

**MATTERS 2020**

December 2019

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr L Mateta</b> <b>MP 0657654/4259736</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 during the period from November 2013 to August 2016 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 Council correspondence (Contempt of Council).</p> <p><b><u>COUNT 2</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional in that on or about October 2016 you acted in a manner that is not in accordance with the norms and standards of your profession in that you failed to attend a consultation meeting of the Committee of Preliminary Inquiry of October 2016.</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 during the period from February 2013 to September 2013 you acted in a manner that is not in accordance with the norms and standards of your profession in that you failed to provide Attorneys with clinical notes/medical report of their client who was your patient.</p>	<p>1. The Respondent was found not guilty on Count 1 and Count 3 was withdrawn.</p> <p>2. The Committee found the Respondent guilty of unprofessional conduct on Count 2 and was sentenced as follows:</p> <p>Five Thousand Rand (R5 000.00) fine, which was payable before 30 March 2020; and;</p> <p>The Respondent must attend a CPC Course and furnish proof of attendance within twelve (12) months from 18 November 2019.</p>	<p>East London</p>

JANUARY 2020

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr BB Nqini</b> <b>MP0544078/855856</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 2015, you acted in a manner that is not in accordance with the norms and standards of your profession in that; you were found guilty by the Port Elizabeth magistrates court for fraud and you were sentenced to pay forty thousand rand (R 40 000.00) fine or twenty four (24) months imprisonment, half of which was suspended for five (5) years on condition that you were not found guilty of fraud committed during the period of suspension and thus you brought the profession in disrepute.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about December 2009 you and/or your practice rendered a statement of account to a Medical Aid for professional services rendered to your patient whilst you knew and/or ought to have known that some of the professional services were rendered to your patient.</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 December 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> <ul style="list-style-type: none"> <li>• issued a medical certificate without examining your patient and thus exposing her to: <ul style="list-style-type: none"> <li>a. harm; and</li> <li>b. backdated the said medical certificate</li> </ul> </li> </ul>	<p>1. The Professional Conduct Committee considered this matter on 23 January 2020 and resolved that:</p> <ul style="list-style-type: none"> <li>- The respondent was found guilty on counts 1 &amp; 3 by the committee. twenty-four (24) months suspension from the register of medical practitioners, with the operation thereof suspended for a period of five years on condition that he is not found guilty of unprofessional conduct of similar offence during the period of suspension.</li> </ul>	<p>Port Elizabeth</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 your medical certificate does not comply with ethical rule 16 of the ethical and professional rules of the Health Professions Council South.</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 August 2016, in respect of your patient you acted in a manner that is not in accordance with the norms and standards of your profession in that: you issued a medical certificate without examining your patient and thus exposing her to harm.</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 your medical certificate does not comply with ethical rule 16 of the ethical and professional rules of the Health Professions Council South Africa.</p> <p><b><u>COUNT 7</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 2016, in respect of your patient you acted in a manner that is not in accordance with the norms and standards of your profession in that: you issued a medical certificate without examining your patient and thus exposing her to harm.</p> <p><b><u>COUNT 8</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 your medical</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	certificate does not comply with ethical rule 16 of the ethical and professional rules of the Health Professions Council South Africa.		
<b>Dr W C Maluleke</b> <b>MP 0638153/20622732</b>	<p><b><u>COUNT 1</u></b></p> <p>THAT you are guilty of unprofessional conduct which, when regard is had to your profession, is unprofessional in that on or during July 2016, or portions thereof, in respect of your patient, you and/or your practice acted in a manner that is no in accordance with the norms and standards of your profession in that:</p> <ol style="list-style-type: none"> <li>1. you and/or your practice issued a medical certificate to your patient without conducting an examination on said patient and as a result misrepresented the facts or diagnoses contained in the medical certificate; and/or</li> <li>2. exposed your patients to harm when you failed to conduct or perform a medical examination treatment on the said patient.</li> </ol> <p><b><u>COUNT 2</u></b></p> <p>THAT you are guilty of unprofessional conduct which, when regard is had to your profession, is unprofessional in that on or during August 2016, or portions thereof, in respect your patient, you and/or your practice acted in a manner that is no in accordance with the norms and standards of your profession in that:</p> <ol style="list-style-type: none"> <li>1. you and/or your practice issued a medical certificate to your patient without conducting an examination on said patient and as a result misrepresented the facts or diagnoses contained in the medical certificate; and/or</li> <li>2. exposed your patients to harm when you failed to conduct or perform a medical examination and treatment on said patient.</li> </ol> <p><b><u>COUNT 3</u></b></p> <p>THAT you are guilty of unprofessional conduct which, when regard is had to your profession, is unprofessional in that on or during September 2016,</p>	<ol style="list-style-type: none"> <li>1. The Respondent<sup>n</sup>) was found guilty and charged with three (3) counts of improper conduct</li> <li>2. The following sanction was imposed: <ol style="list-style-type: none"> <li>a) Ten thousand-rand (R10 000.00) for each count (totalling to R30 000.00); of which twenty thousand-rand (R20 000.00) is suspended for three (3) years on condition that he is not convicted of a similar offence within the period of suspension.</li> <li>b) Ten thousand-rand (R10 000.00) is payable immediately.</li> </ol> </li> </ol>	Pretoria

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>or portions thereof, in respect of your patient, you and/or your practice acted in a manner that is no in accordance with the norms and standards of your profession in that:</p> <ol style="list-style-type: none"> <li>1. you and/or your practice issued a medical certificate to your without conducting an examination on said patient and as a result misrepresented the facts or diagnoses contained in the medical certificate; and/or</li> <li>2. exposed your patients to harm when you failed to conduct or perform a medical examination and treatment on said patient.</li> </ol>		
<p><b>DR N Moosa</b> <b>MP 0499951/9921340</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 2014 and in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your professions in that you:</p> <ol style="list-style-type: none"> <li>i) subjected your patient to unnecessary risk (bleeding);</li> <li>ii) performed an elective procedure on your patient who was on a therapeutic dose of Warfarin (INR=2.6);</li> <li>iii) proceeded with procedure despite the anaesthetist refusal to assist;</li> <li>iv) inadequately and/or prematurely removed post-operative care wire;</li> <li>v) failed and/or neglected to provide support to your discharged patient.</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 or about February 2014, 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 amounts specified in the said account/statement in respect of professional services allegedly rendered by you whilst:</p>	<p>The Respondent was found guilty of unprofessional conduct and was sentenced as follows:</p> <ul style="list-style-type: none"> <li>• Thirty Thousand Rand (R30 000.00) fine; and One (1) year 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 transgression during the period of suspension.</li> </ul>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<ul style="list-style-type: none"> <li>i) one or more of all of the aforesaid professional services was/were not rendered by you; and/or;</li> <li>ii) you were not entitled to payment of one or more or all of the amounts specified in the said account/statement; and/or;</li> <li>iii) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</li> <li>iv) the said account/statement was drafted in such a manner as to cause financial prejudice or potential prejudice to the medical aid scheme concerned.</li> </ul>		
<p><b>Dr T Mosweu</b> <b>MP 038843/5086924</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during or about November 2013 in respect of your patient; you</p> <ul style="list-style-type: none"> <li>a) Were paid R1 000 for services not rendered and/or</li> <li>b) Collected fees to be paid before any services has been rendered.</li> </ul> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during the period December 2013 to March 2015, you failed and/or neglected to respond to Council correspondence (Contempt of Court).</p>	<p>The Professional Conduct Committee found the Respondent not guilty on count 1 and found him guilty of unprofessional conduct on count 2 and was sentenced as follows:</p> <p>Twelve (12) months Suspension from practising his profession as a medical doctor.</p>	<p>Pretoria</p>

FEBRUARY 2020

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Mr Choeli Mokobane</b> <b>OP 0010367/1632928</b></p>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that and on or about July 2011 you acted in a manner that is not in accordance with the Ethical consideration of your profession in that you contravened the Ethical Rule 3(1)(2) of the Ethical rules of conduct for practitioners registered under the Health Profession Act 56 of 1974, in that you operated a mobile clinic for purposes of advertising and canvassing or touting.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that and on or about July 2011 you acted in a manner that is not in accordance with the Ethical consideration of your profession in that you contravened the Ethical Rule 4 (a) (d) (f) of the Ethical rules of conduct pertaining specifically to the Profession of Optometry and Dispensing Opticians in that you operated a mobile clinic which does not meet the requirements of the professional Board for Optometry and Dispensing Opticians.</p>	<p><b>The Respondent</b> was found guilty as charged and the sentence was R50 000 of which R40 000 is suspended for 3 years on condition that he is not again found guilty of a similar offence. R10 000 is payable within twelve months period.</p>	<p>Pretoria</p>
<p><b>Dr BT Nyathi</b> <b>DP 0077739/20390754</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 December 2016, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you submitted claims to the Medical Aid for services not rendered.</p>	<p>The Professional Conduct Committee found the Respondent guilty of unprofessional conduct as per the charge sheet and was sentenced as follows:</p> <p>Two (2) years suspension from practising her profession, which is wholly suspended for a period of three (3) years on condition that she is not found guilty of a similar transgression during the period of suspension; and</p>	<p>Johannesburg</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 December 2016, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you failed and/or neglected to ensure that the patient you treated, was the member of the medical aid.</p>	<p>Further to attend a practice management course within twelve (12) months and produce proof thereof within that period to HPCSA (pro forma complainant).</p>	
<p><b>Dr R.S Halley-Stott</b> <b>MP 0212709/17686432</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 2011 to February 2013, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession, in that you engaged in an unacceptable relationship with your patient.</p>	<p>The Committee found the Respondent guilty of unprofessional conduct and was sentenced as follows: Thirty-five thousand rand (R35 000.00) fine, which is payable immediately.</p>	<p>Johannesburg</p>
<p><b>Dr D Maaka</b> <b>MP 0443220/15856978</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 2015, 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 were rude to her.</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 from April 2015 to October 2016 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 Council correspondence (Contempt of Council).</p>	<p>The Professional Conduct Committee found the Respondent not guilty on count 1 and found her guilty of unprofessional conduct on counts 2 &amp; 3 and was sentenced as follows:</p> <p>Eighteen (18) months direct Suspension from practising her profession and the Committee ordered that there should be an investigation regarding the scope of practice of the Respondent.</p>	<p>Johannesburg</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 August 2016 you acted in a manner that is not in accordance with the norms and standards of your profession in that you failed to attend a consultation meeting of the Committee of Preliminary Inquiry on 17 August 2016.</p>		
<p><b>Dr S Keerath</b> <b>MP 0527440/17443218</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 2014 in respect of your patient a baby (deceased), you acted in a manner that is not in accordance with the norms and standards of your profession in that you used a vacuum repeatedly on a preterm baby.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional in that on or about December 2014 in respect of your patient a baby (deceased), you acted in a manner that is not in accordance with the norms and standards of your profession in that you used undue force to extract the baby.</p>	<p>The Committee found the Respondent guilty of unprofessional conduct and was sentences as follows: Caution and Reprimand</p>	<p>Durban</p>

