

COMMISSION OF INQUIRY NO. 1 OF 2005
MEDICAL BOARD OF QUEENSLAND

This is the annexure marked "**EMC-12**" mentioned and referred to in the Statement of **ERICA MARY COHN** dated this 17th day of May 2005.

25.05.04

MINUTES, ORDINARY MEETING OF THE MEDICAL BOARD OF QUEENSLAND HELD AT THE OFFICES OF THE BOARD, FLOOR 19, FORESTRY HOUSE, 160 MARY STREET, BRISBANE, ON 25 MAY 2004 COMMENCING AT 5:30 PM

ATTENDANCE

Dr L A Toft, Chairperson in the Chair
Dr M Cohn
Dr G FitzGerald
Professor L Geffen
Dr V Kalyanasundaram
Dr M D Mahoney
Dr J Waller

Mr J O'Dempsey)
Mr M Demy-Geroe) Board staff in attendance
Ms A McMullen)

APOLOGIES

Mr M Clare
Ms P Frampton
Dr I S Wilkey

MINUTES

RESOLVED that the Minutes of the meeting held on 11 May 2004 be confirmed, subject to amendments.

BUSINESS ARISING OUT OF MINUTES

Nil.

HEALTH ASSESSMENT AND MONITORING

DR P J GRANT (852096)

The Board considered the health assessment activity sheet and various information as outlined in the agenda summary.

The Board noted that Dr Prior, in his report dated 29 January 2004, indicated Dr Grant was impaired as defined in the *Health Practitioners (Professional Standards) Act 1999*.


RESOLVED that:-

- (i) pursuant to Section 275(1) of the *Health Practitioners (Professional Standards) Act 1999*, the Board considers that Dr Peter Grant is impaired;
- (ii) the Board enter into undertakings with Dr Grant pursuant to Section 276(2)(a) of the Act as follows:-
 - 1. Dr Grant will attend for urine drug screening (UDS)

conduct and recommending the Board take no further action in the matter.

RESOLVED that:-


- (i) the Board is of the opinion there is no evidence of unsatisfactory professional conduct by Dr Nothling;
- (ii) the preliminary investigation report be accepted and adopted as the Board's report;
- (iii) the report be forwarded to the Health Rights Commissioner for comment.

 PROFESSOR R SHEPHERD
(706205/1590)

The Board considered correspondence dated 30 April 2004 from Minter Ellison Lawyers with advice regarding the referral of the complaint to the Tribunal, Tanya Lunardon's draft affidavit, Caroline Lunardon-Scott's draft affidavit and correspondence dated 28 April 2004 from Eardley Motteram Lawyers.

The Board noted that Minter Ellison Lawyers and Ralph Devlin of Counsel had met with the witnesses to prepare affidavits and a referral notice.

The Board also noted Minter Ellison's advice that Ms Lunardon presented as a credible witness, however written advice has been received from her solicitor indicating she no longer wishes to proceed with her complaint. Advice has also been received from Mrs Lunardon's lawyers indicating she does not wish to cooperate further.

 The Board discussed that although the complaint is of a serious nature and appears to be of substance, the case may be difficult as neither the complainant nor her mother are willing to cooperate as witnesses.

RESOLVED that:-

- (i) Minter Ellison be advised that the Board accepts their advice that the matter not be taken further;
- (ii) the Board discontinue action.

DR T QURESHI
(1031002/2312/2313/2267)


The Board considered a memorandum dated 11 May 2004 from the Complaints Assessment Co-ordinator with the Complaints Advisory Committee's recommendation should Dr Qureshi apply for further registration in Queensland.

The Board noted that Dr Qureshi is the subject of 3 complaints in

regard to sexual misconduct issues and information has been received that Dr Qureshi has left Australia for destination unknown.

RESOLVED that:-

- (i) the Board initiate an investigation if Dr Qureshi re-registers in Queensland;
- (ii) a notice be placed in the front of Dr Qureshi's registration file advising that outstanding warrants have been issued and that conditions would have been imposed if Dr Qureshi remained in Queensland.

 DR M L MITCHELSON
(830831/2301, 2328)


The Board noted correspondence dated 17 May 2004 from the Registry District Court Brisbane regarding Dr Mitchelson's appeal to the District Court and copy of Dr Mitchelson's Notice of Appeal.

