AHPRA Performance Report

Australian Capital Territory

October–December 2015

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Introduction

The Australian Health Practitioner Regulation Agency (AHPRA) works with the National Boards of 14 health professions to protect the public.

AHPRA believes in the importance of public reporting. Public reporting provides accountability on matters of public importance, and is one of the mechanisms to encourage us, as an organisation, to improve our performance.

This report is part of a suite of reports that provide information for the public on the activities and performance of AHPRA and the National Boards. It has data on a particular jurisdiction over a three month period and covers our main areas of activity – managing registration, managing notifications and offences against the National Law, and monitoring health practitioners and students with restrictions on their registration.

Many of the tables show data for this particular state or territory and nationally. Many tables also show this state or territory’s activities as a percentage of the national activity. As this is a report of the performance of AHPRA and the National Boards, national activity data for notifications does not include matters managed in NSW. Notifications arising in NSW are managed by the relevant Health Professional Council and the Health Care Complaints Commission. All National data in this report excludes matters managed in NSW unless otherwise indicated.

From 1 July 2014, all complaints about Queensland health practitioners are made to Office of the Health Ombudsman. The Health Ombudsman will take responsibility for certain complaints, including serious complaints relating to the health, conduct and performance of health practitioners, The Health Ombudsman determines which complaints go to AHPRA and the National Boards after assessing their severity. This report does not include any data relating to matters managed by the Office of the Health Ombudsman in QLD.

AHPRA’s reporting of its activity and performance is evolving. We ask for your feedback about our performance and our new reporting approach. Your contribution can help ensure the continued value of our future reports. You can provide feedback by email: reportingfeedback@ahpra.gov.au

Registration management

Practitioners in 14 health professions are registered with AHPRA across Australia. Information about the registration status of registered health practitioners is available through the online register at <http://www.ahpra.gov.au/Registration/Registers-of-Practitioners.aspx>.

Registration is not conferred automatically – people must apply for registration and renew it each year. The requirements of registration vary between professions, but in general health practitioners must hold appropriate qualifications, be of good character, practise to certain standards, hold appropriate insurance and undertake continuing professional development.

Registration is conferred by the National Board of each health profession (see Table 1 for list of health professions). The National Boards are supported by AHPRA in their work to set professional standards and protect public safety.

Registrants

The number of health professionals registered at the end of the latest quarter is shown in Table 1.

**Table 1: Total number of registrants, by profession**

|  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Profession | ACT | NSW | NT | QLD | SA | TAS | Vic | WA | No PPP | National(incl NSW) |
| Aboriginal and Torres Strait Islander Health Practitioner | **5** | 107 | 220 | 89 | 41 | 3 | 11 | 82 |  | 558 |
| Chinese Medicine Practitioner | **70** | 1,937 | 17 | 862 | 181 | 37 | 1,280 | 250 | 79 | 4,713 |
| Chiropractor | **64** | 1,718 | 24 | 810 | 368 | 57 | 1,325 | 601 | 181 | 5,148 |
| Dental Practitioner | **402** | 6,670 | 157 | 4,390 | 1,815 | 370 | 4,994 | 2,566 | 629 | 21,993 |
| Medical Practitioner | **1,944** | 32,037 | 1,118 | 20,018 | 7,600 | 2,123 | 25,037 | 10,391 | 2,776 | 103,044 |
| Medical Radiation Practitioner | **271** | 5,124 | 122 | 3,086 | 1,173 | 318 | 3,813 | 1,350 | 253 | 15,510 |
| Midwife | **103** | 867 | 64 | 715 | 492 | 21 | 1,104 | 367 | 119 | 3,852 |
| Nurse | **5,201** | 92,093 | 3,666 | 65,253 | 30,340 | 8,010 | 88,625 | 34,204 | 9,253 | 336,645 |
| Nurse and Midwife | **569** | 8,663 | 529 | 5,919 | 2,114 | 641 | 7,683 | 2,967 | 324 | 29,409 |
| Occupational Therapist | **315** | 5,134 | 174 | 3,511 | 1,420 | 290 | 4,465 | 2,635 | 246 | 18,190 |
| Optometrist | **75** | 1,722 | 30 | 1,020 | 273 | 82 | 1,320 | 417 | 175 | 5,114 |
| Osteopath | **33** | 569 | 4 | 194 | 37 | 42 | 1,087 | 61 | 44 | 2,071 |
| Pharmacist | **498** | 9,311 | 215 | 5,775 | 2,103 | 716 | 7,313 | 3,157 | 663 | 29,751 |
| Physiotherapist | **547** | 8,295 | 166 | 5,291 | 2,309 | 447 | 7,049 | 3,494 | 1,164 | 28,762 |
| Podiatrist | **61** | 1,202 | 22 | 769 | 428 | 104 | 1,472 | 454 | 64 | 4,576 |
| Psychologist | **858** | 10,959 | 225 | 5,845 | 1,631 | 570 | 8,939 | 3,504 | 560 | 33,091 |
| Total | 11,016 | 186,408 | 6,753 | 123,547 | 52,325 | 13,831 | 165,517 | 66,500 | 16,530 | 642,427 |