**MARCH 2020**

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr N Dayanand</b> <b>MP 0290920 / 19285318</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 2014 you acted in a manner that is unacceptable and not in accordance with the Ethical consideration of your profession in that you,</p> <p>i) failed / and or neglected to ensure that the casualty department was appropriately manned on the 1 August 2010; and</p> <p>ii) failed / and or neglected to keep clinical notes from casualty or whilst patient was in casualty.</p>	<p>The Respondent was found guilty as charged. The sentence:</p> <ul style="list-style-type: none"> <li>• R30 000 of which R15 000 is to be paid immediately to Council and R15 000 is wholly suspended for 12 months on condition that the Respondent is not again found guilty of a similar offence</li> <li>• The respondent is directed to attend a CPD points course on Ethics</li> <li>• The inspectorate to conduct inspections regularly.</li> </ul>	<p>Pretoria</p>
<p><b>Dr R Sididhza</b> <b>MP 0682349/4497764</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 the March 2012 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 provide or render medical assistance at the accident scene in which you were involved, when you were ethically bound to do so, and further failed to stop at the site of such accident;</p> <p>1.2 as a result of the aforesaid omissions/and or actions you brought the medical profession into disrepute.</p>	<p>The Respondent was charged with one (1) count of improper conduct and was found guilty as charged. The following sanction was imposed: Five (5) years suspension, which is effective immediately.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Mr S Tshete</b> <b>PT 0073202/4116110</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 the period 27 August 2015, you acted in a manner that is not in accordance with the ethical considerations of your profession in that you Contravened Ethical Rule 12 of the Ethical Rules of Conduct for practitioners registered under the Health Professions Act, 1974, in that you brought the reputation of a fellow medical practitioner in disrepute on social media.</p>	<p>The Respondent was found guilty in absentia and charged with one (1) count of improper conduct. The following sanction was imposed: Three (3) years suspension, which is effective immediately.</p>	Pretoria
<b>Dr M Tupy</b> <b>MP 0357960/1476682</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 the period April 2008 to July 2010 in respect of Radovan Krejcir ("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 falsified your patient's medical records, and/or falsely diagnosed him as suffering from cancer of the urinary bladder, and /or submitted histological test samples belonging to other patients as if those samples were taken from your patient. When in truth and in fact you knew that he was not terminally ill during that specific period, that he did not suffer from cancer of the urinary bladder, and that the histological samples sent by yourself in regard to the claim did not belong to your patient, but instead were samples taken from other patients. This false diagnoses, false medical records, and false histological samples, subsequently resulted in your patient being paid out an amount of R4 579 600,00, by Liberty Holdings Limited, when he was not entitled to.</li> </ol>	<p>The Respondent was charged with one (1) count of improper conduct and was found guilty as charged. The following sanction was imposed:</p> <ol style="list-style-type: none"> <li>a. Two (2) years suspension, which is effective immediately.</li> </ol>	Pretoria
<b>Dr B Hlatswayo</b> <b>MP 0638714/1661104</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 the period July 2011 in respect of your patient</p>	<p>The Respondent was found guilty in absentia and charged with one (1) count of improper conduct.</p> <p>The following sanction was imposed:</p>	Pretoria

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>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>1.1. practiced your profession illegally, when in fact you was not authorised to practice;</li> <li>1.2. misled and incorrectly led your patient to believe that he will be in a position to recover from his medical aid scheme the monies paid to your practice for professional services rendered;</li> <li>1.3. contravened Section 19(1)(b) of the Health Professions Act 56 of 1974, in that you failed and/or neglected, and/or omitted to inform the HPCSA you present address details.</li> </ol>	Three (3) years suspension, which is effective immediately.	
<p><b>Ms Dianne Emmanuel</b> <b>ANA 0098426/19257582</b></p>	<p><b>THAT</b> you are guilty of unprofessional conduct or conduct which when regard is had to your profession is unprofessional, in that during or about the period August 2015, you acted in a manner that is not in accordance with the ethical considerations of your profession in that you contravened Ethical Rule 12 of the Ethical Rules of Conduct for practitioners registered under the Health Professions Act, 1974, in that you brought the reputation of a fellow medical practitioner in disrepute on social media.</p>	The Respondent was found guilty as charged. The sentence was a fine of R5000 plus 2 years suspension from practice.	Pretoria
<p><b>Mr V Magwabeni</b> <b>OP 0030813/11274144</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 in January 2014, you contravened the rules of your profession in that your practice conducted a mobile practice that has not been approved by 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 in June 2014, you employed in your practice a certain locum tenes whilst the said person was not registered with the Board to perform acts pertaining to the profession of Optometry.</p>	The Respondent was found guilty as charged. The sentence: Struck of the Register of Optometry and Dispensing Opticians Professions Board.	Pretoria

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 in January 2014, in respect of your patient, you or your practice acted in a manner that was not in accordance with the norms and standards of your practice in that you submitted a claim to a Medical Aid in respect of spectacles provided to the complainant whilst the claim was false in that no spectacles were provided to her.</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 in January 2014, in respect of your patient, you or your practice acted in a manner that was not in accordance with the norms and standards of your practice in that you submitted a claim to the Medical Aid in respect of spectacles provided to the complainant whilst the claim was false in that no spectacles were provided to her.</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 in January 2014, in respect of your patient, you or your practice acted in a manner that was not in accordance with the norms and standards of your practice in that you submitted a claim to the Medical Aid in respect of spectacles provided to the complainant whilst the claim was false in that no spectacles were provided to her.</p>		
<p><b>Mr D Naidoo</b> <b>OP 0030813/2619668</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</p>	<p>The Respondent was found guilty as charged and the sentence was:</p> <p>Struck of the Register of Optometry and dispensing Opticians Professions Board.</p>	<p>Durban</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>and glasses allegedly dispensed by yourself and/or your practice on or about June 2010, whilst:</p> <ul style="list-style-type: none"> <li>a) one or more or all of the aforesaid professional services was/were not rendered by you; and/or</li> <li>b) you were not entitled to payment of one or more or all of the amounts specified in the said account/statement; and/or</li> <li>c) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</li> <li>c) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient and/or dependants, 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 glasses allegedly dispensed by yourself and/or your practice on or about 9 June 2010, whilst:</p> <ul style="list-style-type: none"> <li>a) one or more or all of the aforesaid professional services was/were not rendered by you; and/or</li> <li>b) you were not entitled to payment of one or more or all of the amounts specified in the said account/statement; and/or</li> <li>c) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</li> <li>d) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 3</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement, herein 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 glasses allegedly dispensed by yourself and/or your practice on or about May 2010, whilst:</p> <ul style="list-style-type: none"> <li>a) one or more or all of the aforesaid professional services was/were not rendered by you; and/or</li> <li>b) you were not entitled to payment of one or more or all of the amounts specified in the said account/statement; and/or</li> <li>c) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</li> <li>d) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 4</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of, hereinafter referred to as your patient and/or the patient's dependant/s, 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 glasses allegedly dispensed by yourself and/or your practice on or about May 2010 and May 2010, whilst:</p> <ul style="list-style-type: none"> <li>a) one or more or all of the aforesaid professional services was/were not rendered by you; and/or</li> </ul>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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><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 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 glasses allegedly dispensed by yourself and/or your practice on or about June 2010, 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>		



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, 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 glasses allegedly dispensed by yourself and/or your practice on or about June 2010, whilst:</p> <ul style="list-style-type: none"> <li>a) one or more or all of the aforesaid professional services was/were not rendered by you; and/or</li> <li>b) you were not entitled to payment of one or more or all of the amounts specified in the said account/statement; and/or</li> <li>c) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</li> <li>d) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 7</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 glasses allegedly dispensed by yourself and/or your practice on or about October 2009 and/or 2 June 2010, whilst:</p> <ul style="list-style-type: none"> <li>a) one or more or all of the aforesaid professional services was/were not rendered by you; and/or</li> </ul>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<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>e) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 8</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 dependents, 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 glasses allegedly dispensed by yourself and/or your practice on or about May 2010, 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><b><u>COUNT 9</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 dependants, 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</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>services rendered and glasses allegedly dispensed by yourself and/or your practice on or about 5 May 2010, whilst:</p> <ul style="list-style-type: none"> <li>a) one or more or all of the aforesaid professional services was/were not rendered by you; and/or</li> <li>b) you were not entitled to payment of one or more or all of the amounts specified in the said account/statement; and/or</li> <li>c) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</li> <li>d) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul>		

APRIL 2020

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Mr M Mangwany</b> <b>TT 0004413/22269908</b></p>	<p><b><u>COUNTS 1 - 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 2014, 2015 to August 2016, you and your practice rendered statements of account to a Medical Aid, in respect of your patients for professional services rendered whilst you knew and/or ought to have known that no professional services were rendered to the patients by you and/or your practice.</p> <p><b><u>COUNTS 3 – 35</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 2014, 2015 to August 2016, you and your practice rendered statements of account to a Medical Aid, in respect of your patients for professional services rendered whilst you knew and/or ought to have known that no professional services were rendered to the patients by you and/or your practice.</p>	<p>The Professional Conduct Committee considered this matter on 02 September 2019 and the Respondent was found guilty as charged and sanctioned as follows: R40 000.00 fine of which was suspended for 3 years. R20 000.00 fine had to be payable in two instalments, first instalment had to be paid on 01 October 2019 and second instalment on the 01 November 2019.</p>	<p>Pretoria</p>
<p><b>Dr N Mabaso</b> <b>MP 0589357/21273328</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 2017 you acted in a manner that is not in accordance with the norms and standards of your profession in that you employed unregistered person and endangered the lives of the patients.</p>	<p>The Professional Conduct Committee considered this matter on 09 September 2019 and Respondent has been found guilty and all charges were taken as one for purposes of sentence. The sentence imposed on the Respondent is a caution and reprimand.</p>	<p>Gauteng</p>
<p><b>Dr JL Jansen Van Rensburg</b> <b>MP 0190250/21554050</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 2016, in respect of your patient you acted in a</p>	<p>The Professional Conduct Committee considered this matter on 21 October 2019 and Respondent found guilty of unprofessional conduct and a penalty of caution and</p>	

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>manner that is not in accordance with the norms and standards of your profession in that :</p> <ul style="list-style-type: none"> <li>i. you performed inappropriate sexual conduct on your patient; and</li> <li>ii. you referred to your patient as a “<i>bliksem</i>”</li> </ul> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession is unprofessional in that on or about August 2016, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that:</p> <p>you conducted an inappropriate examination for a nose bleeding.</p>	<p>reprimand was imposed.</p>	
<p><b>Dr B Nqini</b> <b>MP 0544078/19946342</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 2015, you acted in a manner that is not in accordance with the norms and standards of your profession in that; you were found guilty by the Port Elizabeth magistrates court for fraud and you were sentenced to pay forty thousand rand (R40 000.00) fine or twenty four (24) months imprisonment, half of which was suspended for five (5) years on condition that you were not found guilty of fraud committed during the period of suspension and thus you brought the profession in disrepute.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about December 2009 you and/or your practice rendered a statement of account to a Medical Aid for professional services rendered to your patient whilst you knew and/or ought to have</p>	<p>The Professional Conduct Committee considered this matter on 21 October 2019 and Respondent found guilty of unprofessional conduct and a penalty of caution and reprimand was imposed. Matter finalized at Inquiry.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>known that some of the professional services were rendered to your patient.</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 December 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> <ul style="list-style-type: none"> <li>• issued a medical certificate without examining your patient and thus exposing her to harm; and</li> <li>• backdated the said medical certificate.</li> </ul> <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 your medical certificate does not comply with ethical rule 16 of the ethical and professional rules of the Health Professions Council South Africa.</p>		
<p><b>Dr U Petse</b> <b>MP 0564249/22102832</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 December 2017, 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 used unconventional treatment for wound management without consent from your patient, to wit you exposed her to danger and/or harm.</p>	<p>The Professional Conduct Committee considered this matter on 06 May 2019 and Respondent found guilty and a penalty of a fine of R25 000.00 was imposed, payable immediately, further, to attend an ethical course on informed consent &amp; patient communication</p>	<p>Pretoria</p>
<p><b>Mr L Mhaleni</b> <b>TT 0004685/2610854</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 years January 2010 to June 2012, or portions thereof,</p>	<p>The Professional Conduct Committee considered this matter on 18 May 2019 and Respondent fined R10 000.00, payable by end of June 2019, Practitioner is suspended from Practice for 12 months</p>	<p>Mpumalanga</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>you and/or your practice rendered or caused or permitted to be rendered on your behalf in respect of your patients account/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 allegedly by yourself and/or your practice; 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 accounts/statements; and /or</p> <p>1.3 the said accounts/statements were drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>1.4 the said account/statements were drafted in such a manner as to cause financial or potential prejudice to the medical aid scheme concerned.</p>	<p>the operation thereof wholly suspended for 3 years on condition that he is not found guilty of committing a similar offence during the period of suspension.</p>	
<p><b>Dr N Mabaso</b> <b>MP 0589357/21273328</b></p>	<p><b><u>COUNTS 1 - 5</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during the period mentioned you and your practice rendered statements of account to a medical aid, in respect of persons mentioned for professional services rendered whilst you knew and/or ought to have known that no professional services were rendered to persons by you and/or your practice.</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 your medical certificate does not comply with ethical rule 16 of the ethical and professional rules of the Health Professions Council South Africa.</p>	<p>The Professional Conduct Committee considered this matter on 09 September 2019 and Respondent has been found guilty and all charges were taken as one for purposes of sentence. The sentence imposed on the Respondent is a caution and reprimand.</p>	<p>Pretoria</p>

