Revised Non-Compliance Guidance

On 2 September 2019, the MPTS will publish revised guidance on non-compliance hearings. The new guidance will apply to all hearings convening or reconvening on or after this date. The non-compliance guidance will be available shortly on the MPTS website.

In addition, the GMC will also publish revised guidance for its decision makers on referring a matter for a non-compliance hearing. You will be able to access this on the GMC website.

What has changed?

Significant changes have been made to the structure of the guidance document. Tribunals will find it easier to navigate to the relevant section, depending on whether they are considering a new or review non-compliance matter, or compliance with a tribunal-directed assessment.

The revised guidance clarifies the approach to take and questions to determine when considering non-compliance.

The guidance provides more detailed explanations on how alleged non-compliance should be evidenced, what ‘good reasons’ may be for why a practitioner has not complied with a direction and contains more information and advice on how to consider non-compliance when there is information indicating non-compliance with a direction is due to adverse physical or mental health.

Thanks to all of you who provided feedback on a draft version of the guidance at the IOT annual training earlier this year.

Kind regards

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