

**OUTCOME OF FITNESS
TO PRACTISE HEARING**

Case Number	2009/04
Name	M & M McDaid Limited
Registration Number	377
Date of Hearing	24 th , 25 th June and 1 st July 2009
The Notice of Allegation	<p>On 24th, 24th June and 1st July 2009, the Statutory Committee of the Pharmaceutical Society of Northern Ireland met for the purpose of making Inquiry into the case alleging misconduct which called into question, their suitability to remain on the register The particulars of the said misconduct are set out below –</p> <ol style="list-style-type: none"> 1. That the said body corporate identified above (hereinafter referred to as "the company"), at all relevant times, carried on a retail pharmacy business. 2. That the Company was convicted on 8th December 2008 of 9 charges of false accounting contrary to section 17(1)(a) of the Theft Act (Northern Ireland) 1969. 3. That the Company engaged in a fraudulent activity directly related to the provision of pharmaceutical services and that this activity was carried on over a period between 1st January 2001 and 31st December 2006. 4. That the company dishonestly submitted for payment prescription forms that were incorrectly coded so that a substantial loss was occasioned by the Western Health and Social Services Board and a corresponding gain was made by the company. This dishonest conduct continued for a protracted period of time as specified herein. 5. That Martin Joseph McDaid a director of the company, and Michael John McDaid the company secretary, superintendent and director of the company, have been guilty of such misconduct that render them unfit, whether jointly or severally, to be pharmacists. 6. That either, whether jointly or severally, <ol style="list-style-type: none"> (a) The company officers, referred to at 5 above, had, or with the exercise of reasonable care would have had, knowledge of the fraudulent behaviour alleged as part of a continuing course of misconduct And (b) The company officers are to be regarded as responsible for the misconduct.
Determination	The Committee directed that, regarding the disqualification of the Company and the removal of the premises from the Register, no further direction is called for

Time Scale for Enactment	
Chair of Committee	Mr Tim Ferris QC
Members of the Fitness to Practise Committee	Mr Tim Ferris QC (in the chair) Dr Terence Maguire Ms Hilary Rea Mr Andrew Thomson Mr Roy Junkin Ms Miriam Karp
Society Counsel	Mr John Paul Shields, instructed by Aaron Moore (Clever Fulton Rankin)
Registrant Counsel	M Jackie Simpson, instructed by Niall McSorley (Carson McDowell)
Clerk of Committee	Mr Brendan Kerr