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, when regards is had to your profession, is unprofessional in that on or about May 2016 you and/or your practice rendered a statements of account to a Medical Aid, in respect of a non-member under another name of a member for professional services whilst you knew and/or ought to have known that she was a non-member of the Medical Aid.</p>		
<p><b>MR P Mncube</b> <b>OP 0025984/22152388</b></p>	<p><b><u>COUNTS 1 - 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, you and your practice rendered statements of account to a Medical Aid, in respect of persons for professional services rendered whilst you knew and/or ought to have known that no professional services were rendered to persons mentioned by you and/or your practice.</p> <p><b><u>COUNTS 3 – 35</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 your practice rendered statements of account to a Medical Aid, in respect of persons mentioned for professional services rendered whilst you knew and/or ought to have known that no professional services were rendered to persons mentioned by you and/or your practice.</p>	<p>R50 000 (fifty thousand rands), half of which 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.</p> <p>R 25 000 (twenty-five thousand rands) to be paid within ten (10) months, first instalment must be paid on or before the 31 March 2020 and the last instalment before the 31 December 2020.</p> <p>The respondent must obtain two (2) CPD points and attend course on Ethics before the 31 December 2020.</p>	<p>Pretoria</p>
<p><b>Dr A Modiba</b> <b>MP 0283770/20684968</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 28 February 2017 you acted in a manner that is not in accordance with the norms and standards of your profession in that you employed unregistered person and endangered the lives of the patients.</p>	<p>The Professional Conduct Committee considered this matter on 09- 10 May 2019 and The Respondent was found guilty and a fine of R70 000.00 was imposed, payable within seven (7) months. First payment to be paid on or about 30 June 2019.</p>	<p>Gauteng</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Mr C Moloi</b> <b>TT 0008761/4020900</b></p>	<p><b><u>COUNT1</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 during or about April- May 2013 whilst:-</p> <ul style="list-style-type: none"> <li>(a) one or more or all of the aforesaid professional services was/were not rendered by you; and/or</li> <li>(b) you were not entitled to payment of one or more or all of the amounts specified in the said account/statement ; and/or</li> <li>(c) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or</li> <li>(d) the said account/statement was drafted in such a manner as to cause financial prejudice or potential prejudice to the medical aid scheme concerned.</li> </ul> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that, during or about June 2013, now:</p> <ul style="list-style-type: none"> <li>i) Acted improperly relating to communication by failing to respond to the patient's concerns and/or queries.</li> </ul> <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 or about October 2013, you:</p>	<p>The Professional Conduct Committee considered this matter on 25 May 2019 and Matter settled between parties, withdraw count 1 and count 2. a penalty of a fine of R5 000.00 was imposed and payable before 15 June 2019. The Committee further resolved that the Respondent update his details with HPCSA both business and personal by no later than 15 June 2019.</p>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	i) Contravened the Provisions of Ethical Rule 20, when you failed to respond to the Health Professions Council of South Africa's correspondence.		
<b>Mr N Netshivhera</b> <b>ANA 0160644/21492280</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 05 December 2017 you acted in a manner that is not in accordance with the norms and standards of your profession by withholding emergency services in that you failed and/or neglected to allow a qualified ALS paramedic to treat a patient in a reasonable time and you also delayed in transporting him to a medical facility.	The Professional Conduct Committee considered this matter on 01 August 2019 and Respondent found guilty and a penalty of a fine of R10 000.00 was imposed.	Pretoria
<b>Dr L Ngobo</b> <b>MP 0584614/22159110</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 October 2017, 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> <ul style="list-style-type: none"> <li>i. failed to keep proper records of your patient; and</li> <li>ii. issued a medical certificate without examining your patient.</li> </ul> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about October 2017, 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 in you:</p> <ul style="list-style-type: none"> <li>i. failed to keep proper records of your patient; and</li> <li>ii. issued a medical certificate without examining your patient.</li> </ul>	The Professional Conduct Committee considered this matter on 05-06 June 2019 and Respondent was found guilty and a penalty of R10 000.00 per count was imposed, R20 000.00 payable before the end of July 2019, 3 months suspension suspended for 3 years on condition that he is not found guilty of a similar offence during the period of suspension.	Pretoria

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Ms T Pitsi</b> <b>TT0004235/1842628</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 May 2015, or portions thereof, in respect of your patient, you and/or your practice acted in a manner that is not in accordance with the norms and standards of your profession in that you:</p> <ul style="list-style-type: none"> <li>i) practised outside the scope of your registration with Council by preparing your patient for an inlay; and</li> <li>ii) provided treatment to your patient without having obtained your patient's consent to do so; and</li> <li>iii) failed and/or neglected and/or omitted to keep proper patient records of professional services rendered to your patient.</li> </ul>	<p>The Professional Conduct Committee considered this matter on 28-29 August 2019 and the Respondent was found guilty and a fine of R5 000.00 payable within 3 months from 28/08/2019 was imposed. Suspended from practice for three (3) months, the operation thereof wholly suspended for 3 years on condition that she is not found guilty of a similar offence during the period of suspension.</p>	<p>Pretoria</p>
<p><b>Dr LD Nkosi</b> <b>DP0090328/2497070</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 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 2011 and March 2011, whilst:</p> <ul style="list-style-type: none"> <li>1.1) in truth and in fact none of the professional services were rendered by you; and/or</li> <li>1.2) you were not entitled to payment of any of the amounts specified in the said account/statement; and/or</li> <li>1.3) the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> </ul>	<p>The Professional Conduct Committee considered this matter on 30 June 2019 and Respondent found guilty and fined R30 000.00, suspended the operation, thereof wholly suspended for 3 years on condition that she is not found guilty of a similar offence during the period of suspension &amp; to attend ethics cause within 12 months, submit proof to Pro forma Complainant.</p>	<p>Gauteng</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>1.4) the said account was drafted in such a manner as to cause financial or potential prejudice to 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 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 July 2011, whilst:</p> <p>2.1) in truth and in fact none of the professional services were rendered by you; and/or</p> <p>2.2) you were not entitled to payment of any of the amounts specified in the said account/statement; and/or</p> <p>2.3) the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>2.4) the said account was drafted in such a manner as to cause financial or potential prejudice to Medical Aid Scheme concerned.</p> <p><b><u>COUNT 3</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient and / or dependent, 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</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>rendered and medication dispensed allegedly by yourself and/or your practice on or about July 2011, 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 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 during the period of September 2011 in respect of your patient, you or your practice:</p> <p>ii. Charged for services that were not rendered;</p> <p>ii. Acted in a manner that was fraudulent in that you supplied your patients with gold inlays and thereafter claimed for services covered by the Medical Aid Scheme.</p>		
<p><b>D Mnisi</b> <b>OP 0038725/4093714</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 patients and/or dependent's, 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</p>	<p>The Professional Conduct Committee considered this matter on 18 November 2019 and Respondent found guilty of unprofessional conduct and a penalty of a fine of R15 000.00 payable over six (6) months is imposed.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>rendered and glasses dispensed allegedly by yourself and/or your practice on or about November 2012, whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all of the aforesaid professional services was/were not rendered by you; and/or</li> <li>ii. you were not entitled to payment of one or more or all of the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme.</li> </ul> <p><b><u>COUNT 2:</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient and/or dependent's, 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 glasses dispensed allegedly by yourself and/or your practice on or about November 2012, whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all of the aforesaid professional services was/were not rendered by you; and/or</li> <li>ii. you were not entitled to payment of one or more or all of the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> </ul>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme.</p> <p><b><u>COUNT 3:</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient and/or dependent's, 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 glasses dispensed allegedly by yourself and/or your practice on or about November 2012, whilst:</p> <p>i. one or more or all of the aforesaid professional services was/were not rendered by you; and/or</p> <p>ii. 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>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>iv. 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 H Gupta</b> <b>MP 0304441/22160196</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 2017, or portions thereof, in respect of your patient, you and/or your practice charged for professional services rendered to wit, you:</p> <p>i. inappropriately and/or fraudulently used codes 3601 and 0011; and/or</p> <p>ii. failed and/or neglected and/or omitted to inform the patient about the cost of services rendered.</p>	<p>The Professional Conduct Committee considered this matter on 25 November 2019 and Respondent found guilty of unprofessional conduct and a penalty of a caution and reprimand was imposed.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr BB Nqini</b> <b>MP 0544078/855856</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 2015, you acted in a manner that is not in accordance with the norms and standards of your profession in that; you were found guilty by the Port Elizabeth magistrates court for fraud and you were sentenced to pay forty thousand rand (R 40 000.00) fine or twenty four (24) months imprisonment, half of which was suspended for five (5) years on condition that you were not found guilty of fraud committed during the period of suspension and thus you brought the profession in disrepute.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about December 2009 you and/or your practice rendered a statement of account to a Medical Aid for professional services rendered to your patient whilst you knew and/or ought to have known that some of the professional services were not rendered to your patient.</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 December 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> <ul style="list-style-type: none"> <li>i. issued a medical certificate without examining your patient and thus exposing her to harm; and</li> <li>ii. backdated the said medical certificate.</li> </ul>	<p>The Professional Conduct Committee considered this matter on 23 January 2020 and resolved that:</p> <p>The respondent was found guilty on counts 1 &amp; 3 by the committee. twenty-four (24) months suspension from the register of medical practitioners, with the operation thereof suspended for a period of five years on condition that he is not found guilty of unprofessional conduct of similar offence during the period of suspension.</p>	<p>Port Elizabeth</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 your medical certificate does not comply with ethical rule 16 of the ethical and professional rules of the Health Professions Council South Africa.</p>		
<p><b>Dr SM Yako</b> <b>MP 0524751/19822684</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 between December 2015 and 20 January 2016, or portions thereof, 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 employed an unregistered person as a Locum tenens at your practice.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during the period between January 2015 and January 2016, or portions thereof, 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, exposed your patients to danger by employing an unregistered person to treat your patients at your practice.</p>	<p>The Professional Conduct Committee considered this matter on 27 February 2020 and the Respondent was fined R30000 (thirty thousand rands) payable over 12 months in instalments and he must attend an ethics course and earn an additional 5 points in ethic within 12 months.</p>	<p>Pretoria</p>
<p><b>Dr W Welman</b> <b>MP 0371319/19939192</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 2016, in respect of your late patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that your:</p> <ul style="list-style-type: none"> <li>i. assessment of the patient was inadequate; and/or</li> <li>ii. management of the critically ill patient was inadequate.</li> </ul>	<p>The Professional Conduct Committee considered this matter on 09 March 2020 and Respondent was found guilty and a penalty of a caution and reprimand was imposed.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Mr J Makeke</b> <b>DR 0110663/ 21385520</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 February 2017 to November 2017, or portions thereof, in respect of your patients:</p> <ul style="list-style-type: none"> <li>i. you exposed your patients to danger by using unsafe radiation machine/s; and</li> <li>ii. you failed and/or neglected to observe instructions of Radiation Control, who had sealed the machine/s.</li> </ul>	<p>The Professional Conduct Committee considered this matter on 10 February 2020 and Respondent found guilty of unprofessional conduct and fined R30 000.00, R20 000.00 is suspended for 3 years on condition that that he is not found guilty of a similar offence during the period of suspension. R10 000.00 payable over 12 months in instalments.</p>	Pretoria
<b>Mr J Swart</b> <b>OS 0004642/19948452</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 July 2016, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that, you:</p> <ul style="list-style-type: none"> <li>i. provided insufficient care to your patient; and/or</li> <li>ii. failed and/or neglected and/or omitted to educate your patient about the assistive device; and/or</li> <li>iii. failed and/or neglected to measure and fit the assistive device.</li> </ul>	<p>The Professional Conduct Committee considered this matter on 02 December 2019 and Respondent found guilty of unprofessional conduct and the Committee imposed as a penalty a fine of R5 000.00, payable in four (4) instalments from 01 January 2020, further fined a penalty of a fine of R25 000.00, suspended for three (3) years on condition that he is not found guilty of a similar offence during the period of suspension.</p>	Bloemfontein
<b>Mrs J Oosthuizen</b> <b>ANT 0173223/ 21515862</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 October 2017, or portions thereof, you acted in a manner that is not in accordance with the norms and standards of your profession in that you:</p> <ul style="list-style-type: none"> <li>i. committed theft by stealing a prescription pad; and</li> <li>ii. fraudulently completed a prescription note for acquiring scheduled medication, and in doing so, you acted out of your scope of your registration with Council.</li> </ul>	<p>The Professional Conduct Committee considered this matter on 26 August 2019 and Respondent found guilty of unprofessional conduct and she is suspended from practice for a period of 3 years, the operation thereof wholly suspended for 3 years on condition that she is not found guilty of unprofessional conduct.</p>	Pretoria

