

**Nursing and Midwifery Council
Fitness to Practise Committee**

**Interim Order Review Hearing
Thursday, 16 May 2024**

Virtual Hearing

Name of Registrant:	Brian Munyuki
NMC PIN	08G2607E
Part(s) of the register:	RNMH: Mental health nurse, level 1 (15 November 2008)
Relevant Location:	Birmingham
Panel members:	Nicola Jackson (Chair, lay member) Jacqueline Metcalfe (Registrant member) Seamus Magee (Lay member)
Legal Assessor:	Alain Gogarty
Hearings Coordinator:	Jack Dickens
Nursing and Midwifery Council:	Represented by James Wilson, Case Presenter
Mr Munyuki:	Did not attend and was not represented at this hearing.
Interim order to be reviewed:	Interim conditions of practice order (12 months)
Outcome of review:	Interim conditions of practice order confirmed

Decision and reasons on interim order

The panel decided to confirm the current interim conditions of practice order.

For the purposes of these conditions, 'employment' and 'work' mean any paid or unpaid post in a nursing, midwifery or nursing associate role. Also, 'course of study' and 'course' mean any course of educational study connected to nursing, midwifery or nursing associates.

1. You must ensure that you are supervised by a registered nurse any time you are working. Your supervision must consist of working at all times on the same shift as, but not always directly observed by, another registered nurse.
2. You must not administer medication unless directly supervised and observed by another registered nurse until assessed as competent by a registered nurse to safely administer medication.
3. Prior to any review hearing, you must send your NMC case officer a report from your line manager or supervisor commenting on your clinical performance with a particular reference to medication management and administration, escalating concerns, record keeping and documentation.
4. You must keep us informed about anywhere you are working by:
 - a. Telling your case officer within seven days of accepting or leaving any employment.
 - b. Giving your case officer your employer's contact details.
5. You must keep us informed about anywhere you are studying by:
 - a. Telling your case officer within seven days of accepting any course of study.
 - b. Giving your case officer the name and contact details of the organisation offering that course of study.

6. You must immediately give a copy of these conditions to:
 - a. Any organisation or person you work for.
 - b. Any agency you apply to or are registered with for work.
 - c. Any employers you apply to for work (at the time of application).
 - d. Any establishment you apply to (at the time of application), or with which you are already enrolled, for a course of study.
 - e. Any current or prospective patients or clients you intend to see or care for on a private basis when you are working in a self-employed capacity

7. You must tell your case officer, within seven days of your becoming aware of:
 - a. Any clinical incident you are involved in.
 - b. Any investigation started against you.
 - c. Any disciplinary proceedings taken against you.

8. You must allow your case officer to share, as necessary, details about your performance, your compliance with and / or progress under these conditions with:
 - a. Any current or future employer.
 - b. Any educational establishment.
 - c. Any other person(s) involved in your retraining and/or supervision required by these conditions

The panel decided that this interim conditions of practice order will run for the remainder of the current interim order.

Unless Mr Munyuki's case has already been concluded, this interim order must be reviewed before the end of the next six months and every six months thereafter. Additionally, Mr Munyuki or the NMC may ask for the interim order to be reviewed if any new evidence becomes available that may be relevant to the interim order.

At any review, the reviewing panel may revoke the interim order or any condition of it, it may confirm the interim conditions of practice order, or vary any condition of it, or it may replace the interim conditions of practice order with an interim suspension order.

In certain circumstances, it may be possible for the interim conditions of practice order to be reviewed by a reviewing panel at an administrative meeting. Mr Munyuki's case officer will write to him about this in due course.

A panel of the Fitness to Practise Committee has still to deal with the allegations made against Mr Munyuki. The NMC will keep Mr Munyuki informed of developments in relation to that issue.

This will be confirmed to Mr Munyuki in writing.

That concludes this determination.