DR Y JANUWALA (754668)

The Board considered correspondence dated 25 May 2004 from Phillips Fox regarding Decision of the Health Practitioners Tribunal in the matter of Dr Januwala.

The Board noted that the hearing of this matter proceeded before the Health Practitioners Tribunal on 21 May 2004.

The Board discussed the order of the Tribunal that Dr Januwala's registration be suspended for a period of three months, to be suspended for a period of two years.

 The Board noted the advice of Phillips Fox that the penalty ordered by the Tribunal was inadequate and did not accord with previous authority, however whether it is so inadequate as to be overturned on appeal is not so clear.

RESOLVED that Phillips Fox be instructed to brief Counsel to provide an advice on the prospects of an appeal, for consideration at the Board's next meeting on 8 June 2004.

REGISTRATIONS

REGISTRATION ADVISORY
COMMITTEE

RESOLVED that the report of the Registration Advisory Committee meeting of 17 May 2004 be received – Appendix 1.

GENERAL REGISTRATION

1033380

PIKE, LINCOLN – BM BS FLINDERS 2004

24.02.04

MINUTES, ORDINARY MEETING OF THE MEDICAL BOARD OF QUEENSLAND HELD AT THE OFFICES OF THE BOARD, FLOOR 19, FORESTRY HOUSE, 160 MARY STREET, BRISBANE, ON 24 FEBRUARY 2004 COMMENCING AT 5:30 PM

ATTENDANCE

Dr L A Toft, Chairperson in the Chair
Mr M Clare
Dr M Cohn
Dr G FitzGerald
Ms P Frampton
Professor L Geffen
Dr V Kalyanasundaram
Dr M D Mahoney
Ms R Penny
Dr J Waller
Dr I S Wilkey

Mr J O'Dempsey)
Mr M Demy-Geroe)
Mrs R Scholl) Board staff in attendance
Ms J Cunningham)

RETIREMENT OF BOARD MEMBER

MEDICAL BOARD (M82)

Dr Toft, Chairperson advised the Board that Ms Rhonda Penny had resigned and this would be her last meeting. Dr Toft thanked Ms Penny on behalf of the Board for her enthusiastic participation as a Board member, particularly with respect to the valuable contributions she made regarding legal matters. It was indicated her presence at future meetings would be missed and the Board wished her well for the future.

MINUTES

RESOLVED that the Minutes of the meeting held on 10 February 2004 be confirmed, subject to amendments.

BUSINESS ARISING OUT OF MINUTES

DR R J MORRIS (705324)

Dr Cohn declared a conflict of interest and left the meeting during discussion of the matter.


The Board noted that at its meeting on 10 February 2004 it resolved to impose conditions on Dr Morris' general registration, but failed to stipulate a review period.

RESOLVED that pursuant to Section 59(2)(a) of the *Medical Practitioners Registration Act 2001* the review period be 3 years from the date of imposition of conditions.

was asked to convey a message to the doctor from God and alleges Dr Ung wrote this message down on the patient notes, stating: "God wants him to fix up his knees".

The Board also noted that the Complaints Advisory Committee, at its meeting on 3 February 2004, recommended the complaint be rejected pursuant to Section 48 of the *Health Practitioners (Professional Standards) Act 1999*.

RESOLVED that the complaint be rejected pursuant to Section 48 of the *Health Practitioners (Professional Standards) Act 1999*.


 DR D SMITH / MBQ
(741864/2302)

The Board noted that information has been received from the Drugs of Dependence Unit with regards to Dr Smith over prescribing of S8 drugs, and of a prosecution in which Dr Smith pleaded guilty to supplying S8 drugs to drug dependant persons where he was found guilty and fined \$2,500.

The Board also noted that an investigator will be directed to investigate this matter.

DR T QURESHI / MBQ
(1031002/2312)

The Board noted that correspondence has been received from Dr Keating indicating it is alleged by Ms Arrowsmith that Dr Qureshi examined her twice, on both occasions requesting her to remove her upper garments, and on the second occasion played with her breasts for 1/2 hour. The complainant further alleges that Dr Qureshi also asked her to undress to her lower clothes.

 The Board also noted that the Complaints Advisory Committee, at its meeting on 3 February 2004, resolved to issue a Show Cause Notice to Dr Qureshi regarding imposition of conditions pursuant to Section 59 of the *Health Practitioners (Professional Standards) Act 1999*.

The Board further noted that an investigator will be directed to investigate this matter.