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Ms JM Kleynhans</b> <b>ANT 0019100/ 21515486</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 2017, or portions thereof, you acted in a manner that is not in accordance with the norms and standards of your profession in that you:</p> <ul style="list-style-type: none"> <li>i. committed theft by stealing a prescription pad; and</li> <li>ii. fraudulently completed a prescription note for acquiring a scheduled medication, and in doing so, you acted out of your scope of your registration with Council.</li> </ul>	<p>The Professional Conduct Committee considered this matter on 08-09 July 2019 and Respondent found guilty and suspended from practice for a period 5 years, the operation thereof wholly suspended for 5 years on condition that she is not found guilty of committing a similar offence during the period of suspension. The respondent must not be found in possession of any scheduled medication unless prescribed by a medical practitioner and be referred to the Health Committee to refer her to a Government rehabilitation programme.</p> <p>Complete 15 CPD points over 24 months and submit proof to the Pro forma Complainant.</p>	<p>Pretoria</p>
<p><b>MS P Nkasayi</b> <b>ANA 0147451/9631152</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 2014; 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> <ul style="list-style-type: none"> <li>1.1 you refused to place the patient on the stretcher before loading her into the ambulance;</li> <li>1.2 the patient fell from the stretcher whilst in transit because she was not secured.</li> </ul>	<p>The Professional Conduct Committee considered this matter on 11-12 July 2019 and The Respondent was found guilty and was suspended for one (1) year from the register with the operation thereof suspended for a period of 3 years on the following conditions: That the Respondent must not be convicted of a similar offence during the period of suspension and that the respondent must attend Ethics Course and obtain eight (8) CEUS and submit same to the Registrar within 6 months from the 12/07/2019. The Respondent is fined R5 000.00 five thousand which is payable immediately.</p>	<p>Odendalsrus</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr J van Staden</b> <b>DP 0047503/19744624</b>	<p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in during the period February 2015; 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 properly communicate with your patient.</p>	<p>The Professional Conduct Committee considered this matter on 28 June 2019 and Respondent was found guilty of unprofessional conduct and a fine of R10 000.00 was imposed. R5 000.00 is wholly suspended for one (1) year on condition that she is not found guilty of a similar offence during the period of suspension. R5 000.00 to be paid in two (2) instalments starting on the 01/08/2019 and 01/09/2019, the monies to be paid to the complainant.</p>	Pretoria
<b>Mr AA Asmal</b> <b>OP 0033294/19947168</b>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient and/or dependant, an account/statement, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered and/or spectacles dispensed allegedly by yourself and/or your practice during or about the year 2013, or portions thereof, whilst you:</p> <ul style="list-style-type: none"> <li>i. fraudulently misrepresented to the Medical Aid Scheme concerned that services were rendered by your patient; and/or</li> <li>ii. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you</p>	<p>The Professional Conduct Committee considered this matter on 17 March 2020 and Respondent was found guilty and he was fined R100 000.00 of which R70 000.00 is payable in instalments over six (6) months and R30 000.00 is suspended for 3 years on condition that he is not found guilty of a similar offence during the period of suspension.</p>	Pretoria

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, and/or dependant an account/statement, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered and/or contact lenses dispensed allegedly by yourself and/or your practice during or about the year 2014, or portions thereof, whilst:</p> <ul style="list-style-type: none"> <li>i. fraudulently misrepresented to the Medical Aid Scheme concerned that services were rendered; and/or</li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>iii. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 3</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, and/or dependants 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/or spectacles/contact lenses dispensed allegedly by yourself and/or your practice during or about the years between January 2013 and April 2014, or portions thereof, whilst you:</p> <ul style="list-style-type: none"> <li>. fraudulently misrepresented to the Medical Aid Scheme concerned that services were rendered; and/or</li> </ul>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>ii. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 4</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of patient, and/or dependants 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/or spectacles/contact lenses dispensed allegedly by yourself and/or your practice during or about the year 2013, or portions thereof, whilst you:</p> <p>i. fraudulently misrepresented to the Medical Aid Scheme concerned that services were rendered; and/or</p> <p>ii. the said account was drafted in such a manner as to cause financial or potential prejudice 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 you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of patient, and/or dependants 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/or contact lenses dispensed allegedly by yourself and/or your practice during or about the years between January 2013 and April 2014, or portions thereof, whilst you:</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>i. fraudulently misrepresented to the Medical Aid Scheme concerned that services were rendered by;and</p> <p>iii. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid 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 you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, and/or dependants 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/or contact lenses dispensed allegedly by yourself and/or your practice during or about the year 2013, or portions thereof, whilst you:</p> <p>i. charged the medical aid scheme for bifocal lenses whilst in truth and in fact these lenses were not dispensed/supplied to the patient; and/or</p> <p>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>iii. fraudulently misrepresented to the Medical Aid Scheme concerned that services were rendered; and</p> <p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 7</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</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patients, and/or dependants, during or about the year 2014, or portions thereof, laboratory orders to wit you and/or your practice fraudulently altered the laboratory orders of your patients in order to secure payment from the medical aid scheme concerned, thereby causing financial or potential prejudice to the medical aid scheme concerned.</p> <p><b><u>COUNT 8</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 patients, and/or dependants, during or about the years between 2013 to December 2015, or portions thereof, statements of account in respect of services rendered and/or contact lenses/spectacles dispensed whilst in truth and in fact you and/or your practice dispensed sunglasses to your patients, thereby causing financial or potential prejudice to the medical aid concerned.</p>		
<p><b>Dr C Ndhlovu</b> <b>MP 0716588/19955866</b></p>	<p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during or about the period between June 2016 to December 2016, or portions thereof, in respect of your patient and your minor patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you:</p> <ul style="list-style-type: none"> <li>i. defeated the ends of justice by failing and/or neglecting to appear in Court; and/or</li> <li>ii. provided insufficient care to your patient.</li> </ul>	<p>The Professional Conduct Committee considered this matter on 30 August 2019 and The Respondent is suspended from practice for a period of 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>Mpumalanga</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr T Nhlapo</b> <b>MP 0584703/19905328</b></p>	<p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about July 2015, whilst:</p> <ul style="list-style-type: none"> <li>i. in truth and in fact none of the professional services were rendered by you; and/or</li> <li>ii. you were not entitled to payment of any of the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul>	<p>The Professional Conduct Committee considered this matter on 13 November 2019 and The respondent was found guilty of unprofessional conduct and a penalty of a caution and reprimand was imposed. And a fine of R20 000.00 (Twenty thousand rands) for wasted costs to be paid over three (3) months.</p>	<p>Bloemfontein</p>
<p><b>MR E Maphunye</b> <b>OP 0050644/19861808</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 2014 you and/or your practice rendered statements of account to a Medical Aid, in respect of your patient for professional services rendered whilst you knew and/or ought to have known that you and/or your practice did not render any professional services to your patient.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about April 2014 you and/or your practice rendered statements</p>	<p>The Professional Conduct Committee considered this matter on 26 August 2019 and Respondent was cautioned and reprimanded.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	of account to GEMS, in respect of your patient for professional services rendered whilst you knew and/or ought to have known that you and/or your practice did not render any professional services to your patient.		
<b>Mr E Maphunye</b> <b>OP 0050644/20594260</b>	<p><b><u>COUNTS 1 - 5</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during the period mentioned July 2013 to June 2014 you and/or your practice rendered statements of account to a Medical Aid, in respect of persons mentioned in the schedule for professional services rendered whilst you knew and/or ought to have known that you and/or your practice did not render any professional services to persons in the schedule.</p>	<p>The Professional Conduct Committee considered this matter on 26 August 2019 and Respondent was cautioned and reprimanded.</p>	<p>Pretoria</p>
<b>Dr J Marin</b> <b>MP 0359009/19948504</b>	<p><b>THAT</b> you are guilty of unprofessional 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 you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about August 2016, whilst the said account/statement was drafted inaccurate or incorrectly in that you:</p> <p>i. incorrectly charged 2801 code instead of 2802 for the rim block performed on patient.</p>	<p>The Professional Conduct Committee considered this matter on 15 May 2019 and Respondent was found guilty and fined R5 000.00, payable immediately.</p>	<p>Pretoria</p>
<b>Dr D Ganasen</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 February 2012 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:</p>	<p>The Professional Conduct Committee considered this matter on 23 July 2019 and The Respondent was found guilty and suspended for one (1) year, which suspension is wholly suspended for 3 years on condition that he is not found guilty of a similar offence during the period</p>	<p>Eastern Cape</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	i. used a sealed machine without authorization from Radiation Control; ii. operated machines at Razi Medical Centre and Inanda Nukwa without a license; and  iii. made use of inappropriate and/or inaccurate ICD 10 codes.	of suspension. To obtain 10 CPD points for 24 months and submit to HPCSA.	
<b>Dr MK Kaputu</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 2009; 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 failed to meet current standard of care.	The Professional Conduct Committee considered this matter on 25 June 2019 and Respondent was found guilty and a penalty of R10 000.00, payable immediately was imposed. 3 years suspension suspended for 3 years on condition that he is not found guilty of a similar offence during the period of suspension.	Pretoria
<b>DR C Makgato MP 0573493/3918198</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 July 2011 August 2015; you acted in manner that is not in accordance with the norms and standard of your profession in that you employed an unregistered person to act as a locum.	The Professional Conduct Committee considered this matter on 27 August 2019 and Respondent fined R20 000.00, payable in five (5) instalments of R4 000.00 from 30/09/2019.	Pretoria
<b>Dr L Nkosi 0090328/2491476</b>	The Professional Conduct Committee considered this matter on 30 June 2019 and Respondent found guilty and fined R4 000.00 per count for 4 counts and to attend Ethics course with the operation.	The Professional Conduct Committee considered this matter on 30 June 2019 and Respondent found guilty and fined R4 000.00 per count for 4 counts and to attend Ethics course with the operation.	Pretoria
<b>Dr BB Nqini MP 05544078/19946342</b>	<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 on or about August 2016, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of	The Professional Conduct Committee considered this matter on 21 October 2019 and Respondent found guilty of unprofessional conduct and a penalty of caution and reprimand was imposed.	Pretoria

