

### Notice of Decision

<b>Registrant</b>	<b>Wendy Atkinson</b>
<b>Registration number</b>	<b>2079378</b>
<b>Part of Register</b>	<b>Part 2 – Adult residential care worker</b>
<b>Sanction</b>	<b>Warning to remain on your registration for a period of 3 years</b>
<b>Date of Effect</b>	<b>3 October 2016</b>

This is a notice of decision of the Northern Ireland Social Care Council (the Council).

#### Decision

The Council has decided:

1. that there is evidence that your Fitness to Practise is impaired by reason of misconduct, as defined in Part 1, Rule 4 of the NISCC Fitness to Practise Rules 2016.
2. to issue a warning and direct that a record of the warning should be placed on your entry in the Register for a period of 3 years.

#### Misconduct

The Misconduct is:

- a. That on 6 September 2015 while on duty at Longfield Care Home you failed to follow correct policy and procedure by moving a service user after they had fallen and without the service user being medically assessed.
- b. That your actions set out above put the service user at risk of additional injury.

#### Reasons

The reasons that this behaviour is considered to constitute impaired fitness to practise are:

- Service users have the right to expect that the care and support they receive from social care workers, in whom they place their trust, will protect them from harm. By failing to follow your employers policies in respect of moving and handling you placed the service user at risk of harm.
- Your behaviour has fallen below the standard expected of a person registered with the Northern Ireland Social Care Council.

#### NISCC Standards of Conduct and Practice for Social Care Workers

The Standards of Conduct and Practice for Social Care Workers that your behaviour has breached, are as follows:

**Standard 3: As a social care worker, you must promote the autonomy of service users while safeguarding them as far as possible from danger or harm. This includes:**

- 3.6 Complying with employers' health and safety policies, including those relating to substance misuse.

**Standard 5: As a social care worker, you must uphold public trust and confidence in social care services. In particular you must not:**

- 5.1 Abuse, neglect or harm service users, carers or colleagues.
- 5.7 Put yourself or other people at unnecessary risk.

**Standard 6: As a social care worker, you must be accountable for the quality of your work and take responsibility for maintaining and improving your knowledge and skills. This includes:**

- 6.1 Meeting relevant standards of practice and working in a lawful, safe and effective way.

### **Sanction**

Having regard to the document '*Consensual Disposal Indicative Sanctions*' the Council decided that the appropriate sanction was the imposition of a warning on your registration for a period of 3 years.

### **Reasons for the Sanction**

When reaching its decision the Council considered the following factors:

- There was a risk of harm to the service user.
- The misconduct took place at work.
- You have a history with regards to not following correct moving and handling procedures. You were disciplined by your employer following a similar incident in September 2014.

The following mitigating circumstances were taken into account in reaching this decision:

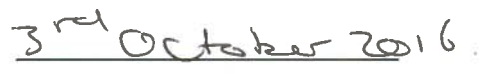
- You made an early admission of the allegations to your employer.
- You have demonstrated insight regarding your actions.
- You have expressed remorse for your actions.
- You have no previous record of misconduct with the Council.

### **Date of Effect**

This notice comes into effect on 3 October 2016.



Director of Regulations and Standards



Date

**You have the right to appeal this decision to the Care Tribunal. Any appeal must be lodged in writing within 28 days from the date of this Notice of Decision.**