scheme.</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 you or your practice rendered or caused or permitted to be rendered a statement of account to the medical Scheme, in respect of your patient for professional services allegedly rendered in March 2011 whilst:-</p> <p>5.1 The statement contained claim for the prescription which were never provided to patient;</p> <p>5.2 You and/or practice were not entitled to the abovementioned fees charged in the statement; and/or</p> <p>5.3 The statement was drafted in such a manner as to mislead, cause financial prejudice or potential prejudice to the Medical Scheme.</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr DC Porter</b> <b>MP 0505668/340/2010</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 upon or about November 2011, 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:</p> <p>1.3 failed and/or neglected to attend patient when requested to do so; and/or</p> <p>1.4 displayed poor communication.</p>	<p>The Respondent paid a fine of R10 000.</p>	<p>Cape Town</p>
<b>Dr I Manga</b> <b>MP 0579009/1403958</b>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during September 2009, in respect of your patient, you and/or your practice rendered or caused or permitted to be rendered on your behalf an account/statement, you and/or your practice charged and/or claimed and/or attempted to recover the amounts specified in the said account/statement in respect of professional services allegedly rendered whilst:</p> <ol style="list-style-type: none"> <li>1. your statement/account was false or not correct; and/or</li> <li>2. none of the alleged professional services were rendered to the patient; and/or</li> <li>3. you were not entitled to payment of any of the amounts specified on the said account/statement; and/or</li> <li>4. the said statement was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</li> </ol> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during October 2009, in respect of your patient, you and/or your practice rendered or caused or permitted to be rendered on your behalf an account/statement, you and/or your practice charged and/or</p>	<p>The Respondent was found guilty of unprofessional conduct as per the attached charge sheet and was sentenced as follows: Fine of five thousand rand (R5 000) per count, the total of R50 000 of which twenty thousand rand R20 000 is payable immediately plus further two (2) years suspension from practice which is wholly suspended for a period of five (5) years on condition that the Respondent is not found guilty of a similar offence during the period of suspension.</p>	<p>Durban</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>claimed and/or attempted to recover the amounts specified in the said account/statement in respect of professional services allegedly rendered to the patient whilst:</p> <ol style="list-style-type: none"> <li>1. your statement/account was false or not correct; and/or</li> <li>2. none of the alleged professional services were rendered to the patient; and/or</li> <li>3. you were not entitled to payment of any of the amounts specified on the said account/statement; and/or</li> <li>4. the said statement was drafted in such a manner as to cause financial prejudice or potential prejudice to your patient and/or to the Medical Aid.</li> </ol> <p><b><u>COUNT 3</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during January 2010, in respect of your patient, you and/or your practice rendered or caused or permitted to be rendered on your behalf an account/statement, you and/or your practice charged and/or claimed and/or attempted to recover the amounts specified in the said account/statement in respect of professional services allegedly rendered to the patient whilst:</p> <ol style="list-style-type: none"> <li>1. your statement/account was false or not correct; and/or</li> <li>2. none of the alleged professional services were rendered to the patient; and/or</li> <li>3. you were not entitled to payment of any of the amounts specified on the said account/statement; and/or</li> <li>4. the said statement was drafted in such a manner as to cause financial prejudice or potential prejudice to your patient and/or the Medical Aid.</li> </ol> <p><b><u>COUNT 4</u></b></p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during January 2010, in respect of your patient, you and/or your practice rendered or caused or permitted to be rendered on your behalf an account/statement, you and/or your practice charged and/or claimed and/or attempted to recover the amounts specified in the said account/statement in respect of professional services allegedly rendered to the patient whilst:</p> <ol style="list-style-type: none"> <li>1. your statement/account was false or not correct; and/or</li> <li>2. none of the alleged professional services were rendered to her; and/or</li> <li>3. you were not entitled to payment of any of the amounts specified on the said account/statement; and/or</li> <li>4. the said statement was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</li> </ol> <p><b><u>COUNT 5</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during February 2009, in respect of, you and/or your practice rendered or caused or permitted to be rendered on your behalf an account/statement, you and/or your practice charged and/or claimed and/or attempted to recover the amounts specified in the said account/statement in respect of professional services allegedly rendered to the patient whilst:</p> <ol style="list-style-type: none"> <li>1. your statement/account was false or not correct; and/or</li> <li>2. none of the alleged professional services were rendered to the patient; and/or</li> <li>3. you were not entitled to payment of any of the amounts specified on the said account/statement; and/or</li> <li>4. the said statement was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</li> </ol>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 6</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during November 2009, in respect of your patient, you and/or your practice rendered or caused or permitted to be rendered on your behalf an account/statement, you and/or your practice charged and/or claimed and/or attempted to recover the amounts specified in the said account/statement in respect of professional services allegedly rendered to the patient whilst:</p> <ol style="list-style-type: none"> <li>1. your statement/account was false or not correct; and/or</li> <li>2. none of the alleged professional services were rendered to the patient; and/or</li> <li>3. you were not entitled to payment of any of the amounts specified on the said account/statement; and/or</li> <li>4. the said statement was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</li> </ol> <p><b><u>COUNT 7</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during January 2010, in respect of your patient, you and/or your practice rendered or caused or permitted to be rendered on your behalf an account/statement, you and/or your practice charged and/or claimed and/or attempted to recover the amounts specified in the said account/statement in respect of professional services allegedly rendered to her whilst:</p> <ol style="list-style-type: none"> <li>1. your statement/account was false or not correct; and/or</li> <li>2. none of the alleged professional services were rendered to the patient; and/or</li> <li>3. you were not entitled to payment of any of the amounts specified on the said account/statement; and/or</li> <li>4. the said statement was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</li> </ol>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 8</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during January 2010, in respect of your patient, you and/or your practice rendered or caused or permitted to be rendered on your behalf an account/statement, you and/or your practice charged and/or claimed and/or attempted to recover the amounts specified in the said account/statement in respect of professional services allegedly rendered to the patient whilst:</p> <ol style="list-style-type: none"> <li>1. your statement/account was false or not correct; and/or</li> <li>2. none of the alleged professional services were rendered to the patient; and/or</li> <li>3. you were not entitled to payment of any of the amounts specified on the said account/statement; and/or</li> <li>4. the said statement was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</li> </ol> <p><b><u>COUNT 9</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during May 2010, in respect of your patient, you and/or your practice rendered or caused or permitted to be rendered on your behalf an account/statement, you and/or your practice charged and/or claimed and/or attempted to recover the amounts specified in the said account/statement in respect of professional services allegedly rendered to the patient whilst:</p> <ol style="list-style-type: none"> <li>1. your statement/account was false or not correct; and/or</li> <li>2. none of the alleged professional services were rendered to the patient; and/or</li> <li>3. you were not entitled to payment of any of the amounts specified on the said account/statement; and/or</li> <li>4. the said statement was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or</li> </ol>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>the Medical Aid.</p> <p><b><u>COUNT 10</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during May 2010, in respect of your patient, you and/or your practice rendered or caused or permitted to be rendered on your behalf an account/statement, you and/or your practice charged and/or claimed and/or attempted to recover the amounts specified in the said account/statement in respect of professional services allegedly rendered to the patient whilst:</p> <ol style="list-style-type: none"> <li>1. your statement/account was false or not correct; and/or</li> <li>2. none of the alleged professional services were rendered to the patient; and/or</li> <li>3. you were not entitled to payment of any of the amounts specified on the said account/statement; and/or</li> <li>4. the said statement was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</li> </ol>		
<p><b>Dr M Myburgh</b> <b>MP 0210803/2523232</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 period January 2012, you acted in a manner that is not in accordance with the norms and standards of your profession in that you dispensed cheaper medication to your patient and thereafter submitted a claim to the medical aid scheme in which you charged for brand name medicines that you did not dispense.</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 during the period January 2012, you acted in a manner that is not in accordance with the norms and standards of your profession in that you dispensed</p>	<p>The Respondent was found guilty of two (2) counts of unprofessional conduct as per the attached charge-sheet and was sentenced as follows: R50 000 fine which is payable before 20 Mach 2014 plus Twelve (12) months suspension from practice which is wholly suspended for a period of five (5) years on condition that the Respondent is not found guilty of a similar offence during the period of suspension.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	cheaper medication to your patient and thereafter submitted a claim to the medical aid scheme in which you charged for brand name medicines that you did not dispense.		