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>your profession in that: you issued a medical certificate without examining your patient and thus exposing her to harm.</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 your medical certificate does not comply with ethical rule 16 of the ethical and professional rules of the Health Professions Council South Africa.</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 15 August 2016, in respect of your patient you acted in a manner that is not in accordance with the norms and standards of your profession in that: you issued a medical certificate without examining your patient and thus exposing her to harm.</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 your medical certificate does not comply with ethical rule 16 of the ethical and professional rules of the Health Professions Council South Africa.</p>		

May 2020

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Ms S Bence</b> <b>STA 0021091/9435538</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 December 2012 till November 2013 and in respect of your patient, you:</p> <ul style="list-style-type: none"> <li>i. claimed for hearing aids not provided to your patient; and/or</li> <li>ii. submitted claims to your patient's medical aid prior to rendering services; and/or</li> <li>iii. overcharged your patient in that you claimed for more of the value of the hearing aid; and/or</li> <li>iv. failed to refer your patient to an ENT specialist due to the nature of her anatomical structure.</li> </ul>	<p>The Professional Conduct Committee considered this matter on 03 March 2020 and Respondent was found guilty and a penalty of a fine of R30 000.00, the operation thereof wholly suspended for three (3) years on condition that she is not found guilty of a similar offence during the period of suspension.</p>	<p>Pretoria</p>
<p><b>Dr AM Shuda</b> <b>MP 0381390/4569860</b></p>	<p><b>THAT</b> you are guilty of unprofessional conduct which, when regard is had to your profession, is unprofessional in that on or during November 2011, or portions thereof, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you, were negligent in failing to diagnose ectopic pregnancy.</p>	<p>The Professional Conduct Committee considered this matter on 29 October 2019 and Respondent fined R15 000.00, the operation thereof wholly suspended for two (2) years provided not found guilty of similar offence during the period of suspension.</p>	<p>Pretoria</p>
<p><b>Mr N Khumalo</b> <b>OP 0047082/19947164</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, and/or dependants 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</p>	<p>The Professional Conduct Committee considered this matter on 22 March 2020 and Respondent found guilty and a fine of R50 000.00 was imposed. R30 000.00 is payable over eight (8) months in equal instalments and R20 00.00 suspended for 3 years on condition that he is found not guilty of a similar offence during the period of suspension. And to attend ethics course</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>and/or contact lenses dispensed allegedly by yourself and/or your practice during or about the year 2014, or portions thereof, whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 3</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient and/or dependants 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/or contact lenses dispensed allegedly by yourself and/or your practice during or about the year 2014, or portions thereof, whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> </ul>	<p>whereby he obtains 5 more points in ethics for the year 2020.</p>	

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

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>and/or spectacles/contact lenses dispensed allegedly by yourself and/or your practice during or about the years between January 2013 and April 2014, or portions thereof, whilst you:</p> <ul style="list-style-type: none"> <li> <ul style="list-style-type: none"> <li>fraudulently misrepresented to the Medical Aid Scheme concerned that services were rendered by yourself; and/or</li> </ul> </li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>vi. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 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 and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, and/or dependants 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/or spectacles/contact lenses dispensed allegedly by yourself and/or your practice during or about the year 2013, or portions thereof, whilst you:</p> <ul style="list-style-type: none"> <li>i. fraudulently misrepresented to the Medical Aid Scheme concerned that services were rendered by yourself; and/or</li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> </ul>		



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 7</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/or dependants 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/or contact lenses dispensed allegedly by yourself and/or your practice during or about the years between January 2013 and April 2014, or portions thereof, whilst you:</p> <p>i. fraudulently misrepresented to the Medical Aid Scheme concerned that services were rendered by yourself; and/or</p> <p>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</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, 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/or dependants 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/or contact lenses dispensed allegedly by yourself and/or your practice during or about the year 2013, or portions thereof, whilst you:</p> <p>          charged the medical aid scheme for bifocal lenses whilst in truth and in fact these lenses were           not dispensed/supplied to the patient; and/or</p> <p>ii.      fraudulently misrepresented to the Medical Aid Scheme concerned that services were rendered           by yourself.</p> <p><b><u>COUNT 9</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 patients, and/or dependants, during or about the year 2014, or portions thereof, laboratory orders to wit you and/or your practice fraudulently altered the laboratory orders of your patients in order to secure payment from the medical aid scheme concerned, thereby causing financial or potential prejudice to the medical aid scheme concerned.</p> <p><b><u>COUNT 10</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 patients, and/or dependants,</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	during or about the years between 2013 to December 2015, or portions thereof, statements of account in respect of services rendered and/or contact lenses/spectacles dispensed whilst in truth and in fact you and/or your practice dispensed sunglasses to your patients, thereby causing financial or potential prejudice to the medical aid concerned.		
<b>Dr D Bhika</b> <b>MP0178438/20890848</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 July 2017, you acted in a manner that is not in accordance with the norms and standards of your profession in that you behaved inappropriately by slapping your patient during examination.</p>	<p>The respondent was represented by MacRobert Attorneys and charged with one (1) count of assaulting his patient, the proceedings were conducted via virtual platform and the respondent entered a guilty plea to the charge.</p> <p>The respondent was found guilty by the Professional Conduct Committee and sanctioned as follows:</p> <p>Caution and reprimand.</p>	Pretoria

JUNE 2020

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr V Maharaj</b> <b>MP 0699748/21373728</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 2017 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. fraudulently and/ or misrepresented to the patient that the readings of her blood results were at 9; and</p> <p>1.2. fraudulently and/ or misrepresented to your patient that she was in critical condition which required her immediate admission to the 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 2017 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 exposed your patient to danger by prescribing for her inappropriate medication.</p>	<p>The Respondent appeared before the Professional Conduct Committee via Microsoft Teams Virtual Platform and was found guilty on count 2.</p> <p>The following sanction was imposed:</p> <p>Five thousand Rands (R5 000.00) fine, payable immediately.</p>	<p>Pretoria</p>
<p><b>Dr V V Dhalamini</b> <b>MP 0315648/20538492</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 the May 2014 in respect of your patient, you rendered or caused or permitted to be rendered on your behalf an account or statement wherein you charged and or attempted to recover the amounts specified in the account or statement in respect of professional services allegedly rendered by you, whilst:</p>	<p>The Respondent appeared before the Professional Conduct Committee and was found guilty as charged.</p> <p>The following sanctions were imposed:</p> <ul style="list-style-type: none"> <li>• Sixty thousand rands (R60 000.00) fine, payable within 48 months;</li> <li>• Suspended for 36 months, effective immediately.</li> </ul>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>1.1 none of the professional services were rendered by you; and/or</p> <p>1.2 you knew 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 your patient and/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 July 2014 in respect of your patient, you rendered or caused or permitted to be rendered on your behalf an account or statement wherein you charged and or attempted to recover the amounts specified in the account or statement in respect of professional services allegedly rendered by you, whilst:</p> <p>1.3 none of the professional services were rendered by you; and/or</p> <p>1.4 you knew you were not entitled to payment of any of the amounts specified in the said account/statement; and/or;</p> <p>1.5 the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>1.6 the said account was drafted in such a manner as to cause financial or potential prejudice to your patient and/or the Medical Aid Scheme concerned.</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 January 2015 In respect of your patients, you rendered or caused or permitted to be rendered on your behalf an account or statement wherein you charged and or attempted to recover the amounts specified in the account or statement in respect of professional services allegedly rendered by you, whilst:</p> <p>3.1 none of the professional services were rendered by you; and/or</p> <p>3.2 you knew 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 your patient and/or 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 about July in respect of your you rendered or caused or permitted to be rendered on your behalf an account or statement wherein you charged and or attempted to recover the amounts specified in the account or statement in respect of professional services allegedly rendered by you, whilst:</p> <p>4.1 none of the professional services were rendered by you; and/or</p> <p>4.2 you knew you were not entitled to payment of any of the amounts specified in the said account/statement; and/or;</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>4.3 the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>4.4 the said account was drafted in such a manner as to cause financial or potential prejudice to your patient and/or 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 about April 2014 in respect of your patient, you rendered or caused or permitted to be rendered on your behalf an account or statement wherein you charged and or attempted to recover the amounts specified in the account or statement in respect of professional services allegedly rendered by you, whilst:</p> <p>5.1 none of the professional services were rendered by you; and/or</p> <p>5.2 you knew you were not entitled to payment of any of the amounts specified in the said account/statement; and/or;</p> <p>5.3 the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>5.4 the said account was drafted in such a manner as to cause financial or potential prejudice to your patient and/or the Medical Aid 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 about <b>February 2015</b> in respect of your patient you rendered or caused or permitted to be rendered on your behalf an account or statement wherein you charged and or attempted to recover the amounts specified in the account or statement in respect of professional services allegedly rendered by you, whilst:</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>6.1 none of the professional services were rendered by you; and/or</p> <p>6.2 you knew you were not entitled to payment of any of the amounts specified in the said account/statement; and/or;</p> <p>6.3 the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>6.4 the said account was drafted in such a manner as to cause financial or potential prejudice to your patient and/or the Medical Aid Scheme concerned.</p>		



JULY 2020

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<b>Dr S Dlumbini</b> <b>MP10706973/19992816</b>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account statement wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of medication dispensed allegedly by you and or your practice on or about April 2014; whilst:</p> <ul style="list-style-type: none"><li>a) one or more or all of the medication was/were not dispensed by you; and/or</li><li>b) you were not entitled to payment of one or more or all of the amounts specified in the said account/statement; and/or</li><li>c) the said account/statement was drafted in a manner that was inaccurate or incorrect; and/or:</li><li>d) the said account/statement was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li></ul> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during the period April 2014, 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 engaged in undesirable business practice by issuing sick notes without examining your patient.</p>	The Committee found the Respondent guilty and was fined R5 000	Johannesburg

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Ms J Heatley BK 0021466/19272666/15</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 2013, you acted in a manner that is not in accordance with the ethical considerations of your profession in that you:</p> <p>1.1 contravened Ethical Rule 3(1), of the Ethical Rules of Conduct for practitioners registered under the Health Professions Act 1974, in that you misrepresented yourself as physical therapist whilst you're a Biokinetics, which conduct is perceived as unprofessional, untrue, deceptive and misleading and can cause unwarranted anxiety.</p>	<p>The Respondent was found guilty as charged and was given 6 months suspension from practice which is wholly suspended for 3 years on condition that she is not found guilty of a similar offense again during the period of suspension.</p>	<p>Virtual PE</p>
<p><b>Dr K Maoba DP0069930/2000276</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 July 2016 you and your practice rendered or caused or permitted to be rendered on your behalf a statement of account wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account in respect of alleged professional service rendered whilst:</p> <p>1.1 the statement of account was false or incorrect or inaccurate in that you did not render one or more of all the aforesaid professional services, and/or</p> <p>1.2 you claimed for services rendered by unregistered person using your practice number.</p>	<p>The Respondent was found guilty on Count 2 only (employed or permitted an unregistered person to attend to patients).</p> <p>The sentence was 12 months suspended from practice which is wholly suspended for a period of three years on condition that he is not found guilty of a similar offence again.</p>	<p>Johannesburg</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, upon or about or during 2016 or any part of portion of 2016, you contravened the rules to the practice of Dentistry in that you employed or allowed or permitted unregistered people to attend to patients.</p>		

