

NATIONAL HEALTH SERVICE TRIBUNAL

NHS Greater Glasgow & Clyde Health Board v Dr Sohail Raza Chaudry

22 July 2011

Present:

Stewart, Advocate and Sargent, Solicitor for the Applicants

Thorburn, authorised lay representative for the Respondent (who was personally present)

The Tribunal, having heard parties on the question of further procedure, orders as follows:-

1. Ordains the Parties to lodge by Friday 12th August 2011 a written statement setting out the factors upon which the Parties propose to rely in relation to their respective positions on (i) whether disqualification would be unjust; (ii) whether conditional disqualification would be appropriate; and (iii) whether unconditional disqualification would be appropriate. Should either party intend to argue that conditional disqualification is appropriate, whether by way of a principal submission or as a fallback position, then their statements should also detail the conditions which that Party proposes should be imposed;
2. Thereafter, ordains the Parties to lodge by Friday 9th September 2011, written statements representing the evidence in chief of any witness whom the Parties intend to call, under certification that such statements shall be treated as the evidence in chief of those witnesses, unless leave is granted on cause shown to lead oral evidence in chief of any named witness or witnesses. Any motion for such a purpose will require to be intimated prior to 9th September 2011, with reasons given;

3. Ordains the Parties to lodge any further documentary evidence on which they intend to rely by Friday 9th September 2011;
4. Thereafter, allows the Parties until Friday 23rd September 2011 within which to lodge a Motion requesting leave of the Tribunal to cross-examine any witness in relation to whom evidence in chief has been given by way of written statement, under certification that no such cross examination shall be permitted otherwise;
5. Thereafter, appoints a Hearing on a date to be afterwards assigned, being either a Procedural Hearing to determine any Motions made or, in the event that there are no such Motions, being a Hearing on evidence, in which event the Parties are ordained to lodge and exchange at least 7 days in advance of such hearing written submissions on the evidence and on the appropriate disposal.



J Michael D Graham
Chairman