

**Nursing and Midwifery Council  
Investigating Committee**

**Interim Order Review Hearing  
Wednesday, 15 January 2025**

Virtual Hearing

<b>Name of Registrant:</b>	<b>Cocks Mgutshini</b>
<b>NMC PIN</b>	9914340E
<b>Part(s) of the register:</b>	Registered Nurse – Sub Part 1 Mental Health Nursing (Level 1) – 14 September 2002
<b>Relevant Location:</b>	Birmingham
<b>Panel members:</b>	Liz Maxey (Chair, registrant member) Cherry Brennan (Registrant member) Geoffrey Baines (Lay member)
<b>Legal Assessor:</b>	Graeme Henderson
<b>Hearings Coordinator:</b>	Salima Begum
<b>Nursing and Midwifery Council:</b>	Represented by Zahra Ahmed, Case Presenter
<b>Mr Mgutshini:</b>	Not present and unrepresented at this hearing
<b>Interim order to be reviewed:</b>	Interim conditions of practice order (18 months)
<b>Outcome of review:</b>	<b>Interim conditions of practice order confirmed</b>

## Decision and reasons on interim order

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

The panel has determined that the following conditions are proportionate and appropriate:

'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 restrict your employment to [PRIVATE]. You must not work for an agency.
2. You must not be the sole nurse in charge.
3. You must ensure at all times you are working you are supervised on the same shift as, but not directly observed, by another registered nurse.
4. You must meet fortnightly with your line manager, mentor, or supervisor to discuss:
  - a) Manual handling
  - b) De-Escalation management
5. You must send your NMC Case officer a report on the meetings mentioned in condition 4 prior to any future reviews of the order.
6. You must attend and complete suitable training courses which cover:
  - a) De-escalation
  - b) Appropriate restraint techniques

c) Management of violence and aggression

You must send evidence of attendance and completion of these courses to your NMC case officer within 7 days of obtaining them.

7. You must keep the NMC 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.
  
8. You must keep the NMC 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.
  
9. You must immediately give a copy of these conditions to:
  - a) Any organisation or person you work for.
  - b) Any establishment you apply to (at the time of application), or with which you are already enrolled, for a course of study.
  
10. 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.

11. 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 employer.
  - b) Any educational establishment.
  - c) Any other person(s) involved in your retraining and/or supervision required by these conditions

Unless Mr Mgutshini'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 Mgutshini 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.

The NMC Case Examiners are yet to decide whether there is a case to answer in relation to the allegations made against Mr Mgutshini. The NMC will write to Mr Mgutshini when the case is ready for the next stage of the fitness to practise process.

This will be confirmed to Mr Mgutshini in writing.

That concludes this determination.