Note:

Registered health practitioners must nominate their principal place of practice in Australia, known as their PPP. This information appears in the online register. Practitioners who do not have a PPP have typically maintained their registration in Australia but are not currently in Australia.

Applications for registration

People who are becoming registered for the first time in Australia, or those who are re-registering after a period of absence, must make an application for registration and demonstrate that they meet the requirements. AHPRA is able to approve registration on behalf of the National Boards if the applications are straightforward.

If the applications are complex, they go to the appropriate National Board delegate for consideration.

Table 2 shows the number of new applications for registration finalised in the latest quarter, by profession.

There are a number of possible outcomes for a health practitioner applying for registration. Applicants can have their applications approved, or refused. Applicants can be registered, but in a type of registration different to that which they applied for. They can also have their application approved with conditions – for example, some practitioners will be required to practise under supervision for an initial period. In some cases, applicants withdraw their application.

Table 3 shows the outcome of new applications finalised in the latest quarter.

**Table 2: Applications for registration finalised, by profession**

|  |  |  |  |
| --- | --- | --- | --- |
| Profession | ACT | National(incl NSW) | % of national  |
| Aboriginal and Torres Strait Islander Health Practitioner |  | **103** | 0% |
| Chinese Medicine Practitioner | 3 | **411** | 1% |
| Chiropractor | 1 | **171** | 1% |
| Dental Practitioner | 10 | **886** | 1% |
| Medical Practitioner | 104 | **5,561** | 2% |
| Medical Radiation Practitioner | 14 | **770** | 2% |
| Midwife | 8 | **511** | 2% |
| Nurse | 125 | **8,053** | 2% |
| Occupational Therapist | 7 | **1,137** | 1% |
| Optometrist | 2 | **152** | 1% |
| Osteopath |  | **90** | 0% |
| Pharmacist | 20 | **1,492** | 1% |
| Physiotherapist | 11 | **1,194** | 1% |
| Podiatrist |  | **206** | 0% |
| Psychologist | 19 | **896** | 2% |
| Total | 324 | 21,633 | 1% |

**Table 3: Applications for registration finalised, by outcome**

|  |  |  |  |
| --- | --- | --- | --- |
| Outcome | ACT | National(incl NSW) | % of national  |
| Register | 284 | **19,440** | 1% |
| Register with conditions | 10 | **480** | 2% |
| Register in a type other than applied for |  | **47** | 0% |
| Register in a type other than applied for with conditions |  | **32** | 0% |
| Refuse application | 8 | **706** | 1% |
| Withdrawn | 20 | **857** | 2% |
| Other | 2 | **71** | 3% |
| Total | 324 | 21,633 | 1% |

Notifications management

Anyone can make a complaint about a registered health practitioner’s [health, performance or conduct](http://www.ahpra.gov.au/Notifications/What-is-a-notification/What-can-notifications-be-about.aspx). This is called a ‘notification’ because AHPRA and the National Boards are ‘notified’ about concerns or complaints. Queensland is an exception – it uses the term ‘complaint’.