<b>Dr H Singh</b> <b>MP 0479632/535/2010</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 during September 2010, 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 and/or your practice did not comply with the provisions of Rule 16 of the Ethical rules of conduct in that you failed and/or neglected to:</p> <ol style="list-style-type: none"> <li>1. delete words which were not applicable; and/or</li> <li>2. indicate in block letters the name of the practitioner issuing the certificate.</li> </ol> <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 during August 2009, in respect your patient"), you acted in a manner that is not in accordance with the norms and standard of your profession in that you and/or your practice did not comply with the provisions of Rule 16 or the Ethical Conduct in that you failed and/or neglected to:</p> <ol style="list-style-type: none"> <li>1. delete the words which were not applicable; and/or</li> <li>2. indicated whether the certificate was issued as a result of personal observation or as a result of information received from your patient; and/or</li> <li>3. indicate in block letters the name of the practitioner issuing the certificate.</li> </ol>	<p>The Respondent was found guilty in terms of Regulations 4(9) of the applicable regulations. A fine of fifteen thousand rand (R15 000) was imposed and accepted.</p>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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 January 2010, in respect of your patient, you acted in a manner that is not in accordance with the norms and standard of your profession in that you and/or your practice did not comply with the provisions of Rule 16 or the Ethical Conduct in that you failed and/or neglected to:</p> <ol style="list-style-type: none"> <li>1. delete the words which were not applicable; and/or</li> <li>2. indicate in block letters the name of the practitioner issuing the certificate.</li> </ol>		

# October 2013

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Ms N Levy</b> <b>PRC 0003344/739114</b></p>	<p><b><u>CHARGE 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 a letter dated September 2010 you made statements and/or expressed opinions on a patient without having consulted with the patient and thereby contravened Rule 44(2) and (3) of the Rules of Conduct pertaining specifically to Psychology issued by the Professional Board for Psychology.</p> <p><b><u>CHARGE 2</u></b></p> <p>That you are guilty of unprofessional conduct or conduct when regard is had to your profession is unprofessional in that on or about April 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 failed to report a case of child abuse and thereby contravened Rule 31 of the Rules of Conduct pertaining specifically to Psychology issued by the Professional Board for Psychology.</p> <p><b><u>CHARGE 3</u></b></p> <p>That you being a registered Counsellor, are guilty of unprofessional conduct or conduct which when regard is had to your profession is unprofessional in that during April 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 acted outside the terms of your scope of practice.</p>	<p>The Respondent pleaded guilty and was sentenced as follows: 12 months suspension from the register, wholly suspended for a period of 12 months on condition that she is not found guilty of the same or similar offence during the period of suspension. The Respondent paid a fine of R5 000 for contempt of Council.</p>	<p>Pretoria</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>CHARGE 4</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 upon or about December 2010, you acted in a manner that was not in accordance with the norms and standards of your profession in that you contravened Ethical Rule 20 by failing or refusing to respond to Council's correspondence relating to a complaint lodged against you.</p>		
<p><b>Dr N Mdhuli</b> <b>MP 0598631/2547638</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 2011, in respect of your deceased client), and at your practice, you acted in a manner that is not in accordance with the norms and standards of your profession in that you and/or your practice:</p> <ol style="list-style-type: none"> <li>1. issued a false notice of death certificate in regard to the deceased; and/or;</li> <li>2. completed the notice of death certificate even though you had not treated the deceased prior to his death; and/or</li> <li>3. you failed and/or neglected to examine the body of the deceased after his death.</li> </ol>	<p>The Respondent was found guilty of unprofessional conduct as per the charge sheet and was sentenced as follows: Twenty four (24) months suspension from practice which is wholly suspended for a period of three (3) years on condition that he is not found guilty of a similar offence during the period of suspension.</p>	<p>Pretoria</p>
<p><b>Dr A Ditta</b> <b>MP 0269034/1647708</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 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> <ol style="list-style-type: none"> <li>1. you failed and/or neglected to obtain an informed consent in respect of fees.</li> </ol>	<p>The Respondent was found guilty in terms of Regulations 4(9) of the applicable regulations and a fine of five thousand rand (R5 000) was imposed in terms of Section 42(1)(d) of the Act. The Respondent accepted the penalty owed, paid the fine into the Council's account.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr T Douw</b> <b>MP 0526940/2527200</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 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 you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of medication allegedly dispensed by you and/or your practice, whilst:</p> <ol style="list-style-type: none"> <li>1. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or;</li> <li>2. you were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements' and/or;</li> <li>3. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect; and/or;</li> </ol> <p>2. the said accounts/statements was/were drafted in such a manner as to cause financial prejudice or potential financial prejudice to your patient or 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 May 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 you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of medication allegedly dispensed by you and/or your practice, whilst:</p>	<p>The Respondent was found guilty of unprofessional conduct as per the charge sheet and was sentenced as follows: Twelve (12) months suspension from practice which is wholly suspended for a period of three (3) years on condition that she is not found guilty of a similar offence during the period of suspension.</p>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<ol style="list-style-type: none"> <li>1. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or;</li> <li>2. you and/or your practice was/were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements' and/or;</li> <li>3. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect; and/or;</li> <li>4. the said accounts/statements was/were drafted in such a manner as to cause financial prejudice or potential financial prejudice to your patient or the medical aid scheme concerned.</li> </ol>		
<b>Ms M Rademeyer</b> <b>PS 0037613/2106298</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 having already been involved with your client, in a therapeutic capacity since May 2006 you also entered into a forensic capacity with your client by filling your reported dated 12 October 2011 with the Family Advocate and thereby contravened the ethical rule on multiple relationships as contained in Rule 18 of the rules of conduct pertaining specifically to the profession of psychology attached as Annexure 12 to the ethical rules of conduct for practitioners registered under the Health Professions Act, 1974.</p>	<p>The Professional Conduct Committee of the Professional Board for Psychology, in terms of Regulation 9(9) of the regulations relating to the conduct of inquiries into alleged unprofessional conduct under the Health Professions Act, 1974, granted an application by the Respondent for her discharge after the case was closed. The Committee stated that from the evidence available the Respondent did not enter into a multiple relationship as alleged in the charge sheet.</p>	<p>Arcadia</p>
<b>Dr MW Pretorius</b> <b>MP 0248738/1405/2009</b>	<p><b><u>COUNT 1</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard to your profession is unprofessional, in that during the period March 2009 to July 2009, in respect of B N De bruin ("your patient") you treated and/or managed your patient inappropriately and not in</p>	<p>The Respondent paid an admission of guilt fine of R15 000 without appearing at the inquiry.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>accordance with the acceptable norms and standards of the medical profession in that, you failed and/or neglected to conduct further ECG stress tests after the patient complained repeatedly of chest pains.</p> <p><b><u>COUNT 2</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard to your profession is unprofessional, in that during the period March 2009 to July 2009, in respect of B N De bruin ("your patient") you treated and/or managed your patient inappropriately and not in accordance with the acceptable norms and standards of the medical profession in that, you failed and/or neglected to refer the patient to a cardiologist at an early stage.</p>		
<p><b>Dr PJ van der Merwe</b> <b>MP 0260371/1477232</b></p>	<p><b>THAT</b> Van der Merwe Malan &amp; Davie Incorporated ("the practice") is guilty of which, when regard is had to the medical profession is unprofessional, in that during about August 2009, in respect of the complainant, the practice acted in a manner that is not in accordance with the norms and standards of the profession in that the practice submitted a claim in respect of professional services rendered to the complainant by the practice whilst the practice did not render some of the services charged for.</p>	<p>The Respondent paid an admission of guilt fine of R10 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<p><b>Dr C Pillay</b> <b>MP 0542717/646908</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 during the period November 2009 to May 2010 and in respect of "your patient, you acted in manner that is not in accordance with the acceptable medical standards and norms of your profession in that you failed and/or neglected to perform indirect tests to a specific blood group of the patient.</p>	<p>The Respondent was found guilty in terms of Regulations 4(9) of the applicable regulations. The Respondent elected to pay the fine of R10 000.</p>	<p>Pretoria</p>
<p><b>Dr PM van Vuuren</b> <b>DP 0084115/720624</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 2008, 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>1.9 you failed and/or neglected to render normal treatment.</p> <p>1.10 you used a mixture in a tooth where a root canal treatment had</p>	<p>The Respondent was found guilty in terms of Regulations 4(9) of the applicable regulations. The Respondent elected to pay a fine of R15 000.</p>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	been performed.		
