

Case Number	2012/01
Name	Mr Craig Eric Bennett
Registration Number	2888
Date of Hearing	28 th June 2012 ^h
The Notice of Allegation	<p>1. On 15th January 2011, he entered into a formal Disqualification Undertaking pursuant to the Company Directors Disqualification (Northern Ireland) Order 2002, which was accepted by the Department of Enterprise, Trade and Investment on 20th January 2011, so that</p> <p>a) he undertook not to be a director of a company, act as a receiver of company property or be concerned in the promotion, formation or management of a company without leave for a period of 13 years commencing on 10th February 2011; and</p> <p>b) Pursuant to the Schedule of unfit conduct attached to the Undertaking, he accepted a number of findings of fact that materially affected his fitness to act as a director of a company or to be concerned in the promotion, formation or management of a company.</p> <p>2) That whilst acting as a company director of Dreemore Developments Limited on and between 8th August 2005 and 2nd February 2009, he</p> <p>i. submitted a materially inaccurate statement of affairs for Dreemore Developments Limited;</p> <p>ii. breached his fiduciary duty to Dreemore Developments Limited in a manner set out in the Schedule to the Undertaking;</p> <p>iii. misappropriated company monies in breach of his duty to Dreemore Developments Limited in a manner set out in the Schedule to the Undertaking; and</p> <p>iv. Carried out such other acts and omissions as are particularised between part (d) and (j) of the Schedule to the Undertaking.</p>

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| | <p>3) Failed in his duty to notify the Registrar of the Society of a relevant fitness to practise matter following the signing of the Disqualification Undertaking pursuant to Obligation 6.6 of the Code of Ethics and Part D of his submitted Pharmacist Retention Form for 2010/2011, signed by him on 2nd May 2010.</p> <p>4) Gave false or misleading information to the Registrar of the Society by declaring in his submitted Pharmacist Retention Form for 2011/2012, signed by him on 10th May 2011, that there were no findings or determinations by a licensing or regulatory body when in fact he had entered into a Disqualification Undertaking with a relevant body and had accepted findings against himself.</p> <p>And further -</p> <p>5) He had acted in a manner that calls into question his honesty, integrity and professional judgment.</p> <p>6) He failed to comply with the following principles and associated obligations of the Pharmaceutical Society of Northern Ireland's Code of Ethics and Practice:</p> <p>6.1. Principle 2 – A pharmacist must uphold the honour and dignity of the profession and not engage in any activity which may bring the profession into disrepute (in application until replaced by the new code of ethics on 1 July 2009).</p> <p>6.2 Principle 7 (and associated obligations 7.1 and 7.2) – Act with honesty and integrity</p> <p>6.3 Obligation 6.6 - Promptly inform the Society of any circumstances that may call into question your fitness to practise or bring the pharmacy profession into disrepute, including adverse findings by other regulatory bodies or organisations.</p> <p>7) By his acts or omissions he has (a) brought the profession into disrepute, (b) failed, on a professional basis, to observe the principles and obligations set out above and (c) undermined public confidence in the profession.</p> |
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<p>Determination</p>	<p>The Committee determined that paragraph 1 was a statement of fact which is not a matter for consideration of sanction by them in this case.</p> <p>The Committee determined that it was satisfied to the necessary standard, namely on the balance of probabilities, based on the evidence before them that the allegations at paragraphs 2, 3, 4, 5, 6 and 7 were indeed true.</p> <p><u>CONCLUSION.</u></p> <p>The Committee was of the view that it would therefore be inappropriate to allow Mr Craig Eric Bennett to continue to practise as a pharmacist, and that his name should be struck off the Register of pharmaceutical chemists in Northern Ireland.</p> <p>Reasons for this decision were as follows: That Mr Bennett</p> <ul style="list-style-type: none"> a. Failed to make appropriate disclosures to the Registrar b. Acted dishonestly c. By his actions and omissions <ul style="list-style-type: none"> i. brought the profession into disrepute ii. failed to observe the principles of the profession iii. undermined public confidence in the profession
<p>Time Scale for Enactment</p>	<p>Three months from date of determination which was on 28th June 2012, subject to any appeal</p>
<p>Chair of Committee</p>	<p>Mr Tim Ferris QC</p>
<p>Members of the Fitness to Practise Committee</p>	<p>Mr Tim Ferris QC (in the chair) Mr Roy Junkin Mrs Hilary Rea MPSNI Mr Andrew Thomson</p>
<p>Society Counsel</p>	<p>Mr Jon Paul Shields, instructed by Patrick Fleming Moore (Clever Fulton Rankin)</p>
<p>Registrant Counsel</p>	<p>None</p>
<p>Clerk of Committee</p>	<p>Mr Brendan Kerr</p>