AUGUST 2020

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr L Du Toit</b> <b>MP 0277762/12691184</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 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 tha you provided substandard care to your patient in that you:</p> <p>a) failed/neglected to provide sufficient postoperative care and/or</p> <p>b) failed/neglected to properly manage your patients sepsis.</p>	<p>The Respondent was found guilty as charged on providing insufficient postoperative care.</p> <p>The sentence was a fine of R15 000 coupled with a 6 months suspension from practice which is wholly suspended for period of one year on condition that he is not again found guilty of a similar offense.</p>	<p>Pretoria</p>
<p><b>Ms A Mabena</b> <b>TT 0002771/22269880</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 patients dependant accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about October 2016, whilst:</p> <p>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</p> <p>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p>	<p>The Professional Conduct Committee found the Respondent guilty of unprofessional conduct and imposed the following sentence:</p> <ul style="list-style-type: none"> <li>- Two (2) years 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 committed during the period of suspension; and</li> <li>- She must attend an Ethics Course before 31 March 2021.</li> </ul>	<p>Johannesburg</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 you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patients dependant accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about October 2016, whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 3</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patients dependant accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about October 2016, whilst:</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</p> <p>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>v. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 4</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patients dependant accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about September 2016, whilst:</p> <p>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</p> <p>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</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 and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patients dependant accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about June 2017; whilst;</p> <ul style="list-style-type: none"> <li>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 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 and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patients dependant accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about March 2017, whilst:</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</p> <p>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 7</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 patients dependant accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about January 2017, whilst:</p> <p>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</p> <p>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</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, 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 patients dependant accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about June 2017; whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 9</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, accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about June 2017, whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</li> </ul>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<ul style="list-style-type: none"> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 10</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, accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about June 2017, whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 11</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, accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about June 2017, whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 12</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, accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about June 2017, whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</li> </ul>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 13</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, accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about April 2017, whilst:</p> <p>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</p> <p>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 14</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</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>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 account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about October 2016, whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 15</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, accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about June 2017, whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> </ul>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 16</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, accounts/statements, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered allegedly by yourself and/or your practice on or about February 2017, whilst:</p> <p>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</p> <p>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 17</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that during the period between August 2016 to September 2017, or portions thereof, you acted in a manner that is not in accordance with the norms and standards of your profession in that you</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	employed an unregistered person, Mr L N Ndlovu, to work in your practice.		
<b>Mr B Ngoyi</b> <b>ECP-S 0003700/20562590</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 2017, you acted outside the scope of your profession when you treated and/or attended to your patient.	The Professional Conduct Committee found the Respondent guilty of practicing outside scope of practice and imposed the following sentence: <ul style="list-style-type: none"> <li>• Twelve Thousand Rand (R12 000.00) payable in twelve monthly instalments. The last instalment will be 30 September 2021.</li> </ul>	Durban
<b>Mr JJ Britz</b> <b>MP 0338583/1223</b>	<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 acted in a manner that is not in accordance with the norms and standards of your profession in that you shared rooms with an unregistered person or entity in contravention of Rule 8A.  <b><u>COUNT 2:</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 acted in a manner that is not in accordance with the norms and standards of your profession in that you provided insufficient care to patient(s) in that your assistive devices were delivered to patients by unqualified persons, which is against good practice in respect of assistive devices which includes measuring, manufacturing, customising, fitting and instructions for care and safety.	This matter that was set down for disciplinary inquiry on 25 August 2020. The Disciplinary Inquiry Committee found the Respondent guilty of unprofessional conduct and imposed the following sentence: <ul style="list-style-type: none"> <li>• A fine of R15 000, of which R5 000.00 is wholly suspended for a period of one year on condition that he is not found guilty of a similar transgression during the period of suspension.</li> </ul>	Pretoria
<b>Dr D Bhika</b> <b>MP 0178438/20890848</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 acted in a manner that is not in accordance with the norms and standards of your profession in that you behaved inappropriately by slapping your patient during an examination.	The respondent was found guilty by the Professional Conduct Committee and sanctioned as follows:  Caution and reprimand	Pretoria

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p>Mr VM Ramaloko OP 0039586/2244672</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/or spectacles dispensed allegedly by yourself and/or your practice during or about September 2017, whilst:</p> <p>i) one or more or all the aforesaid professional services was/were not rendered by you; and/or</p> <p>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</p> <p>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</p> <p>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient and/or dependant, an account/statement, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered</p>	<p>Judgement: Guilty.</p> <p>The Professional Conduct Committee found the Respondent guilty and the fine was R30 000.00, R10 000.00 is suspended for a period of 3 years on condition he does not commit a similar offence. He is to pay R20 000.00 for the next 12 months. He is further expected to submit 5 ethical CPD additional points per year for the next 5 years.</p>	<p>Pretoria</p>



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>and/or spectacles dispensed allegedly by yourself and/or your practice during or about September 2017, whilst:</p> <ul style="list-style-type: none"> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> <li>iv. the said account was drafted in such a manner as to cause financial or potential prejudice to the Medical Aid Scheme concerned.</li> </ul> <p><b><u>COUNT 3</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that you and/or your practice rendered or caused or permitted to be rendered on your behalf and in respect of your patient, an account/statement, wherein you charged and/or attempted to recover one or more or all of the amounts specified in the said account/statement in respect of professional services rendered and/or spectacles dispensed allegedly by yourself and/or your practice during or about October 2017, whilst:</p> <ul style="list-style-type: none"> <li>i. one or more or all the aforesaid professional services was/were not rendered by you; and/or</li> <li>ii. you were not entitled to payment of one or more or all the amounts specified in the said account/statement; and/or</li> <li>iii. the said account/statement was drafted in a manner that was inaccurate and/or incorrect; and/or</li> </ul>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr L Gordon</b></p> <p><b>MP 0317560</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 May 2013 to July 2013, in respect of your patient, you managed your patient 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> <ol style="list-style-type: none"> <li>1.1. failed and/or neglected to properly assess your patient pre-operatively;</li> <li>1.2. failed and/or neglected to obtain an informed consent from your patient;</li> <li>1.3. failed and/or neglected to exercise due care during the procedure;</li> <li>1.4. failed and/or neglected to monitor your patient post operatively;</li> <li>1.5. failed and/or neglected to respond to your patient's complications; and</li> <li>1.6. failed and/or neglected to treat your patient's complications appropriately.</li> </ol> <p><b><u>COUNT 6</u></b></p> <p>That you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about September 2011, in respect of your patient, you managed your patient 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> <ol style="list-style-type: none"> <li>6.1. failed and/or neglected to properly assess your patient pre-operatively;</li> <li>6.2. failed and/or neglected to obtain an informed consent from your patient;</li> <li>6.3. failed and/or neglected to exercise due care during the procedure resulting in the over-correction of the deformity;</li> </ol>	<ol style="list-style-type: none"> <li>1. Dr L Gordon ("the respondent") is a registered plastic and reconstruction surgeon who was arraigned before the professional conduct committee on raft of charges relating to negligence performance of cosmetic procedures in respect of fourteen (14) patients. Thus, there were fourteen (14) individual files that were consolidated for purposes of running a single formal inquiry. This matter commenced on the 15<sup>th</sup> January 2015 and has been running since then on intermittent intervals. This matter has been finalized on, Saturday, the 18<sup>th</sup> July 2020.</li> <li>2. On Friday, the 17<sup>th</sup> July 2020, both the pro forma complainant and the respondent addressed the committee on the suitable penalty to be imposed. The submissions of the pro forma complainant was that the respondent's conduct was disgraceful and warranted an erasure from the register of practitioners in terms of section 42 (1) (c) of the Act.</li> <li>3. The committee adjourned the proceedings to Saturday, the 18<sup>th</sup> July 2020 for it deliver a suitable penalty.</li> </ol>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>6.4. failed and/or neglected to monitor your patient post operatively;</p> <p>6.5. failed and/or neglected to respond to your patient's complications; and</p> <p>6.6. failed and/or neglected to treat your patient's complications appropriately.</p> <p><b><u>COUNT 7</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about December 2012, in respect of your patient, you managed your patient 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>7.1. failed and/or neglected to properly assess your patient pre-operatively;</p> <p>7.2. failed and/or neglected to obtain an informed consent from your patient;</p> <p>7.3. failed and/or neglected to exercise due care during the procedure;</p> <p>7.4. failed and/or neglected to monitor your patient post operatively;</p> <p>7.5. failed and/or neglected to respond to your patient's complications; and</p> <p>7.6. failed and/or neglected to treat your patient's complications appropriately.</p> <p>7.7. failed and/or neglected to make arrangements for locum cover in your absence during the post-operative period.</p> <p><b><u>COUNT 8</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 year 2001, in respect of your patient, you managed your patient in a manner that was incompetent and/or negligent and/or</p>	<p>4. This matter was very intricate and involved and was extensively reported in the mainstream media. The record of proceedings (transcripts) amounts to two thousand (2000) pages, fourteen (14) factual witnesses testified, six (6) expert witnesses also testified and two hundred (200) pages of exhibits were handed in. We have also file hundred and fifty (150) pages of the heads of argument in respect of our principal submissions, this excludes several heads of arguments that we filed for various interlocutory applications <i>in casu</i>.</p> <p>5. The proceedings were adjourned on the 22<sup>nd</sup> May 2020 to the 19<sup>th</sup> June 2020 for judgement and on the 19<sup>th</sup> June 2020, the committee delivered hundred and thirty-nine (139) page judgement. The committee found the respondent guilty of disgraceful conduct on nine (9) counts and not guilty in respect of five (5) counts.</p> <p>6. On Saturday, 18<sup>th</sup> July 2020, the committee delivered the reasons and the penalty. As per the pro forma complainant's submissions, the committee found that the aggravating circumstances far outweigh the mitigating factors</p>	

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>which does not conform to generally acceptable norms and standards of your profession in that you:</p> <ul style="list-style-type: none"> <li>8.1. failed and/or neglected to properly assess your patient pre-operatively;</li> <li>8.2. failed and/or neglected to obtain an informed consent from your patient;</li> <li>8.3. failed and/or neglected to exercise due care during the procedure in wound dehiscence or necrosis;</li> <li>8.4. failed and/or neglected to monitor your patient post operatively;</li> <li>8.5. failed and/or neglected to respond to your patient's complications; and</li> <li>8.6. failed and/or neglected to treat your patient's complications appropriately.</li> </ul> <p><b><u>COUNT 9</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 2006, in respect of your patient, you managed your patient 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> <ul style="list-style-type: none"> <li>9.1. failed and/or neglected to properly assess your patient pre-operatively;</li> <li>9.2. failed and/or neglected to obtain an informed consent from your patient;</li> <li>9.3. failed and/or neglected to exercise due care during the procedure;</li> <li>9.4. failed and/or neglected to monitor your patient post operatively;</li> <li>9.5. failed and/or neglected to respond to your patient's complications; and</li> <li>9.6. failed and/or neglected to treat your patient's complications appropriately.</li> </ul>	<p>and the following penalty was imposed:</p> <p>The respondent was erased from the register of practitioners in terms of section 42 (1) (c) of the Act.</p>	