<b>Dr A Nhliziyo MP 0421898/540/2009</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 March 2008 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 perform a specific test before sterilization your patient.	The Respondent was found guilty in terms of Regulations 4(9) of the applicable regulations. The respondent elected to pay a fine of R10 000.	Eastern Cape
<b>Dr H Burger MP 0283525/1647992</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 March 2011; in respect your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that;  1.17 you retained a placental matter in the womb of your patient after caesarean section. 1.18 you failed and/ or neglected to examine your patient post-operatively.	The Respondent was found guilty in terms of Regulations 4(9) of the applicable regulations. The Respondent elected to pay a fine of R40 000.	Johannesburg
<b>Dr O Laosebikan MP 0406201/1292746</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 October 2010 in respect of your patient you and/or practice acted in a manner that is not in accordance with the norms and standards of your profession in that;  1.19 you claimed for professional services rendered to your patient from a Medical Aid, whereas in truth and in fact you did not consult with her.	The Professional Conduct Committee found the respondent guilty as charged and the following sanction was imposed: Thirty thousand rands (R30 000) fine, payable within three (3) months from the date of the sanction, and twelve (12) months suspension with the operation thereof suspended for five (5) years, on condition that the respondent is not found guilty of a similar offence during the period of suspension.	Pretoria
<b>Dr M Lingham MP 0252000/1640742</b>	<b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that in respect of your patient, on or about January 2010 on which a cystectomy and TVT had been performed at a Hospital:  i) your post operative care was not in accordance with the norms	The Respondent paid an admission of guilt fine in the amount of R5 000 on the charge.	Pretoria

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>and standard expected of your profession; and</p> <p>ii) you discharged your patient whilst such discharge had not been indicated.</p>		
<p><b>Dr SE Phiri</b> <b>MP 0673919/1991/2009</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 November 2009, 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:</p> <p>1.) misdiagnosed your patient's condition; and</p> <p>failed and/or neglected to admit your patient to hospital; and</p> <p>2.) failed and/or neglected to provide adequate and/or sufficient care to your patient.</p>	<p>The Professional Conduct Committee of the Medical and Dental Professions Board resolved that the Respondent is guilty of unprofessional conduct in terms of Regulation 4 (9) of the regulation relating to the conduct of inquiries under the Health Professions Act, 1974 and to impose a penalty a fine of R12 000. The Respondent elected to pay the admission of guilt fine.</p>	<p>Pretoria</p>
<p><b>Dr A Agumbaram</b> <b>MP 0413488/1631774</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 from February to August 2011, 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:</p> <p>1. failed and/or neglected to demonstrate beyond doubt that the patient required prolonged periods of sick leave; and/or</p> <p>2. failed and/or neglected to offer or advice that you offered the patient ultimate therapy for depression such as ECT; and/or</p> <p>3. issued the patient with retrospective medical certificate for dates when you did not examine the patient; and/or</p> <p>4. gave an unwarranted opinion or advice to the employer that the patient be redeployed to the job location she wanted.</p>	<p>The Respondent elected to pay a fine of R10 000 without appearing at the inquiry.</p>	<p>Durban</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr GL Cohen</b> <b>MP 032892/1610258</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 March 2009, in respect of your patient, you treated and/or managed your patient incompetently and/or in a manner that is not in accordance with the norms and standards of your profession in that you:</p> <ol style="list-style-type: none"> <li>1. failed and/or neglected to refer your patient for counselling; and/or</li> <li>2. failed and/or neglected to explain the nature of illness to patient (poor communication); and/or</li> <li>3. failed and/or neglected to show empathy and/or compassion to your patient.</li> </ol>	<p>The Respondent elected to pay a fine of R15 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<b>Dr C Mujakachi</b> <b>MP 0442569/2335524</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 during the period February 2012, in respect of a your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you poorly communicated with the family of the 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 during February 2012 in respect of a your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you inappropriately and/or incorrectly bill for services not</p>	<p>The Respondent elected to pay a fine of R20 000 without appearing at the inquiry.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	rendered by using code 0391.		
