

**PUBLIC RECORD**

Date: 5 May 2023

Medical Practitioner's name: Dr Luke MORGAN-ROWE

GMC reference number:	7021270
Primary medical qualification:	MB BS 2008 University of London
Type of case	Outcome on impairment
Misconduct	Not impaired

**Summary of outcome**

Order revoked

**Tribunal/Legally Qualified Chair:**

Legally Qualified Chair:	Mrs Julia Oakford
--------------------------	-------------------

**Review on the Papers**

This case was reviewed on the papers, with the agreement of both parties, by a Legally Qualified Chair.

**Overarching Objective**

Throughout the decision making process the chair has borne in mind the statutory overarching objective as set out in s1 Medical Act 1983 (the 1983 Act) to protect, promote and maintain the health, safety and well-being of the public, to promote and maintain public confidence in the medical profession, and to promote and maintain proper professional standards and conduct for members of that profession.

### Legally Qualified Chair's Determination – 5 May 2023

1. I have noted the background to Dr Morgan-Rowe's case, which was considered by a medical practitioners tribunal ('the Tribunal') between 31 October and 2 November 2022.
2. Dr Morgan-Rowe obtained his undergraduate medical degree with an intercalated BSc in clinical science from the University of London in 2008. At the time of the index events he was a research fellow in the complex aorta treatment team at the Royal Free London NHS Foundation Trust ('the Trust').
3. The facts of his case can be summarised as, that between 8 June 2012 and 6 February 2013, whilst working for the Trust, Dr Morgan-Rowe dishonestly submitted timesheets claiming payments for hours of overtime worked when he knew he had not worked those hours. Between the 16 September 2013 and 4 December 2015, he was under investigation for criminal offences of fraud in connection with these claims. During his Annual Review of Competency Progression ('ARCP'), on four separate occasions, he knowingly failed to do disclose the investigation, and these actions were dishonest.
4. Initial concerns were raised with the Trust in February 2013 and the matter was escalated to the NHS Counter Fraud team. Dr Morgan-Rowe was subsequently arrested and charged with criminal offences of fraud. At the Crown Court the Crown Prosecution Service offered no evidence on the charges and a not guilty verdict was recorded.
5. Dr Morgan-Rowe appeared before the Tribunal on 31 October 2022 and admitted all the paragraphs of the Allegation which were then found proved.
6. On 1 November 2022 the Tribunal found Dr Morgan-Rowe's fitness to practice to be impaired by reason of his misconduct. The Tribunal decided that the matters were so serious that they amounted to misconduct having regard to his dishonest actions. The Tribunal found that Dr Morgan-Rowe had gained a financial advantage, had been persistently dishonest, and his conduct fell below the standards expected of a doctor, and were contrary to Good Medical Practice. The Tribunal considered that in relation to impairment it had received some evidence of remediation and insight and although the risk of repetition was low it was still present. The Tribunal found that the overarching objective required a finding of impairment in order to promote and maintain public

**Record of Determinations**  
**Medical Practitioners Tribunal**  
**Review on Papers**

confidence in the profession and maintain proper professional standards and conduct for members of the profession.

7. The Tribunal determined to suspend Dr Morgan-Rowe's registration for a period of six months. It was satisfied that such a period marked the seriousness of Dr Morgan-Rowe's misconduct and upheld the overarching objective to maintain public confidence in the profession and uphold proper professional standards. It directed that a Review hearing be held.
8. In order to provide assistance at this review the Tribunal recommended that Dr Morgan-Rowe provide:
  - Evidence of completing an ethics and probity course and written reflection on what he had learnt following his attendance;
  - Evidence that he had kept his medical knowledge and skills up to date; including relevant Continued Professional Development (CPD). Evidence should be written in a form that would assist Dr Morgan-Rowe in his future appraisals;
  - Some evidence that he had tried to engage with a wider support network outside of clinical practice;
  - Evidence that he had taken steps towards completing his clinical training;
  - Any other relevant evidence that he considers will assist the reviewing tribunal.
9. Dr Morgan-Rowe and the GMC have agreed that this review should be considered on the papers in accordance with Rule 21B of the General Medical Council (Fitness to Practise) Rules 2004. They have provided agreed terms of a decision which I could make at this review.
10. I have considered all of the evidence presented to me, and the agreed submissions made by Dr Morgan-Rowe and by the GMC. In the submissions, Dr Morgan-Rowe and the GMC agree that Dr Morgan-Rowe's fitness to practise is not impaired and that the sanction of suspension currently in place should be revoked.
11. I have taken into account that since the Order of Suspension was imposed on Morgan-Rowe's registration that he has continued to fully engage with the GMC and has provided substantial and comprehensive evidence to show that he has made excellent progress

Record of Determinations  
Medical Practitioners Tribunal  
Review on Papers

against all the concerns identified by the Tribunal and has addressed the matters the Tribunal considered would assist a Review Hearing.

12. The actions Dr Morgan-Rowe has taken to address the concerns and matters identified by the Tribunal can be summarised as follows; he has provided evidence that he has undertaken four online modules on ethics and probity and fully reflected upon them; he has provided a copy of his appraisal which shows relevant CPD that he has undertaken in the last twelve months; he attended conferences, before the Suspension was imposed, in relation to his role as head of education for Medtronic and some of these are relevant to radiology which is the career path it appears he wishes to follow; he has sought mentorship with Dr A (consultant cardiothoracic radiologist) and they have met three times in the last six months; he has also received significant professional advice and mentorship from Dr B (clinical lead for the imaging department at Whittington Hospital); in pursuing his plan to become a radiologist via the route of Certificate of Eligibility Specialist Registration (CESR) he has obtained an offer of a post from the clinical director of radiology at Lister Hospital; there are positive testimonials from Dr A and Dr B.
13. I have borne in mind the statutory overarching objective which is to protect, promote and maintain the health, safety and well-being of the public, to promote Dr B and maintain public confidence in the medical profession, and to promote and maintain proper professional standards and conduct for the medical profession.
14. I have determined that Dr Morgan-Rowe's fitness to practise is no longer impaired by reason of his misconduct. In reaching this decision, I consider that the evidence he has provided is comprehensive and his reflections show that Dr Morgan-Rowe has gained insight and remediated and in particular he has stated, "Since the outcome of the MPTS hearing and the subsequent suspension of my licence in November last year, I have continued to reflect upon events that led to this. I stress at this point that reflection remediation for this has not finished; should my licence be reactivated, I will not be drawing a line under this chapter and forgetting its important lessons. The Path to maintaining good medical practice and upholding professional ethical standards is one of continuous reflection. My intention is to build on my remediation for my previous dishonest conduct and use it to not just uphold the ethical and moral standards but surpass them. I will use the experiences, the personal trauma and the lessons to be an exemplar practitioner." I find that he has done everything he possibly could during the period of the suspension to remediate and gain insight into his misconduct and move on

Record of Determinations  
Medical Practitioners Tribunal  
Review on Papers

with his chosen career. He has taken significant steps to fully address the concerns identified by the Tribunal.

15. In light of my decision, I direct that Dr Morgan-Rowe's current period of suspended registration be revoked with immediate effect.
16. Notification of this decision will be served on Dr Morgan-Rowe in accordance with the Medical Act 1983, as amended.