DR T QURESHI / MBQ
(1031002/2313)

The Board noted that further information has been received from Dr Keating regarding an incident involving Dr Qureshi. Ms Bulley alleges that, after coming out of anaesthetic, Dr Qureshi kissed her before putting his hand on her breast.

The Board also noted that the Complaints Advisory Committee, at its meeting on 3 February 2004, resolved to issue a Show Cause Notice to Dr Qureshi regarding imposition of conditions pursuant to Section 59 of the *Health Practitioners (Professional*

**MINUTES, ORDINARY MEETING OF THE MEDICAL BOARD OF QUEENSLAND
HELD AT THE OFFICES OF THE BOARD, FLOOR 19, FORESTRY HOUSE, 160
MARY STREET, BRISBANE, ON 25 MAY 2004 COMMENCING AT 5.30PM**

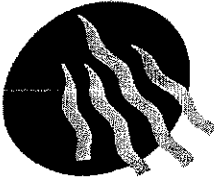
DR T QURESHI
(1031002/2312/2313/2267)

The Board considered a memorandum dated 11 May 2004 from the Complaints Assessment Co-ordinator with the Complaints Advisory Committee's recommendation should Dr Qureshi apply for further registration in Queensland.

The Board noted that Dr Qureshi is the subject of 3 complaints in regard to sexual misconduct issues and information has been received that Dr Qureshi has left Australia for destination unknown.

RESOLVED that:-

- (i) the Board initiate an investigation if Dr Qureshi re-registers in Queensland;
- (ii) a notice be placed in the front of Dr Qureshi's registration file advising that outstanding warrants have been issued and that conditions would have been imposed if Dr Qureshi remained in Queensland.



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**Office of
Health Practitioner Registration Boards**
Queensland Government

MEMORANDUM

TO: Medical Board of Queensland
FROM: Miles de Lacey
DATE: 11 May 2004
SUBJECT: Dr Tariq Quereshi
FILE: 1031002/2312/2313/2267

This practitioner has been the subject of 3 complaints which are a result of information received about a number of complaints to Queensland Health.

All of the matters were in regard to sexual misconduct issues.

Further information has come to hand that Dr Quureshi has left Australia for destination unknown.

Queensland Health have also referred the matter to the Crime and Misconduct Commission (CMC) and the Queensland Police Service (QPS). The QPS have issued a warrant for Dr Quereshi's arrest and have contacted Interpol on the matter. A "Passenger Alert" has been raised by QPS and the Australian Immigration Service have been notified.

Given this information the CAC wish to recommend to the Board that:

- the Board initiate an investigation if Dr Quereshi re-registers in Queensland; and
- to place a notice in front of the registration file advising that an outstanding warrant has been issued and that conditions would have been imposed if Dr Quereshi remained registered in Queensland

Miles de Lacey
Complaints Assessment Coordinator
Office of Health Practitioner
Registration Boards

08 March 2004

Dr Tariq Salman Qureshi
c/- Medical Administration
Bundaberg Base Hospital
PO Box 34
BUNDABERG QLD 4670

Dear Dr Qureshi

It is noted from the Board's records that your registration under Special Purpose - Section 135 of the *Medical Practitioners Registration Act 2001* is due to expire on 31 May 2004. You must not engage in any activities permitted under the terms of the registration after that date.

Should you require a period of further registration or other variation you are required to produce a fresh application, available from our website (www.medicalboard.qld.gov.au), pay a fee of \$416.00 and produce any necessary further documentation (eg. letter of request from hospital, area of need certification, performance report or advice regarding progress toward obtaining AMC Certificate or Fellowship of an Australian College). Documentation submitted in respect of an initial application need not be resubmitted with a further application.

An application for a further term of registration must be submitted no less than six weeks prior to the expiry date of your current term of registration, to ensure timely board approval. If you have already applied for re-registration please disregard this letter.

Your attention is drawn to section 155 of the Act regarding notification of changes in circumstances. The *Medical Practitioners Registration Regulation 2002* requires special purpose registrants to notify the Board within 21 days of ceasing to undertake the special purpose activity. The maximum penalty is 10 penalty units (\$750.00).

You may contact this office between 9.00 am - 4.00 pm on 3225 2514/2528 to obtain an application form.

Yours sincerely,

for REGISTRAR

cc: Medical Superintendent/The Manager
Bundaberg Base Hospital