<b>Dr TE Keaeletsa</b> <b>MP 0581968/1629440</b>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during the period between January 2010 and March 2010 you and/or your practice rendered or cause or permitted to be rendered on your behalf and in respect of your patient and/or her dependent a statement of account and/or you and/or your practice claimed/charged or attempted to recover the amounts specified in the statement of account in respect of professional services allegedly rendered to her whilst:</p> <p>1.1 none of the professional services were rendered to her; and/or</p> <p>1.2 you were not entitled to payment of any of the amounts specified in the said statement of account; and/or</p> <p>1.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during the period between January 2010 and October 2010 you and/or your practice rendered or cause or permitted to be rendered on your behalf and in respect of your patient and/or her dependent a statement of account and/or you and/or your practice claimed/charged or attempted to recover the amounts specified in the statement of account in respect of professional services allegedly rendered to her whilst:</p> <p>2.1 none of the professional services were rendered to her; and/or</p> <p>2.2 you were not entitled to payment of any of the amounts specified in the said statement of account; and/or</p> <p>2.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</p>	<p>The Respondent elected to pay a fine of R10 000 without appearing at the inquiry.</p>	<p>Pretoria</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 3</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during the period between February 2010 and March 2010 you and/or your practice rendered or cause or permitted to be rendered on your behalf and in respect of your patient a statement of account and/or you and/or your practice claimed/charged or attempted to recover the amounts specified in the statement of account in respect of professional services allegedly rendered to the patient whilst:</p> <p>3.1 none of the professional services were rendered; and/or</p> <p>3.2 you were not entitled to payment of any of the amounts specified in the said statement of account; and/or</p> <p>3.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</p> <p><b><u>COUNT 4</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about March 2011 you and/or your practice rendered or cause or permitted to be rendered on your behalf and in respect of your patient a statement of account and/or you and/or your practice claimed/charged or attempted to recover the amounts specified in the statement of account in respect of professional services allegedly rendered to the patient whilst:</p> <p>4.1 none of the professional services were rendered; and/or</p> <p>4.2 you were not entitled to payment of any of the amounts specified in the said statement of account; and/or</p> <p>4.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</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, which when regard is had to your profession is unprofessional, in that during the period between October 2009 and April 2011 you and/or your practice rendered or cause or permitted to be rendered on your behalf and in respect of your patient a statement of account and/or you and/or your practice claimed/charged or attempted to recover the amounts specified in the statement of account in respect of professional services allegedly rendered to her whilst:</p> <p>5.1 none of the professional services were rendered and/or</p> <p>5.2 you were not entitled to payment of any of the amounts specified in the said statement of account; and/or</p> <p>5.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</p> <p><b><u>COUNT 6</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about February 2010 you and/or your practice rendered or cause or permitted to be rendered on your behalf and in respect of your patient and/or other members, a statement of account and/or you and/or your practice claimed/charged or attempted to recover the amounts specified in the statement of account in respect of professional services allegedly rendered whilst:</p> <p>6.1 none of the professional services were rendered to her; and/or</p> <p>6.2 you were not entitled to payment of any of the amounts specified in the said statement of account; and/or</p> <p>6.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 7</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about March 2010 you and/or your practice rendered or cause or permitted to be rendered on your behalf and in respect of your patient and/or members, a statement of account and/or you and/or your practice claimed/charged or attempted to recover the amounts specified in the statement of account in respect of professional services allegedly rendered to her whilst:</p> <p>7.1 none of the professional services were rendered to her; and/or  7.2 you were not entitled to payment of any of the amounts specified in the said statement of account; and/or  7.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</p> <p><b><u>COUNT 8</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during the period between January 2010 and March 2010 you and/or your practice rendered or cause or permitted to be rendered on your behalf and in respect of your patient a statement of account and/or you and/or your practice claimed/charged or attempted to recover the amounts specified in the statement of account in respect of professional services allegedly rendered to the patient whilst:</p> <p>8.1 none of the professional services were rendered; and/or  8.2 you were not entitled to payment of any of the amounts specified in the said statement of account; and/or  8.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 9</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about March 2010 you and/or your practice rendered or cause or permitted to be rendered on your behalf and in respect of your patient a statement of account, and/or you and/or your practice claimed/charged or attempted to recover the amounts specified in the statement of account in respect of professional services allegedly rendered to the patient whilst:</p> <p>9.1 none of the professional services were rendered to her; and/or</p> <p>9.2 you were not entitled to payment of any of the amounts specified in the said statement of account; and/or</p> <p>9.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</p> <p><b><u>COUNT 10</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about February 2010 you and/or your practice rendered or cause or permitted to be rendered on your behalf and in respect of your patient and/or his dependent a statement of account and/or you and/or your practice claimed/charged or attempted to recover the amounts specified in the statement of account in respect of professional services allegedly rendered whilst:</p> <p>10.1 none of the professional services were rendered; and/or</p> <p>10.2 you were not entitled to payment of any of the amounts specified in the said statement of account; and/or</p> <p>10.3 the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to the patient and/or the Medical Aid.</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Mr KTE Kutumela</b> <b>BAA 0854697/1704672</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 2011, at a Hospital, you acted in a manner that is not in accordance with the norms and standards of your profession in that you practised out of the scope of your profession as BAA by undertaking an incubator transfer from a Clinic to a Hospital.</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 October 2011, at a Hospital, you acted in a manner that is not in accordance with the norms and standards of your profession in that you impersonated and/or misrepresented yourself by wearing its uniform whilst working for another company.</p>	<p>The Respondent elected to pay fine of R5 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<p><b>Dr MF Moja</b> <b>MP 0290483/557400</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 December 2009, you issued or furnished a false medical certificate in respect of 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 April 2010, you and/or your practice furnished or issued a false medical in respect of your client</p>	<p>The Respondent was found not guilty and discharged on five (5) counts of unprofessional conduct as per the attached charge-sheet because of lack of evidence where witnesses refused to testify against the Respondent.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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 on or about August 2009, you and/or your practice furnished or issued a false medical certificate in respect of your patient.</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 on or about November 2009, you and/or your practice furnished or issued a false medical certificate in respect of your patient</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 on or about March 2009, you and/or your practice furnished or issued a false medical certificate in respect of your patient.</p>		
<p><b>Dr M Pillay</b> <b>MP 0306320/1635350</b></p>	<p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during the period January 2011, 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:</p> <p>1. failed and/or neglected to take due care by ensuring that the injection is not administered in the inner quadrant of the buttocks of the patient, so as not to injure the sciatic nerve; and/or</p>	<p>The Respondent was acquitted of unprofessional conduct on all charges due to expert evidence which conceded that the practitioner's conduct was reasonable.</p>	<p>Durban</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>2. failed and/or neglected to appreciate the seriousness of the injury of the sciatic nerve; and/or</p> <p>3. failed and/or neglected to refer the patient timeously to a specialist.</p>		
