



Aboriginal and Torres Strait
Islander health practice
Chinese medicine
Chiropractic
Dental
Medical
Medical radiation practice
Nursing and Midwifery
Occupational therapy
Optometry
Osteopathy
Pharmacy
Physiotherapy
Podiatry
Psychology

Australian Health Practitioner Regulation Agency

Private and Confidential

29 June 2016

Ms Jacqueline Pearce


Dear Ms Pearce

Assessment of notification about Dr George Seemanpillai and Dr Abdul Kajani

Thank you for taking the time to inform us of your concerns. We appreciate the effort this takes, and would like to assure you that we take all issues raised with us seriously.

The Australian Health Practitioner Regulation Agency (AHPRA) is a national body whose main aim is to protect the health and safety of the public. We work closely with the Medical Board of Australia (the Board) to ensure that only health practitioners who are trained and qualified to practise in a competent and ethical manner are registered.

 In assessing the concern you raised, we will now ask ourselves the following questions.

1. Is this concern about a registered health practitioner or student?
2. Are we the right agency to consider this concern?
3. Is there a risk that the health practitioner could harm the public?
4. Do we have good evidence of this?
5. ~~Is~~ is the risk to the public so serious that the Board needs to restrict this practitioner's practice to make the public safe?

What we will do now

The concern you raised is now being assessed. We will let you know what we have decided to do next. We will let you know if anything changes, or when we have made a decision. For your information, I have enclosed the principles that guide our decision-making and our Guide for notifiers.

What we can do and what we cannot do

Once we look at the matter more closely, the Board can:

- caution the practitioner
- make sure the practitioner can practise only with certain restrictions
- refer the matter to another body (such as a tribunal or a panel) for action or mediation
- decide to take no action.

But neither the Board nor AHPRA can:

- make a health practitioner provide the treatment you want
- pay you compensation, or order a health practitioner to give you a refund or pay you compensation
- make a health practitioner apologise to you
- make a health practitioner give you access to your records
- deal with health service providers such as hospitals or community health centres

- take any part in any legal action you may be involved in.

When the Board and AHPRA take action about practitioners, we take action as required to keep the public safe. It is not our role to punish practitioners, nor to act for any individual.

How long it will take

It takes time to consider notifications. We realise this can be frustrating, but we need to give everybody concerned time to answer our questions. Sometimes, we will tell you how we have addressed your concerns fairly quickly. When we need to investigate further, this can take much longer. The average time we take to address notifications is about six months, but it can take up to two years if the issues are very complicated. We ask you to be patient.

* Your role

We take all issues raised with us seriously, and we need your help to assess your concern.

Please note that from here on, we will call the information you provide a 'notification'. And we will call you a 'notifier', because you have notified us about your concerns.

What we will tell you

We are often limited in what we can tell you along the way, and even about the reasons for the Board's decision. At the very least, we will write to you to keep you informed of progress. We understand how important this matter is to you, however there may be a range of issues that relate to a decision and we may be unable to give full details.

Yours sincerely,



Acting State Manager - Notifications SA

Reference Number: 00329761 and 00329784

Encl: Do you have a concern about a health practitioner? Guide for notifiers

Encl: Regulatory Principles for the National Scheme

PRA05

REFUSAL TO TAKE FURTHER ACTION
RESULTED IN ILLEGAL DETAINMENT



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* 25 July 2016

Ms Jacqueline Pearce
[Redacted]

Dear Ms Pearce

Notice of Board decision to take no further action

Thank you for taking the time to inform us of your concerns about Dr Abdul Kajani. We appreciate the effort this takes, and would like to assure you that we take all issues raised with us seriously.

The Australian Health Practitioner Regulation Agency (AHPRA) is a national body whose main aim is to protect the health and safety of the public. We work closely with the Medical Board of Australia (the Board) to ensure that only health practitioners who are trained and qualified to practise in a competent and ethical manner are registered.

* The Board considered your notification and decided to take no further action under section 151(1)(a) of the *Health Practitioner Regulation National Law* (the National Law).

The Board decided this because the information provided is insufficient to form a reasonable belief that Dr Kajani's conduct, health or practice of the profession poses a risk to the public.

For these reasons, the Board considered it appropriate that no further action be taken in relation to Dr Kajani.

In relation to the remainder of your notification (other than Dr Seemanpillai, who we have also written to you about), the Board was unable to identify which practitioners you held concerns about, or what your concerns were in relation to any of those practitioners.

Thank you for taking the time to raise your concerns. This matter has now been closed.

Yours sincerely

A handwritten signature in black ink, appearing to be 'D. Seemanpillai'.

D. Seemanpillai
[Redacted]
Acting Manager, Notifications SA

Reference Number: 00329784