

# NEW SOUTH WALES MEDICAL BOARD

**MINUTES** of the meeting of the Conduct Sub-Committee of the New South Wales Medical Board held on Tuesday 9 December 2003 at 4.00pm at the New Medical Board Building, Punt Road, Gladesville.

---

## PRESENT

A/Professor P Procopis (Chair)  
 Dr B Kelly  
 Dr I Symington  
 Ms M Kelly  
 Dr R Gyaneshwar

## IN ATTENDANCE

Ms A Scahill  
 Dr A Reid  
 Ms R Forbes  
 Ms J Hawkins  
 Ms A Adrian (HCCC)  
 Mr Chris Waters (HCCC)  
 Mr Robert Beetson (HCCC)

## APOLOGIES

A/Professor B McCaughan

## Declaration of Conflicts of Interest

Members are asked to declare any conflicts of interest arising in relation to any of the business to be considered on the agenda.

No conflicts were declared.

## **7 Recommendations to terminate investigations pursuant to section 39(1)(e) and section 27 of the Health Care Complaints Act 1993**

### **7.2 Dr John Rolleston (MPO: 085512) DOB: 20/04/1938 File No: 03/01056**

- Noted:**
1. Letter dated 26 November 2003 from the Health Care Complaints Commission.
  2. Investigation report undated from the Health Care Complaints Commission.

**Discussion:** The Committee noted its concern at the serious nature of the allegations against Dr Rolleston, and that there was a previous complaint against Dr Rolleston of a similar nature. The Committee noted that, despite a number of attempts by the Commission, a statutory declaration had not been obtained and thus had no alternative but to agree to the Commission's recommendation that the investigation be discontinued pursuant to Section 27(1)(g) of the HCCA 1993 given the Commissioner's assurance that the Commission undertakes to make at least one more attempt to obtain further particulars and a Statutory Declaration from the complainant. The Commissioner further advised that if such is forthcoming from the complainant or any further information is received, the Commission will immediately recommence the investigation.

**Resolution:** The investigation to be discontinued pursuant to Section 27(1)(g) of the HCCA 1993. The Commission to make at least one more attempt to obtain further particulars and a Statutory Declaration from the complainant.