<p><b>Dr A Potgieter</b> <b>OP 0036986/2524832</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 January 2012, you and/or your practice rendered or caused or permitted to be rendered in respect of your patient an account claiming for professional services allegedly rendered whilst:</p> <p>1. none of the professional services were rendered, and/or</p> <p>2. you and/or your practice furnished the patient with sunglasses in lieu of prescription glasses; and/or</p> <p>3. you and/or your practice claimed or attempted to recover fees specified in the said statement of account to which you were not entitled to; and/or</p> <p>4. the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to the Medical Aid.</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 during January 2012, you and/or your practice rendered or caused or permitted to be rendered in respect of your patient an account claiming</p>	<p>The Respondent was found guilty of unprofessional conduct as per the attached charge sheet and was sentenced as follows: Ten thousand (R10 000) fine plus further twelve (12) months suspension from practice which is wholly suspended for a period of three (3) years on condition that the Respondent is not found guilty of a similar offence during the period of suspension.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>for professional services allegedly rendered whilst:</p> <ol style="list-style-type: none"> <li>1. none of the professional services were rendered; and/or</li> <li>2. you and/or your practice furnished the patient with sunglasses in lieu of prescription glasses; and/or</li> <li>3. you and/or your practice claimed or attempted to recover fees specified in the said statement of account to which you were not entitled to; and/or</li> <li>4. the said statement of account was drafted in such a manner as to cause financial prejudice or potential prejudice to the Medical Aid.</li> </ol>		
<p><b>Dr C Hofmeyer</b> <b>MP0413615/2402402</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 May 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 you missed or inflicted accidental injury on an elective procedure.</p>	<p>The Respondent paid an amount of R10 000 without appearing at the inquiry.</p>	<p>Pretoria</p>



## November 2013

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr N Rashid</b> <b>MP 0456683/1479574</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 March 2010, 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 meet the expected standard of care.	The Respondent accepted caution and reprimand.	Pretoria
<b>Ms E Ungerer</b> <b>PS 0032654/2526368</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 August 2011, 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 billing consent from your patient.	The Respondent was found guilty in terms of Regulations 499) of the applicable regulations. The respondent elected to pay a fine of R5 000.	Pretoria
<b>Dr C Padiachy</b> <b>MP 0412024/2567270</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 August 2013, you and/or your practice rendered a statement of account to a medical aid in respect of professional services rendered to your patient whilst you knew and/or ought to have known that the medication claimed for were different and/or expensive in respect to those that you dispensed.</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 August 2013; you and/or your practice rendered a statement of account to a medical aid in respect of professional services rendered to your patient whilst you knew and/or ought to have known that the medication claimed for were different and/or expensive in respect to those that you dispensed.</p>	The Respondent was found guilty in terms of Regulations 499) of the applicable regulations. The Respondent elected to pay a fine of R10 000.	Pretoria

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr W Salie</b> <b>DP 0060798/1633508</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 May 2011 and in respect of "your patient, you issued two separate statements/accounts for the same service rendered which amounts to split billing which is a contravention of the ethical rulings of Council.	The Professional Conduct Committee of the Medical and Dental Professions Board resolved that the Respondent is guilty of unprofessional conduct in terms of Regulation 4(9) of the regulations relating to the conduct on inquiries under the Health Professions Act, 1974 and to impose as penalty a fine of R20 000.	Kimberley
<b>Ms JM van der Merwe</b> <b>PS 0070173/1705028</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 July 2007 to September 2007, or portions thereof, you entered into an relationship with your former client, and thereby contravened Rule 64 of the rules of conduct pertaining specifically to the profession of Psychology, as contained in Annexure 12 of the ethical rules of conduct for practitioners registered under the Health Professions Act 56 of 1974	The Professional Board for Psychology resolved that the Respondent is guilty of unprofessional conduct in terms of Regulation 4(9) of the regulation relating to the conduct of inquiries under the Health Professions Act, 1974 and to impose as penalty a fine of R20 000. The Respondent elected to pay the admission of guilt fine.	Pretoria
<b>Dr S Van Wyk</b> <b>MP 0193330/689410</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 September 2008 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: <ol style="list-style-type: none"> <li>1.) obtain informed consent from your patient when you performed a procedure on your patient and/or;</li> <li>2.) perform a proper and/appropriate risk assessment of your patient.</li> </ol>	The Professional Conduct Committee of the Medical and Dental Professions Board resolved that the Respondent is guilty of unprofessional conduct in terms of Regulation 4(9) of the regulation relating to the conduct of inquiries under the Health Professions Act, 1974 and to impose as penalty a fine of R10 000. The Respondent elected to pay the admission of guilt fine.	Pretoria

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr S Shaikh</b> <b>MP 0425214/4022126</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 professional services rendered and medications dispensed allegedly by yourself and/or your practice on or about February 2012, whilst:</p> <p>1.17) 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>1.18) the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>1.19) 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 to 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 medications dispensed allegedly by yourself and/or your practice on or about February 2012, whilst:</p> <p>2.1) 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>2.2) 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 by the members of the Professional Conduct Committee. The Respondent was suspended from practice for a period of 2 years and the operation thereof wholly suspended for 5 years on condition that the Respondent is not found guilty by a Professional Conduct Committee of having committed a similar offence during the period of suspension.</p>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	2.3) the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme.		
<b>Dr MF Calzadilla Cruz</b> <b>MP 0461172/683/2009</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 June 2002, 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:</p> <ol style="list-style-type: none"> <li>1. did not do proper assessment before performing a procedure to the patient; and/or</li> <li>2. performed total procedure to patient which was not indicated; and/or</li> <li>3. failed and/or neglected to perform procedure properly; and/or</li> <li>4. failed and/or neglected to provide adequate and/or sufficient post-operative care to the patient.</li> </ol>	The Respondent elected to pay a fine of R20 000 without appearing at the inquiry.	Mpumalanga
<b>Dr A Ditta</b> <b>MP 0269034/1687912</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 between June 2010 and March 2012, in respect of your patient you failed and/or neglected to obtain informed billing consent from the main member.</p>	The Respondent elected to pay a fine of R5 000 without appearing at the inquiry.	Pretoria
<b>Ms R Oodit</b> <b>OP 0012637/600032</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 during the period February 2009, in respect of your patient, you and/or your practice furnished or rendered or permitted to be furnished or rendered an account or failed to take such steps as were necessary to prevent</p>	The Respondent was found not guilty and discharged on all twelve counts of medical aid fraud as per the charge-sheet on the grounds that witnesses refused to testify against the Respondent.	Durban

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>such account to be rendered whilst:</p> <p>1.1 the contents thereof were not accurate, true or correct in all respect(s); and/or</p> <p>1.2 you and/or your practice charged or attempted to recover one or more amount(s) in respect of an eye test and/or prescription lenses and/or frames allegedly, dispensed or provided whilst in truth and reality such test and/or lenses and/or frames was/were not in fact rendered, dispensed and/or provided; and/or</p> <p>1.3 such statement was drafted in such a manner as to create the incorrect impression that you and/or your practice had in fact performed an eye test and/or supplied prescription lenses and/or supplied frames, thereby causing potential and/or actual prejudice to your patient and/or Medical Aid.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about May 2008, in respect of your patient, you and/or your practice furnished or rendered or permitted to be furnished or rendered an account or failed to take such steps as were necessary to prevent such account to be rendered whilst:</p> <p>2.1 the contents thereof were not accurate, true or correct in all respect(s); and/or</p> <p>2.2 you and/or your practice charged or attempted to recover one or more amount(s) in respect of an eye test and/or prescription lenses and/or frames allegedly, dispensed or provided whilst in truth and reality such test and/or lenses and/or frames was/were not in fact rendered, dispensed and/or provided;</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>and/or</p> <p>2.3 such statement was drafted in such a manner as to create the incorrect impression that you and/or your practice had in fact performed an eye test and/or supplied prescription lenses and/or supplied frames, thereby causing potential and/or actual prejudice to your patient and/or Medical Aid.</p> <p><b><u>COUNT 3</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about February 2009, in respect of your patient, you and/or your practice furnished or rendered or permitted to be furnished or rendered an account or failed to take such steps as were necessary to prevent such account to be rendered whilst:</p> <p>3.1 the contents thereof were not accurate, true or correct in all respect(s); and/or</p> <p>3.2 you and/or your practice charged or attempted to recover one or more amount(s) in respect of an eye test and/or prescription lenses and/or frames allegedly, dispensed or provided whilst in truth and reality such test and/or lenses and/or frames was/were not in fact rendered, dispensed and/or provided; and/or</p> <p>3.3 such statement was drafted in such a manner as to create the incorrect impression that you and/or your practice had in fact performed an eye test and/or supplied prescription lenses and/or supplied frames, thereby causing potential and/or actual prejudice to your patient and/or Medical Aid.