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 10</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 2013, in respect of your patient you acted in a manner that is not accordance with the norms and standards of your profession in that; you failed and/or neglected to exercise a standard care in that:</p> <ul style="list-style-type: none"> <li>10.1. the selection of prosthesis size was incorrect;</li> <li>10.2. the nipples are at the different heights;</li> <li>10.3. the implant was left in your patient despite breast reduction; and</li> <li>10.4. you failed and/or neglected to consult with your patient post-operatively.</li> </ul> <p><b><u>COUNT 12</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; you failed and/or neglected to:</p> <ul style="list-style-type: none"> <li>12.1. assess your patient pre-operatively;</li> <li>12.2. get an informed consent from your patient;</li> <li>12.3. exercise and/or take due care in surgery;</li> <li>12.4. monitor your patient post-operatively;</li> <li>12.5. respond to the complications on your patient post-operatively; and</li> <li>12.6. treat your patient's complications appropriately.</li> </ul> <p><b><u>COUNT 13</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 2007, in respect of your patient, you acted in a</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>manner that is not in accordance with the norms and standards of your profession in that; you failed and/or neglected to:</p> <ul style="list-style-type: none"> <li>13.1. assess your patient pre-operatively;</li> <li>13.2. get an informed consent from your patient;</li> <li>13.3. exercise and/or take due care in surgery;</li> <li>13.4. monitor your patient post-operatively;</li> <li>13.5. respond to your patient's complications; and</li> <li>13.6. treat the complications appropriately.</li> </ul> <p><b><u>COUNT 14</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 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 performed substandard procedure in respect of your patient in that:</p> <ul style="list-style-type: none"> <li>14.1. the tummy tuck was not properly done;</li> <li>14.2. the breast lifting was not done properly.</li> </ul>		
<p><b>Dr JP Soutuyo</b> <b>MP 0532126/4060964</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 or during the December 2012, or portions thereof 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:-</p> <ul style="list-style-type: none"> <li>i. mismanaged the wound of your patient which led to his demise; and/or</li> <li>ii. provided a substandard care to your patient when presented with stab wound which led to his demise.</li> </ul>	<p>The Professional Conduct Committee found the Respondent guilty of substandard care and imposed the following sentence:</p> <p>Three (3) months suspension which is wholly suspended for three (3) months</p>	<p>East London</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr B Fataar</b> <b>ANT0014389/5564118</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 2013, you acted in a manner that is not in accordance with the norms and standards of your profession in that you were negligent and exposed patients to danger, in the sense that you could not account for highly scheduled medication that you were responsible for.</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 2013, you acted in a manner that is not in accordance with the norms and standards of your profession in that you were negligent and exposed patients to danger in that, on several occasions you failed to make sure that you administered medication to patients (as per patient's care records), although this information was captured in the drug register.</p>	<p>The Professional Conduct Committee found the Respondent guilty of unprofessional conduct as per the charge sheet and was sentenced as follows:</p> <ul style="list-style-type: none"> <li>• Twelve (12) months suspension from practice, wholly suspend for 12 months on condition that he is not found guilty of a similar offence committed during the period of suspension.</li> </ul>	<p>Virtual Session</p>
<p><b>Dr Blaauwhoff</b> <b>MP0265861/12193352</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 October 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:</p> <p>1.1 failed to perform adequate termination of pregnancy; and/or</p> <p>1.2 managed your patient inadequately, and/or inappropriately.</p>	<ul style="list-style-type: none"> <li>• The Disciplinary Inquiry Committee found Dr Blaauwhoff guilty of unprofessional conduct and imposed the following sentence:</li> <li>• On Count 1.1 – A penalty of R20 000.00.</li> <li>• On Count 1.2 – A penalty of R15 000.00 (Total of R35 000 payable immediately)</li> <li>• Payment of R35 000 received</li> <li>• PLUS a further one year (12 months) suspension from practice which is</li> </ul>	<p>Johannesburg</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
		wholly suspended for a period of three (3) years.	
<b>Dr W Mogaila</b> <b>MP 0497525/20536568 /</b> <b>21363212</b>	<p><b><u>COUNT 1: FRAUD</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period January 2014, you and/or your practice, acted in a manner that is not in accordance with the norms and standards of your profession in respect of your patient, a member of a Medical Scheme, in that you and/or your practice with intent to defraud the said patient and/or the Medical Scheme, charged for professional services allegedly rendered whereas in truth and in fact when you and/or practice so gave out and pretended to the patient and/or the Medical Scheme, very well knew that, you and/or your practice never rendered any professional services to the patient in January 2014, and did then and thereby by reason of such false pretences persuaded the Medical Scheme to accept the claims as valid and to act thereon to the actual or potential prejudice of the Medical Scheme, to the total amount of R280.40 and thus, committed unprofessional conduct of fraud.</p> <p><b><u>COUNT 2: FRAUD</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period March 2014 and December 2014, in respect of your patient, a member of a Medical Scheme, 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 with intent to defraud the said patient and/or the Medical Scheme, charged for professional services allegedly rendered whereas in truth and in fact when you and/or practice so gave out and pretended to the patient and/or the Medical Scheme, very well knew that, you and/or your practice never rendered any professional services to the patient in March 2014 and December 2014, and did then and thereby by reason of such false pretences persuaded the Medical Scheme to accept the claims as valid and to act thereon to</p>	<p>The Professional Conduct Committee found the Respondent guilty of 10 counts of fraud and 2 counts for allowing unregistered health practitioners to practice in his practice.</p> <p>He was sentenced to three (3) years suspension from practice which is wholly suspended on condition that he is not found guilty of fraud or allowing unregistered practitioners to practice in his practice.</p>	Johannesburg



Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>the actual or potential prejudice of the Medical Scheme, to the total amount of R766,20 and thus, committed unprofessional conduct of fraud.</p> <p><b><u>COUNT 3: FRAUD</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period August 2014, in respect of your patient, a member of a Medical Scheme, 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 with intent to defraud the said patient and/or the Medical Scheme, charged for professional services allegedly rendered whereas in truth and in fact when you and/or practice so gave out and pretended to the patient and/or the Medical Scheme, very well knew that, you and/or your practice never rendered any professional services to the patient in August 2014, and did then and thereby by reason of such false pretences persuaded the Medical Scheme to accept the claims as valid and to act thereon to the actual or potential prejudice of the Medical Scheme, to the total amount of R420,88 and thus, committed unprofessional conduct of fraud.</p> <p><b><u>COUNT 4: FRAUD</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period April 2014, in respect of your patient, a member of the Medical Scheme, 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 with intent to defraud the said patient, charged for professional services allegedly rendered whereas in truth and in fact when you and/or your practice so gave out and pretended to the patient, very well knew that, you and/or your practice never rendered any professional services to the patient in April 2014, and did then and thereby by reason of such false pretences persuaded the Medical Scheme to accept the claims as valid and to act thereon to the actual or potential prejudice of the</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>Medical Scheme, to the total amount of R381,40 and thus, committed unprofessional conduct of fraud.</p> <p><b><u>COUNT 5: FRAUD</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period June 2015, in respect of your patient, the main member of the Medical Scheme, 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/ patient and/or the Medical Scheme, charged for professional services rendered whereas in truth and in fact when you and/or practice so gave out and pretended to patient and/or the Medical Scheme, very well knew that, you and/or your practice never allegedly rendered any professional services to the patient on the June 2015, and did then and thereby by reason of such false pretences persuaded the Medical Scheme to accept the claims as valid and to act thereon to the actual or potential prejudice of the Medical Scheme, to the total amount of R855.60 and thus, committed unprofessional conduct of fraud.</p> <p><b><u>COUNT 6: FRAUD</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period January 2015, in respect of you're 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 with intent to defraud the said patient and/or the Medical Scheme, charged for professional services allegedly rendered whereas in truth and in fact when you and/or practice so gave out to and pretended, very well knew that, you never rendered any professional services and/or nebulisation, to your patient in January 2015 and/or your statement of account was drafted in such a manner as to defraud the Medical Scheme, and did then and thereby by reason of such false pretences persuaded the Medical Scheme to accept the claims as valid and to act thereon to the actual</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>or potential prejudice of the Medical Scheme, to the total amount of R136,70 and thus, committed unprofessional conduct of fraud.</p> <p><b><u>COUNT 7: FRAUD</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period March 2014, 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 with intent to defraud the said patient and/or the Medical Scheme, charged for professional services allegedly rendered whereas in truth and in fact when you and/or practice so gave out to and pretended, very well knew that, you never rendered any professional services to your patient in January 2015, and did then and thereby by reason of such false pretences persuaded the Medical Scheme to accept the claims as valid and to act thereon to the actual or potential prejudice of the Medical Scheme, to the total amount of R280,40 and thus, committed unprofessional conduct of fraud.</p> <p><b><u>COUNT 8: FRAUD</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period mentioned, in respect of your patients and members of the Medical Scheme, 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 with intent to defraud the said patients, charged for professional services allegedly rendered whereas in truth and in fact when you and/or your practice so gave out and pretended to the said patients very well knew that, you and/or your practice never rendered professional services to wit, nebulisation on the dates mentioned in and/or the statement presented to the Medical Scheme relating to patients mentioned, was drafted in such a manner as to defraud the Medical Scheme, and did then and thereby by reason of such false pretences persuaded the Medical Scheme to accept the claims as</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>valid and to act thereon to the actual or potential prejudice of the Medical Scheme, to the total amount R10,151.00 and thus, committed unprofessional conduct of fraud.</p> <p><b><u>COUNT 9: FRAUD</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the periods mentioned, or portions thereof, in respect of your patient, a member of a Medical Scheme and or his dependents, 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 with intend to defraud the said patient and/or the Medical Fund, charged for professional services allegedly rendered, whereas in truth and in fact when you and/or practice so gave out to and pretended, very well knew that, you never rendered professional services to the patient and/or his dependants on the dates as reflected, and did then and thereby by reason of such false pretences persuaded the Medical Scheme to accept the claims as valid and to act thereon to the actual or potential prejudice of the Medical Scheme the total amount of R3,595. 20 and thus, committed unprofessional conduct of fraud.</p> <p><b><u>COUNT 10: FRAUD</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the periods mentioned in, and in respect of your patient, a member of the the Medical Scheme, 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 with intent to defraud the said patient and/or the Medical Scheme, charged for professional services allegedly rendered and referred to, whereas in truth and in fact when you and/or your practice so gave out and pretended to the Medical Scheme, very well knew that, you and/or your practice never rendered any professional services to the patient on the dates mentioned, and did then and thereby by reason of such false pretences persuaded the Medical Scheme to</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>accept the claims as valid and to act thereon to the actual or potential prejudice of the Medical Scheme the total amount of R2,605.80 and thus, committed unprofessional conduct of fraud</p> <p><b><u>COUNT 11: CORRUPTION</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period August 2017, and at or near your practice situated in Kempton Park, 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 employed a 3 persons, who were not registered in terms of the provisions of section 17 of the Health Professions Act, 1974 (Act No. 56 of 1974), to practice as medical practitioners in your absence and under your name and guise and in a corrupt manner, in that you and your practice offered and/or gave and/or issued medical certificates for the purposes of applying for a Professional Driving Permits (PDP) in accordance with the National Road Traffic Act, 1996 (Act No. 93 of 1996), without keeping files of the said patients indicating that the patients were examined by you and/or your practice in exchange for a payment of R600.00 per medical certificate issued, thereby, exposing the public to harm and thus committed an unprofessional conduct of corruption.</p> <p><b><u>COUNT 12: CORRUPTION</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period between June 2015 and September 2017, and at or near your practice situated at Soweto, 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 employed a person not registered in terms of the provisions of section 17 of the Health Professions Act, 1974 (Act No. 56 of 1974), to practice as amedical practitioner in your absence and under your name and guise in a corrupt manner, in that you and your practice offered and/or gave and/or issued medical certificates for</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>the purposes of applying for a Professional Driving Permits (PDP) in accordance with the National Road Traffic Act, 1996 (Act No. 93 of 1996), without keeping files of the said patients indicating that the patients were examined by you and/or your practice in exchange for a payment of R600. 00 per medical certificate issued, thereby, exposing the public to harm and thus committed an unprofessional conduct of corruption.</p> <p><b><u>COUNT 13: CORRUPTION</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period between August 2017 and August 2017, 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 and in a corrupt manner, offered to and/or gave out and/or issued 169 (one hundred sixty-nine) medical certificates to persons/patients, for the purposes of applying for a Professional Driving Permits (PDP) in accordance with the National Road Traffic Act, 1996 (Act No. 93 of 1996), without keeping files of the said patients indicating that the patients were examined by you and/or your practice in exchange for a payment of R600.00 per medical certificate issued, thereby, exposing the public to harm and thus committed an unprofessional conduct of corruption.</p> <p><b><u>COUNT 14: CORRUPTION</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period between January 2016 and September 2017, 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 and in a corrupt manner, offered to and/or gave out and/or issued 32 406 (thirty-two thousand four hundred and six) medical certificates to persons/patients, for the purposes of applying for a Professional Driving Permits (PDP) in accordance with the National Road Traffic Act, 1996 (Act No. 93 of</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>1996), without keeping files of the said patients indicating that the patients were examined by you and/or your practice in exchange for a payment of R600. 00 per medical certificate issued, thereby, exposing the public to harm and thus committed an unprofessional conduct of corruption.</p> <p><b><u>COUNT 15: EMPLOYING UNREGISTERED PEOPLE IN CONTRAVENTION OF SECTION 17 OF THE HEALTH PROFESSIONS ACT, 1974 (ACT NO 56 OF 1974)</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period August 2017, or portions thereof, and at or near your practice situated at Kempton Park, 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 employed 3 persons as medical practitioners, whereas the said persons are not registered in terms of the provisions of section 17 of the Health Professions Act, 1974 (Act No. 56 of 1974), to practice as medical practitioners in your absence at your practice situate at Kempton Park under your name and guise.</p> <p><b><u>COUNT 16: EMPLOYING UNREGISTERED PEOPLE IN CONTRAVENTION OF SECTION 17 OF THE HEALTH PROFESSIONS ACT, 1974 (ACT NO 56 OF 1974)</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 or during the period between <b>June 2015</b> and <b>September 2017</b>, or portions thereof, and at or near your practice situate at Soweto, 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 employed a person, as a medical practitioner, whereas the said person is not registered in terms of the provisions of section 17 of the Health Professions Act, 1974 (Act No. 56 of 1974), to practice as a medical practitioner at your practice situated at Soweto in your absence under the your name and guise.</p>		