Notifications are made to AHPRA, which manages them to a certain point on behalf of the National Boards. Except in NSW where notifications are managed by the relevant Health Professional Council and the Health Care Complaints Commission.

Once a notification has been received we need to decide whether we can accept it. In order for us to be able to accept the notification, it must relate to a health practitioner or student registered by the Board and relate to a matter that is a ground for a notification. We will also consider whether it could also be made to a health complaints entity. When accepting a notification and in every other step of our processes, we consider whether there is a serious risk to the public that requires us to take interim action to protect the public. (This is known as immediate action in the National Law).

Then if the notification is found to be a matter that AHPRA and National Boards could deal with, we assess it and decide what we should do with it. Assessment can lead to a range of actions, including:

* a decision to take no further action
* a decision to caution the practitioner
* a decision to accept an undertaking from the practitioner
* a decision to impose conditions on the practitioner’s registration
* a decision to pass the notification to a health complaints entity.

The assessment can also result in a decision to take further actions, such as:

* further investigation of the matter
* a health assessment
* a performance assessment
* a referral to a panel
* a referral to a tribunal.

Volume of notifications

Table 4 shows the number of notifications received in the latest quarter, by profession.

Table 5 shows the number of notifications closed in the latest quarter, by profession.

**Table 4: Notifications received, by profession**

|  |  |  |  |
| --- | --- | --- | --- |
| Profession | ACT | National | % of national  |
| Aboriginal and Torres Strait Islander Health Practitioner |  | **1** | 0% |
| Chinese Medicine Practitioner |  | **3** | 0% |
| Chiropractor |  | **22** | 0% |
| Dental Practitioner | 1 | **133** | 1% |
| Medical Practitioner | 19 | **789** | 2% |
| Medical Radiation Practitioner |  | **10** | 0% |
| Midwife |  | **18** | 0% |
| Nurse | 5 | **324** | 2% |
| Occupational Therapist |  | **8** | 0% |
| Optometrist |  | **7** | 0% |
| Osteopath | 2 | **7** | 29% |
| Pharmacist | 3 | **78** | 4% |
| Physiotherapist | 1 | **15** | 7% |
| Podiatrist |  | **10** | 0% |
| Psychologist | 6 | **82** | 7% |
| Yet to be coded\* |  | **11** | 0% |
| Total | 37 | 1,518 | 2% |

Note:
\*This report provides a snapshot of a point in time. Details of the notification may not have been entered into the system or were not available at that time.

**Table 5: Notifications closed, by profession**

|  |  |  |  |
| --- | --- | --- | --- |
| Profession | ACT | National | % of national  |
| Aboriginal and Torres Strait Islander Health Practitioner |  | **2** | 0% |
| Chinese Medicine Practitioner |  | **4** | 0% |
| Chiropractor |  | **8** | 0% |
| Dental Practitioner | 5 | **97** | 5% |
| Medical Practitioner | 24 | **568** | 4% |
| Medical Radiation Practitioner |  | **6** | 0% |
| Midwife | 1 | **17** | 6% |
| Nurse | 7 | **233** | 3% |
| Occupational Therapist |  | **3** | 0% |
| Optometrist |  | **3** | 0% |
| Osteopath |  | **2** | 0% |
| Pharmacist | 3 | **78** | 4% |
| Physiotherapist |  | **11** | 0% |
| Podiatrist |  | **4** | 0% |
| Psychologist | 4 | **75** | 5% |
| Yet to be coded\* |  | **7** | 0% |
| Total | 44 | 1,118 | 4% |

Note:
\* This report provides a snapshot of a point in time. Details of the notification may not have been entered into the system or were not available at that time.

At any time, there are notifications at different stages. Table 6 shows the number of open notifications at each stage of the process, as at the end of the latest quarter.