</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 4</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about May 2008, in respect of your patient, you and/or your practice furnished or rendered or permitted to be furnished or rendered an account or failed to take such steps as were necessary to prevent such account to be rendered whilst:</p> <p>4.1 the contents thereof were not accurate, true or correct in all respect(s); and/or</p> <p>4.2 you and/or your practice charged or attempted to recover one or more amount(s) in respect of an eye test and/or prescription lenses and/or frames allegedly, dispensed or provided whilst in truth and reality such test and/or lenses and/or frames was/were not in fact rendered, dispensed and/or provided; and/or</p> <p>4.3 such statement was drafted in such a manner as to create the incorrect impression that you and/or your practice had in fact performed an eye test and/or supplied prescription lenses and/or supplied frames, thereby causing potential and/or actual prejudice to your patient and/or Medical Aid.</p> <p><b><u>COUNT 5</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about March 2009, in respect of “your patient, you and/or your practice furnished or rendered or permitted to be furnished or rendered an account or failed to take such steps as were necessary to prevent such account to be rendered whilst:</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>5.1 the contents thereof were not accurate, true or correct in all respect(s); and/or</p> <p>5.2 you and/or your practice charged or attempted to recover one or more amount(s) in respect of an eye test and/or prescription lenses and/or frames allegedly, dispensed or provided whilst in truth and reality such test and/or lenses and/or frames was/were not in fact rendered, dispensed and/or provided; and/or</p> <p>5.3 such statement was drafted in such a manner as to create the incorrect impression that you and/or your practice had in fact performed an eye test and/or supplied prescription lenses and/or supplied frames, thereby causing potential and/or actual prejudice to and/or Medical Aid.</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 on or about October 2008, in respect of your patient, you and/or your practice furnished or rendered or permitted to be furnished or rendered an account or failed to take such steps as were necessary to prevent such account to be rendered whilst:</p> <p>6.1 the contents thereof were not accurate, true or correct in all respect(s); and/or</p> <p>6.2 you and/or your practice charged or attempted to recover one or more amount(s) in respect of an eye test and/or prescription lenses and/or frames allegedly, dispensed or provided whilst in truth and reality such test and/or lenses and/or frames was/were not in fact rendered, dispensed and/or provided;</p>		



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>and/or</p> <p>6.3 such statement was drafted in such a manner as to create the incorrect impression that you and/or your practice had in fact performed an eye test and/or supplied prescription lenses and/or supplied frames, thereby causing potential and/or actual prejudice to your patient and/or Medical Aid.</p> <p><b><u>COUNT 7</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about October 2008, in respect of your patient, you and/or your practice furnished or rendered or permitted to be furnished or rendered an account (a copy of which is attached marked "G") or failed to take such steps as were necessary to prevent such account to be rendered whilst:</p> <p>7.1 the contents thereof were not accurate, true or correct in all respect(s); and/or</p> <p>7.2 you and/or your practice charged or attempted to recover one or more amount(s) in respect of an eye test and/or prescription lenses and/or frames allegedly, dispensed or provided whilst in truth and reality such test and/or lenses and/or frames was/were not in fact rendered, dispensed and/or provided; and/or</p> <p>7.3 such statement was drafted in such a manner as to create the incorrect impression that you and/or your practice had in fact performed an eye test and/or supplied prescription lenses and/or supplied frames, thereby causing potential and/or actual prejudice to your patient and/or Medical Aid.</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 8</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about January 2009, in respect of your patient, you and/or your practice furnished or rendered or permitted to be furnished or rendered an account or failed to take such steps as were necessary to prevent such account to be rendered whilst:</p> <p>8.1 the contents thereof were not accurate, true or correct in all respect(s); and/or</p> <p>8.2 you and/or your practice charged or attempted to recover one or more amount(s) in respect of an eye test and/or prescription lenses and/or frames allegedly, dispensed or provided whilst in truth and reality such test and/or lenses and/or frames was/were not in fact rendered, dispensed and/or provided; and/or</p> <p>8.3 such statement was drafted in such a manner as to create the incorrect impression that you and/or your practice had in fact performed an eye test and/or supplied prescription lenses and/or supplied frames, thereby causing potential and/or actual prejudice to your patient and/or Medical Aid.</p> <p><b><u>COUNT 9</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about November 2008, in respect of your patient, you and/or your practice furnished or rendered or permitted to be furnished or rendered an account or failed to take such steps as were necessary to prevent such account to be rendered whilst:</p> <p>9.1 the contents thereof were not accurate, true or correct in all</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>respect(s); and/or</p> <p>9.2 you and/or your practice charged or attempted to recover one or more amount(s) in respect of an eye test and/or prescription lenses and/or frames allegedly, dispensed or provided whilst in truth and reality such test and/or lenses and/or frames was/were not in fact rendered, dispensed and/or provided; and/or</p> <p>9.3 such statement was drafted in such a manner as to create the incorrect impression that you and/or your practice had in fact performed an eye test and/or supplied prescription lenses and/or supplied frames, thereby causing potential and/or actual prejudice to your patient and/or Medical Aid.</p> <p><b><u>COUNT 10</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about May 2008, in respect of your patient, you and/or your practice furnished or rendered or permitted to be furnished or rendered an account or failed to take such steps as were necessary to prevent such account to be rendered whilst:</p> <p>10.1 the contents thereof were not accurate, true or correct in all respect(s); and/or</p> <p>10.2 you and/or your practice charged or attempted to recover one or more amount(s) in respect of an eye test and/or prescription lenses and/or frames allegedly, dispensed or provided whilst in truth and reality such test and/or lenses and/or frames was/were not in fact rendered, dispensed and/or provided; and/or</p> <p>10.3 such statement was drafted in such a manner as to create the</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>incorrect impression that you and/or your practice had in fact performed an eye test and/or supplied prescription lenses and/or supplied frames, thereby causing potential and/or actual prejudice to your patient and/or Medical Aid.</p> <p><b><u>COUNT 11</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about April 2008, in respect of your patient, you and/or your practice furnished or rendered or permitted to be furnished or rendered an account or failed to take such steps as were necessary to prevent such account to be rendered whilst:</p> <p>11.1 the contents thereof were not accurate, true or correct in all respect(s); and/or</p> <p>11.2 you and/or your practice charged or attempted to recover one or more amount(s) in respect of an eye test and/or prescription lenses and/or frames allegedly, dispensed or provided whilst in truth and reality such test and/or lenses and/or frames was/were not in fact rendered, dispensed and/or provided; and/or</p> <p>11.3 such statement was drafted in such a manner as to create the incorrect impression that you and/or your practice had in fact performed an eye test and/or supplied prescription lenses and/or supplied frames, thereby causing potential and/or actual prejudice to patient and/or Medical Aid.</p> <p><b><u>COUNT 12</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about 21 January 2009, in respect of your patient” you and/or</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>your practice furnished or rendered or permitted to be furnished or rendered an account or failed to take such steps as were necessary to prevent such account to be rendered whilst:</p> <p>12.1 the contents thereof were not accurate, true or correct in all respect(s); and/or</p> <p>12.2 you and/or your practice charged or attempted to recover one or more amount(s) in respect of an eye test and/or prescription lenses and/or frames allegedly, dispensed or provided whilst in truth and reality such test and/or lenses and/or frames was/were not in fact rendered, dispensed and/or provided; and/or</p> <p>12.3 such statement was drafted in such a manner as to create the incorrect impression that you and/or your practice had in fact performed an eye test and/or supplied prescription lenses and/or supplied frames, thereby causing potential and/or actual prejudice to your patient and/or Medical Aid.</p>		
<p><b>Dr A Czarnocki</b> <b>MP 0325864/305/2010</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 July 2009 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. you failed and/or neglected to provide patient with adequate care as you refused and/or failed to see her post operatively; and/or</p> <p>2. your consent form was incomplete as it does not reflect the fees of how much you charging the patient for the procedure(s) to be performed.</p> <p>3.</p>	<p>The Respondent elected to pay a fine of R13 000 without appearing at the inquiry.</p>	<p>Durban</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr JP van der Merwe</b> <b>DP 0037370/1729864</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 August 2011, in respect of your patient at a Clinic, you acted in a manner that is not in accordance with the norms and standards of your profession in that you:</p> <ol style="list-style-type: none"> <li>1. performed an operation which you recognised to be complex; and/or</li> <li>2. failed and/or neglected to refer the patient to a specialist who was available in the area.</li> </ol>	<p>The Respondent elected to pay a fine of R10 000 without appearing at the inquiry.</p>	<p>Pretoria</p>
