



**MEDICAL PRACTITIONERS DISCIPLINARY TRIBUNAL**

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**DECISION NO.:** 313/05/126C

**IN THE MATTER** of the MEDICAL  
PRACTITIONERS ACT 1995

**AND**

**IN THE MATTER** of disciplinary proceedings against  
**STEPHEN HARRY RAYMOND**  
medical practitioner formerly of  
Rotorua now of South Africa

**BEFORE THE MEDICAL PRACTITIONERS DISCIPLINARY TRIBUNAL**

**HEARING** by telephone conference on Thursday 14 July 2005

**PRESENT:** Dr D B Collins, QC - Chair  
Dr I D S Civil, Dr R J Fenwicke, Dr M G Laney, Mrs H White  
(members)

**APPEARANCES:** Ms G J Fraser (Secretary)  
(for first part of call only)

**COUNSEL:** Mr M Heron for Complaints Assessment Committee  
Ms C Garvey for respondent  
(for first part of call only)

**The Application**

1. The Application before the Tribunal is one made by counsel on behalf of the Complaints Assessment Committee, Mr M Heron, to withdraw the charge of professional misconduct laid against Dr Raymond on 10 March 2005 in respect of a complaint made by Mrs R Lowe concerning matters alleged to have occurred between August 1987 and September 1987.
2. Mr Heron made his application by letter to the Chair of the Tribunal dated 1 July 2005 in which he stated that the basis for withdrawing the charge was, having briefed an expert witness, the opinion of the expert witness does not support the charge against Dr Raymond.

**Decision**

3. Before granting leave to withdraw a charge, the Tribunal must be satisfied that the parties have no sound objection to that course of action and that there are no outstanding public interest issues that ought to be the subject of enquiry by the Tribunal notwithstanding the attitude or agreement of the parties.
4. In reliance upon the information contained in Mr Heron's letter, submissions from Ms Garvey and further questioning of counsel at the telephone conference call, the Tribunal has granted the Complaints Assessment Committee's application to withdraw the charge.

**Order and Conclusion**

5. Accordingly, the Application for Leave is granted and the charge may be withdrawn.

**DATED** at Wellington this 15<sup>th</sup> day of July 2005

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D B Collins QC

Chair

Medical Practitioners Disciplinary Tribunal