

Disciplinary Inquiries held by the Malaysian Medical Council July - December 2011

MMC Secretariat

Deregistration

Dr Kum Ting Choong was charged with abuse of his professional privilege and skill in that he had:

- a. Purchased, stored with the purpose of prescribing and supplying psychotropic drugs of dependence and/or dangerous drugs and poisons otherwise than in the course of *bona fide* treatment, with a view to gratify or sustain the addiction of persons; and
- b. By storing, supplying and offering for sale such drugs in possible contravention of the provisions of the Dangerous Drugs Ordinance and Regulations, he had acted contrary to part 2.1.2 of the Code of Professional Conduct of the Malaysian Medical Council.

The Council, at its inquiry on 21 November 2011, found **Dr Kum Ting Choong** guilty and ordered that his name be **STRUCK OFF** from the Register under Section 30 (i) of the Medical Act 1971.

Suspended the Suspension

1. **Dr Tason bin Surat** was charged with disregard and neglect of his professional duties in that he had:

- a. used a device, namely, "Sunathrone", that was not approved by the Ministry of Health in a mass circumcision program;
- b. failed to provide sufficient information to the patient's parent on the procedure to be used in carrying out the circumcision by using the device and thereby endangered the life of the patient;
- c. failed to give adequate time for the patient's parent to study and sign the lengthy consent form to utilize the device for the mass circumcision

The Council, at its inquiry on 9 August 2011, found **Dr Tason bin Surat** guilty and ordered that he be **SUSPENDED for 1 year and SUSPENDED THE SUSPENSION for 1 year** from the Register under Section 30 (iv) of the Medical Act 1971.

2. **Dr Rosnah binti Abu Hassan** was charged with neglect and disregard of her professional responsibilities in that she failed to provide competent and considerate professional management:

- a. in allowing or permitting the patient to be examined and attended to by the clinic assistant who is not medically trained or qualified;
- b. in failing to provide for a system which will ensure that the medical practitioner on call for the Birth Clinic on a particular date is physically present at the Birth Clinic to provide prompt medical attention on the said date and /or Patient is attended to by qualified and/or trained nurses;

- c. in failing to provide for a system that maintains an accurate, updated and untampered medical records at the Birth Clinic.

The Council, at its inquiry on 11 October 2011, found **Dr Rosnah binti Abu Hassan** guilty and ordered that she be **SUSPENDED for 1 year and SUSPENDED THE SUSPENSION for 1 year** from the Register under Section 30 (iv) of the Medical Act 1971.

Reprimand

1. **Prof Dr Abdul Karim bin Hj Tajudin** was charged with neglect and disregard of his professional responsibilities in that he failed to conduct a proper examination and prepare an honest report as a government pathologist or forensic pathologist entrusted with performing an autopsy on the body of the deceased who died while in custody, as required under item No. 4 of the Guidelines of the Malaysian Medical Council entitled “Ethical Implications of Doctors in Conflict Situations”.

The Council, at its inquiry on 11 July 2011, found **Prof Dr Abdul Karim bin Hj Tajudin** guilty and ordered that he be **REPRIMANDED** under Section 30 (iii) of the Medical Act 1971.

Prof Dr Abdul Karim bin Hj Tajudin appealed against the punishment which was heard at the High Court on 23 February 2012. The appeal was dismissed with costs of RM10,000 awarded to the Council.

2. **Dr Alice Prethima Michael** was charged with disregard or neglect of her professional responsibilities for the standard of medical care to her patient (the complainant), by failing to conduct a professional assessment of the complainant and by the non-conscientious assessment of the history, symptoms and signs of the patient’s (the complainant) condition before beginning the therapy sessions for laser treatment.

The Council, at its inquiry on 12 July 2011, found **Dr Alice Prethima Michael** guilty and ordered that she be **REPRIMANDED** under Section 30 (iii) of the Medical Act 1971.

3. **Dr Hanita Binti Yusop** was charged with neglect and disregard of her professional responsibilities in that she failed to immediately, or within reasonable time thereafter, personally conduct any initial assessment of the patient’s history, symptoms and signs when the condition of the patient was made known to her at or about 7 am but instead she relied on the observations of the clinic assistant who is not medically trained or qualified.

The Council, at its inquiry on 10 October 2011, found **Dr Hanita Binti Yusop** guilty and ordered that she be **REPRIMANDED** under Section 30 (iii) of the Medical Act 1971.

4. **Dr Tai Shzee Hau** was charged with neglect and disregard of his professional responsibilities in that he failed to provide and maintain a good standard of medical care for

the patient as required under part 1.1(b) of the Code of Professional Conduct and conduct a sufficiently thorough professional examination of the deceased taking into account her age and high blood pressure to ascertain whether her condition truly warranted an immediate gastroscopy examination.

The Council, at its inquiry on 10 October 2011, found **Dr Tai Shzee Hau** guilty and ordered that he be **REPRIMANDED** under Section 30 (iii) of the Medical Act 1971.

Dr Tai Shzee Hau has appealed against the punishment and the appeal is pending disposal at the High Court.