<b>Mr J Tsuene</b> <b>OP 0018589/2543426</b>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that during July 2010, you and/or your practice rendered or cause or permitted to be rendered on your behalf and in respect of your patient an account/statement, you and/or your practice charged and/or claimed and/or attempted to recover the amounts specified in the said account/statement in respect of professional services allegedly rendered to her whilst:</p> <ol style="list-style-type: none"> <li>1. services rendered to her were not fully rendered; and/or</li> <li>2. you and/or your practice furnished your patient with wrong frame and/or failed to provide your patient with the spectacles claimed for; and/or</li> <li>3. you were not entitled to payment of any of the amounts specified on the said account/statement; and/or</li> <li>4. the said statement of account as rendered could cause financial prejudice or potential prejudice to your patient and/or</li> </ol>	<p>The Respondent was found guilty of unprofessional conduct as per the amended charge sheet and was sentenced as follows: Two (2) years suspension from practice which is wholly suspended for a period of three (3) years on condition that he is not found guilty of a similar offence during the period of suspension plus further fine of R50 000 of which R25 000 is suspended for a period of two (2) years on condition that he is not found guilty of a similar offence during the period of suspension. R25 000 payable within eight months period.</p>	<p>Cape Town</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>Medical Aid.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct, or conduct which, which when regard is had to your profession is unprofessional, in that on or about July 2010, at or near Pollsmoor you operated an itinerant practice.</p>		
<p><b>Dr GM April</b> <b>MP 0345245/2516788</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 April 2012, you acted in a manner that is not in accordance with the norms and standards of your profession in that you serviced a non-member and thereafter claimed under the name of legitimate dependent member.</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 April 2012, you issued a fraudulent and/or false medical certificate to your patient.</p>	<p>The Respondent elected to pay a fine of R20 000 without appearing at the inquiry.</p>	<p>Port Elizabeth</p>
<p><b>Dr JW Pooe</b> <b>MP 0201561/3955132</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 2012, and/or portions thereof, and 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 and/or your practice dispensed expired medication to your patient.</p>	<p>The Respondent elected to pay a fine of R5 000 without appearing at the inquiry.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr U Covenden MP 0417246/2530414</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, 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 and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of medication allegedly dispensed by you and/or your practice, whilst:</p> <ol style="list-style-type: none"> <li>1. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or</li> <li>2. you were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</li> <li>3. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect.</li> </ol> <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 2012, in respect your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of services allegedly rendered by you and/or your practice, whilst:</p> <ol style="list-style-type: none"> <li>1. one or more or all of the aforesaid services was/were not rendered by you and/or your practice; and/or</li> <li>4. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or</li> </ol>	<p>The Respondent was found guilty of unprofessional conduct as per the charge sheet and was sentenced as follows: R20 000 fine and twelve (12) months suspension from practice which is wholly suspended for a period of three (3) years on condition that he is not found guilty of a similar offence during the period of suspension.</p>	<p>Durban</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>3. you and/or your practice was/were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</p> <p>4. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect.</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 on or about March 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 you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of medication allegedly dispensed by you and/or your practice, whilst:</p> <p>1. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or</p> <p>2. you were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</p> <p>3. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect.</p>		
<p><b>Dr DM Bomela</b> <b>MP 0206350/2527136</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 February 2011 and/or portions thereof, and 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 and/or your practice;</p> <p>1. failed and/or neglected to discuss your fee structure with your patient; and/or</p> <p>2. failed and/or neglected to obtain informed consent from your patient regarding your fees.</p>	<p>The Respondent elected to pay a fine of R10 000 without appearing at the inquiry.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr A Purmasir</b> <b>MP 0333891/3417060</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 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 you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of medication allegedly dispensed by you and/or your practice, whilst:</p> <ol style="list-style-type: none"> <li>1. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or</li> <li>2. you were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</li> <li>3. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect.</li> </ol> <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 September 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 you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of medication allegedly dispensed by you and/or your practice, whilst:</p> <ol style="list-style-type: none"> <li>1. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or</li> <li>2. you and/or your practice was/were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</li> </ol>	<p>The Respondent was found guilty of unprofessional conduct on count 1 and 2 of the charge sheet and was sentenced as follows: Twenty four (24) months suspension from practice which is wholly suspended for five (5) years and a further fine of R2 000.</p>	<p>Durban</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>3. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect.</p>		
<p><b>Dr R Rajpaul</b> <b>MP 0222712/2524766</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 April 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 you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of medication allegedly dispensed by you and/or your practice, whilst:</p> <ol style="list-style-type: none"> <li>1. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or</li> <li>2. you were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</li> <li>3. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect.</li> </ol> <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 April 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 you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of services allegedly rendered by you and/or your practice, whilst:</p> <ol style="list-style-type: none"> <li>1. one or more or all of the aforesaid services was/were not rendered by you and/or your practice; and/or</li> </ol>	<p>The Respondent was found guilty of unprofessional conduct and sentenced as follows: Count 1 &amp; 3 – twelve (12) months suspension wholly suspended for two (2) years and a further R10 000 fine. Count 2 – twelve (12) months suspension wholly suspended for two (2) years and a further R10 000 fine.</p>	<p>Durban</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>2. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or</p> <p>3. you and/or your practice was/were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</p> <p>4. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect.</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 on or about April 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 you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of medication allegedly dispensed by you and/or your practice, whilst:</p> <p>1. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or</p> <p>2. you were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</p> <p>3. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect.</p>		
<p><b>Dr J Joubert</b> <b>MP 0279579/2521918</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 February 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 you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of medication allegedly dispensed by you and/or your practice, whilst:</p>	<p>The Respondent was found guilty of unprofessional conduct as per the charge sheet and was sentenced as follows: Twenty four (24) months suspension from practice which is wholly suspended for a period of three (3) years on condition that he is not found guilty of a similar offence during the period of suspension.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>1. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or</p> <p>2. you were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</p> <p>3. the said accounts/statements was/were drafted in such a manner that was inaccurate or 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 on or about February 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 you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of medication allegedly dispensed by you and/or your practice, whilst:</p> <p>1. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or</p> <p>2. you and/or your practice was/were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</p> <p>3. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect.</p>		
<p><b>Dr Nagar</b> <b>MP 0405574/2352926</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 April 2012, and/or portions thereof, and at your practice, you practiced beyond the scope of your practice in that you and/or your practice kept an open shop and/or pharmacy, thereby you contravened Rule 21(a) of the Ethical Rules of Conduct for practitioners registered under the Health Professions Act, 1974.</p>	<p>The Respondent elected to pay a fine of R5 000 without appearing at the inquiry.</p>	<p>Pretoria</p>