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNT 17: BRINING THE PROFESSION INTO DISREPUTE</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period between the August 2017, 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 allowed persons not registered as medical practitioners in terms of section 17 of the Health Professions Act, 1974 (Act No. 56 of 1974), to wit, 3 persons to practice as medical practitioners at your practice situated at Kempton Park using your name and thus you brought the profession into disrepute.</p> <p><b><u>COUNT 18: BRINGING THE PROFESSION INTO DISREPUTE</u></b></p> <p>THAT you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about or during the period June 2015 and September 2017, and at or near your practice situated at Soweto, 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 allowed a person not registered in terms of section 17 of the Health Professions Act, 1974 (Act No. 56 of 1974), to practice at your practice situated at Soweto using your name and thus you brought the profession in disrepute.</p>		



SEPTEMBER 2020

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Dr K Motanyance</b> <b>MP0612952/3923412</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 on or about January 2013, you acted in a manner that is not in accordance with the norms and standards of your profession in that you: you failed and/or neglected to inform the nurses that you are the second on call.</p>	<p>The Respondent was found guilty by the Professional Conduct Committee and sanctioned as follows: R15 000 (fifteen thousand Rands) payable immediate</p>	<p>Pretoria</p>
<p><b>Dr M Patsa</b> <b>MP0533866/3923384</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 on or about January 2013, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that you: you refused to see and/or consult with a critically ill-patient to wit your patient.</p>	<p>The Respondent was found guilty by the Professional Conduct Committee and sanctioned as follows: R10 000 (ten thousand Rands) payable immediate</p>	<p>Pretoria</p>
<p><b>Dr VEG Khunou</b> <b>MP0591742/11177554</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 during the period 31December 2013 and January 2014 you acted in a manner that is not in accordance with the norms and standards of your profession in that you:</p> <ul style="list-style-type: none"> <li>• You were absent from work without authorisation; and or</li> <li>• You failed and/or neglected and/or to avail yourself to the patient on emergency for medical services.</li> </ul>	<p>The Respondent was found guilty by the Professional Conduct Committee and sanctioned as follows:</p> <p>Caution and reprimand.</p>	<p>Pretoria</p>
<p><b>Dr C Mashego</b> <b>MP0630845/7648710</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</p>	<p>The Respondent was found guilty by the Professional Practice Committee and sanctioned as follows:</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>or about June 2013, you and/or your practice submitted or caused or permitted to be submitted on your behalf a claim to the Medical Aid Scheme 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 from the medication that were dispensed to your patient.</p> <p><b><u>COUNT 2</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about June 2013, you and/or your practice submitted or caused or permitted to be submitted on your behalf a claim to the Medical Aid Scheme in respect of professional services rendered to your patient, whilst, you knew, or ought to have known that the medication claimed for were different from the medication that was dispensed to your patient.</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 July 2013, in respect of your patient, a 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 treated another patient, a non-medical aid member and claimed for services rendered under the name of the member of the Medical Aid, and thus caused actual or potential prejudice to the Medical Aid Scheme.</p>	<p><b><u>Count 1:</u></b> fined for R2 500 payable immediately</p> <p><b><u>Count 2:</u></b> fined for R2 500 payable immediately</p> <p><b><u>Count 3:</u></b> cautioned and reprimanded.</p>	
<p><b>Mr S Ngema</b> <b>TT0004413/22269908</b></p>	<p><b><u>COUNTS 1 - 13</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 the Schedule, you and/or your practice rendered statements of account to the Medical Aid for professional services rendered whilst you knew and/or ought to have known that you did not render professional services to more than eighteen (18) patients per day.</p>	<p>The Respondent was charged on four counts of unprofessional conduct. The Respondent entered a guilty plea in respect of the charges. The Respondent was found guilty by the Professional Conduct Committee and sanctioned as follows:</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p><b><u>COUNTS 14 – 22</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 2016 to 2017, you and/or your practice rendered statements of account to the Medical Aid, in respect of persons mentioned in the schedule for professional services rendered for incorrect tooth numbers in respect of filing code 8368 in respect of persons mentioned in the schedule.</p> <p><b><u>COUNT 23</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 2016 you and/your practice acted outside scope of practice in that you fitted a gold inlay on a patient.</p>	<p>One thousand rand (R1 000) per count payable immediately. All counts were taken as for purposes of a sanction, thus a fine for the amount of four thousand rand (R4 000) was imposed.</p>	
<p><b>Dr U Petse</b>  <b>MP 0564249/19825732</b>  <b>MP 0564249/20894250</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 2017, 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 salpingectomy on your patient without her consent.</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 May 2017, 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 conduct pre-operative investigations regarding Salpingectomy, such as semen analysis and tubal patency test.</p>	<p>The Respondent appeared before the Professional Conduct Committee and was found guilty as charged. The following sanctions were imposed:</p> <p>3.1 Suspension from the register for twelve (12) months, half of which is suspended for three (3) years.</p> <p>3.1.1. on condition that he is not found guilty of similar misconduct committed during the period of suspension. The sanction will be with effect from 1 October 2020. The doctor is effectively not allowed to practice from 1 October 2020 until 31 March 2021.</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 May 2017, 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 Salpingectomy, which was not indicated in that the tubes could have been drained and/or fixed in other ways.</p>		
<p><b>Dr U Petse</b>  <b>MP 0564249/19825732 &amp;</b>  <b>MP 0564249/20894250</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 December 2015, 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 see and examine the patient on arrival.</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 December 2015, 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 see and examine the patient to determine progress of labour and determine presentation and detect breach presentation.</p>	<p>The Respondent appeared before the Professional Conduct Committee and was found guilty as charged. The following sanctions were imposed:</p> <p>3.1 Suspension from the register for twelve (12) months, half of which is suspended for three (3) years.</p> <p>3.1.1. on condition that he is not found guilty of similar misconduct committed during the period of suspension. The sanction will be with effect from 1 October 2020. The doctor is effectively not allowed to practice from 1 October 2020 until 31 March 2021.</p>	<p>Pretoria</p>
<p><b>Dr S Bhoora</b>  <b>MP0633844/3949888</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 November 2012, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that:</p>	<p>The Appeal of the Respondent was conducted in November 2019 and the Appeals Committee set aside the guilty conviction. The Appeal Committee found that the Respondent acted as a reasonable practitioner would have acted in the circumstances.</p>	<p>Pretoria</p>

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	you negligently operated your patient on the wrong tube		
<b>Dr S Bhoora</b> <b>MP 0633844/3949888</b>	<p><b><u>COUNT 1</u></b></p> <p><b>THAT</b> you are guilty of unprofessional conduct or conduct which, when regard is had to your profession, is unprofessional in that on or about November 2012, in respect of your patient, you acted in a manner that is not in accordance with the norms and standards of your profession in that:</p> <p>you negligently operated your patient on the wrong tube.</p>	<p>The Appeal of the Respondent was conducted on 6 - 8 November 2019 and the Appeals Committee set aside the guilty conviction. The Appeal Committee found that she acted as a reasonable practitioner would have acted in the circumstances.</p>	<p>Pretoria</p>

OCTOBER 2020

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
<p><b>Mr X Fakude</b> <b>PS 01212401/22273576</b></p>	<p><b><u>COUNTS 1 - 56</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 column 1 of Schedule “A”, you and your practice rendered statements of account to GEMS, in respect of persons mentioned in Column 1 of “A” for professional services rendered whilst you knew and/or ought to have known that no professional services were rendered to persons mentioned in Column 1 of “A” by you and/or your practice and the amounts in Column 6 are the amounts that you and/or you practice paid to the medical aid scheme members (patients), in lieu of fraudulent submission of fraudulent claims by you and/or your practice to the medical aid scheme concerned.</p> <p><b><u>COUNTS 57</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 column 1 of Schedule “B1-B9”, you and/or your practice fraudulently claimed for excessive hours per day, having regard to the number of working hours that you and/or your practice conducted business per day.</p>	<p>The Professional Conduct Committee found the Respondent guilty of unprofessional conduct and imposed the following sentence:</p> <ul style="list-style-type: none"> <li>• Seventy Thousand Rand (R70 000.00) fine payable in twelve monthly instalments. The last instalment will be 12 October 2021; and</li> <li>• One (1) year suspension from practice which is wholly suspended for a period of two (2) years on condition that he is not found guilty of a similar offence committed during the period of suspension.</li> </ul>	<p>Durban</p>
<p><b>Dr SM Makhanya</b> <b>PS 0120101/22273556</b></p>	<p><b><u>COUNT 1 - 56</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 the period mentioned in column 1 of Schedule “A”, you and your practice rendered statements of account to the Medical Aid, in respect of persons mentioned in Column 1 of “A” for professional services rendered whilst you knew and/or ought to have known that no professional services were rendered to persons mentioned in Column 1 of “A” by you and/or your practice and the amounts in Column 6 are the amounts that you and/or you practice paid to the</p>	<p>The Professional Conduct Committee found the Respondent guilty of unprofessional conduct and imposed the following sentence:</p> <ul style="list-style-type: none"> <li>• Seventy Thousand Rand (R70 000.00) fine payable in twelve monthly instalments. The last instalment will be 12 October 2021; and</li> </ul>	

Registration number & Name of practitioner	Nature of complaint	Penalty	Town
	<p>medical aid scheme members (patients), in lieu of fraudulent submission of fraudulent claims by you and/or your practice to the medical aid scheme concerned.</p> <p><b><u>COUNTS 57-</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 the period mentioned in column 1 of Schedule "B1-B9", you and/or your practice fraudulently claimed for excessive hours per day, having regard to the number of working hours that you and/or your practice conducted business per day.</p>	<ul style="list-style-type: none"> <li>• One (1) year suspension from practice which is wholly suspended for a period of two (2) years on condition that he is not found guilty of a similar offence committed during the period of suspension.</li> </ul>	