



- n) Likelihood of further conduct occurring
- o) Refusal to cooperate with Board processes
- p) Desirability of removing or restricting a practitioner from a particularly remote or needy community
- q) Desirability of removing or restricting a practitioner who offers a particular service (specialty, language, culture)

The second delegate considering this matter concerning Dr Rolleston is Dr Kendra Sundquist, Ed.D. and she may be contacted as follows:

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M: [REDACTED]

E: kendras@nswcc.org.au

Secretariat member: Ms Bronwyn Sharp

Date: 27 May 2009

Consult with (Board Member):

I, Dr Greg Kesby, consider this matter concerning Dr Rolleston does warrant the convening of proceedings pursuant to section 66 of the Act.

Signature

28 May 2009

Date

Comments: This doctor has previously been deregistered in the 1980s by a Medical Tribunal for fraudulent activities. I acknowledge that these new complaints relate to alleged sexual misconduct in the 1970s, which pre-dates the period of deregistration and subsequent restoration to the Register after formal hearing. It has been argued by the doctors MDO that the complaints relate to activities 30 to 40 years ago and that this would adversely affect a fair investigation and hearing. However, it is the nature of sexual abuse complaints that many years may pass before an abused person has the confidence to make a formal complaint to authorities.

The four allegations of sexual misconduct describe a similar modus operandi and consequent psychological harm. I am mindful of the possibility of vexatious complaints, but on the information available it does not appear that all four complainants are known to each other; arguing against conspiracy. I am further concerned that if these incidences of sexual misconduct did occur, and such behaviour has continued, any later incidences may not come to the attention of the Board for some time. Consequently, I am satisfied that the Board should convene proceedings pursuant to Section 66 of the Act to promptly explore the complaints and consider whether it is necessary to impose conditions on the practitioner's registration or suspend the practitioner, to adequately protect the health and safety of the public.