## December 2013

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Mr B van den Heever</b> <b>OS 0007757/3657794</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 or about November 2011 till February 2012 you canvassed or touted or allowed canvassing or touting to be done for patients on your behalf and thereby contravened Rule 3(2) of the ethical rules of conduct for practitioners registered under the Health Professions Act, 1974.</p>	<p>The Respondent paid an admission of guilt fine in the amount of R10 000.</p>	<p>Pretoria</p>
<b>Dr TN Rabatseta</b> <b>MP 0467421/2521844</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 2011 you and/or your practice rendered a statement of account to the medical aid in respect of professional services rendered to your patient whilst you knew and/or ought to have known that the medication claimed for were different and/or expensive in respect of those that were dispensed by you and/or 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 November 2011 you and/or your practice rendered a statement of account to the medical aid in respect of professional services rendered to your patient whilst you knew and/or ought to have known that the medication claimed for were different and/or expensive in respect of those that were dispensed by you and/or your practice.</p>	<p>The Respondent was found guilty as charged and sanctioned as follows:</p> <p>Twelve (12) months suspension from the register, with the operation thereof suspended for three (3) years on the following conditions:</p> <p>That the Respondent must not be found guilty of a similar offence during the period of suspension.</p>	<p>Johannesburg</p>
<b>Dr JK Michalowski</b> <b>MP 0343420/1541126</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 December 2010, in respect of your patient, you breached doctor-patient confidentiality in that you disclosed confidential information without your patient's consent.</p>	<p>The Respondent was found guilty as charged and was given caution and reprimand as a sentence.</p>	<p>Cape Town</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr M Kabungama</b> <b>MP 0629995/2511384</b>	<b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional, in that upon or about May 2012, in respect your colleague, you acted in a manner that is not in accordance with norms and standards of your profession in that you physically assaulted and shoved your colleague.	The Respondent paid an amount of R8 000 for admission of guilt fine without appearing at the inquiry.	Pretoria
<b>Ms M Rambhookan</b> <b>TT 0008664/1435982</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 March 2011, 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 acted outside the scope of your profession to wit:  1.) you took an impression of your patient's tooth and thereafter put a gold cap on the patient's tooth.	The Professional Board for Dental Therapy and Oral Hygiene resolved that the Respondent is guilty of unprofessional conduct in terms of Regulation 4(9) of the regulation relating to the conduct of inquiries under the Health Professions Act, 1974 and to impose as penalty a fine of R5 000. The Respondent elected to pay the admission of guilt fine in the amount of R5 000.	Durban
<b>Dr Y Amod</b> <b>MP 0283355/2539304</b>	<u><b>Count 1:</b></u>  <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 and medication dispensed allegedly by yourself and/or your practice on or about February 2012, whilst:  4.1) you were not entitled to payment of one or more or all of the amounts specified in the said account/statement; and/or  4.2) the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or  4.3) the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme.	The Respondent was found guilty of unprofessional conduct and was given a dual sanction by the members of the Professional Conduct Committee. The Respondent was suspended from practice for 3 years, the operation thereof wholly suspended for 5 years on condition that he is not found guilty of a similar offence committed during the period of suspension. A fine in the amount of R20 000 (twenty thousand rand) was imposed upon him by the Professional Conduct Committee.	Durban

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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 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 and medication dispensed allegedly by yourself and/or your practice on or about February 2012, whilst:</p> <p>2.1) 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>2.2) the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>2.3) the said account was drafted in such a manner as to cause financial or potential prejudice to the Health Medical Aid Scheme.</p> <p><b><u>Count 3:</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, 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 February 2012, whilst:</p> <p>3.1) in truth and in fact none of the professional services were rendered by you; and/or</p>		



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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>Dr AF van Dyk</b> <b>MP 0260487/1216/2009</b></p>	<p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during or about July 2009, 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 delayed in taking your patient to theatre for an operation which was indicated.</p>	<p>The Professional Conduct Committee of the Medical and Dental Professions Board resolved that the Respondent is guilty of unprofessional conduct in terms of Regulation 4(9) of the regulation relating to the conduct of inquiries under the Health Professions Act, 1974 and to impose as penalty a fine of R15 000.</p>	<p>Pretoria</p>
<p><b>Dr J Makan</b> <b>MP 0287997/1643767</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 2011, 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 and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of services allegedly rendered by you and/or your practice, whilst:</p> <p>1. one or more or all of the aforesaid services was/were not rendered by you and/or your practice; and/or;</p> <p>one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or;</p>	<p>The Respondent elected to pay a fine of R20 000 without appearing at the inquiry.</p>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>3. you were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements' and/or;</p> <p>5. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect; and/or;</p> <p>6. the said accounts/statements was/were drafted in such a manner as to cause financial prejudice or potential financial prejudice to your patient or 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 March 2011, 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 and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of services allegedly rendered by you and/or your practice, whilst:</p> <p>1. one or more or all of the aforesaid services was/were not rendered by you and/or your practice; and/or;</p> <p>2. one or more or all of the aforesaid medication was/were not dispensed by you and/or your practice; and/or;</p> <p>3. you and/or your practice was/were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements' and/or;</p> <p>4. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect; and/or;</p> <p>5. the said accounts/statements was/were drafted in such a manner</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	as to cause financial prejudice or potential financial prejudice to your patient or the medical aid scheme concerned.		
<b>Dr A Moodley</b> <b>MP 0324531/2530336</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 February to March 2012, and/or portions thereof, and in respect of Ms. M A Dube, (hereinafter referred to as “your patient”), you acted in a manner that is not in accordance with the norms and standards of your profession in that you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements (a copy of the statement annexed hereto, marked “A”), wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said accounts/statements in respect of services allegedly rendered by you and/or your practice, whilst:</p> <ol style="list-style-type: none"> <li>1. one or more or all of the aforesaid services was/were not rendered by you and/or your practice; and/or</li> <li>2. you were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</li> <li>3. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect.</li> </ol> <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 2012, and/or portions thereof, and in respect of Mr. T Dube, (hereinafter referred to as “your patient”), you acted in a manner that is not in accordance with the norms and standards of your profession in that you and/or your practice rendered and/or caused and/or permitted to be rendered on your behalf accounts/statements (a copy of the statement annexed hereto, marked “B”), wherein you charged and/or attempted to recover one or more or all of the amounts specified in the</p>	<p>The Respondent was found guilty of unprofessional conduct as per the charge-sheet and was sentenced as follows: R20 000 fine half of which is suspended for three (3) years and further one (1) year suspension from practice which is wholly suspended for three (3) years on condition that he is not found guilty of a similar offence during the period of suspension.</p>	<p>Durban</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>said accounts/statements in respect of services allegedly rendered by you and/or your practice, whilst:</p> <ol style="list-style-type: none"> <li>1. one or more or all of the aforesaid services was/were not rendered by you and/or your practice; and/or</li> <li>2. you and/or your practice was/were not entitled to payment of one or more or all of the amounts specified in the said accounts/statements; and/or</li> <li>3. the said accounts/statements was/were drafted in such a manner that was inaccurate or incorrect.</li> </ol>		
<p><b>Dr L van Zyl</b> <b>MP 0203289/710868</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 2010, in respect of your patient you:</p> <ol style="list-style-type: none"> <li>1. failed and/or neglected to attend to your patient timeously; and/or</li> <li>2. Failed and/or neglected to show empathy with the needs of the patient and/or his relative; and/or</li> <li>3. Abdicated your responsibilities and/or duties to the patient.</li> </ol>	<p>The Respondent elected to pay a fine of R10 000 without appearing at the inquiry.</p>	<p>Pretoria</p>