AHPRA aims to reduce the number of notifications open over time. Table 7 shows the change in the number of open notifications over the latest quarter.

**Table 6: Stage of open notifications at the end of the latest quarter**

|  |  |  |  |
| --- | --- | --- | --- |
| Stage | ACT | National | % of national  |
| Assessment | 33 | **1,120** | 3% |
| Investigation | 67 | **1,750** | 4% |
| Health assessment | 9 | **184** | 5% |
| Performance assessment | 2 | **68** | 3% |
| Referred to a Panel | 3 | **68** | 4% |
| Referred to a Tribunal | 11 | **297** | 4% |
| Total | 125 | 3,487 | 4% |

**Table 7: Change in open notifications, by number and percentage**

|  |  |  |
| --- | --- | --- |
| Status | ACT | National  |
| Open at start of quarter | 131 | **3,087** |
| Received  | 37 | **1,518** |
| Closed | 44 | **1,118** |
| Open at end of quarter | 125 | **3,487** |
| Change (no.) | **6** | **400** |
| Change (%) | 5% | 13% |

Note: Where a practitioner changes their PPP during the reporting period, this is not reported as a closure.

Interim actions

Notifications identify concerns about a practitioner. From the time that we first receive a notification, we evaluate the types and magnitude of risks that a practitioner might pose to the public. This has a significant influence on how we manage the notification.

If a notification discloses a serious risk to the public, National Boards have the power to take interim action (this is known as immediate action in the National Law). They follow the principles of natural justice by informing the health practitioner, who has the opportunity to make submissions to the National Board.

Nevertheless, these interim actions can occur with or without the cooperation of the health practitioner. They can take place at any time once the notification has been received. They do not end the matter – they protect the public while the orderly process of managing the notification continues.

National Boards can:

* accept an undertaking by the health practitioner
* impose conditions on the health practitioner’s registration
* suspend the registration of the health practitioner pending further investigation
* accept the surrender of registration by the health practitioner.

Changes to registration as a result of interim action are published to the online register of practitioners.

Table 8 shows the outcome of interim actions taken by National Boards in the latest quarter.

Table 9 shows the median time taken for such actions. Median time is the measure used to allow international comparisons.

**Table 8: Interim actions taken, by outcome**

|  |  |  |  |
| --- | --- | --- | --- |
| Outcome | ACT | National | % of national  |
| Board accepts undertaking by the practitioner |  | **10** | 0% |
| Board imposes conditions on practitioner’s registration | 2 | **48** | 4% |
| Board suspends practitioner | 1 | **11** | 9% |
| Practitioner surrenders registration |  |  | - |
| Total | 3 | 69 | 4% |

**Table 9: Interim actions taken, by time frame**

|  |  |  |
| --- | --- | --- |
| Time frame | ACT | National |
| Median days | 21 | 8 |

Note:
Median time is calculated from the time that AHPRA identifies information that suggests interim action might be necessary. It ends when the National Board decides to take interim action, having first allowed the practitioner a reasonable time to show cause as to why the proposed action is or is not necessary.

Acceptance

When accepting a notification, AHPRA appraises:

* whether or not the notification relates to a person who is a health practitioner or a student registered by the Board
* whether or not the notification relates to a matter that is a ground for notification, and
* whether or not the notification could also be made to a health complaints entity.

If the notification isn’t about a registered health practitioner, or doesn’t relate to a ground for notification, then it can’t be accepted for management by AHPRA.

Table 10 shows the number of notifications which were accepted, by profession, in the latest quarter.

Table 11 shows how many notifications were accepted for management by AHPRA and how many were not accepted in the latest quarter.

**Table 10: Notifications considered for acceptance, by profession**

|  |  |  |  |
| --- | --- | --- | --- |
|  | ACT | National | % of national  |
| Aboriginal and Torres Strait Islander Health Practitioner |  | **1** | 0% |
| Chinese Medicine Practitioner |  | **4** | 0% |
| Chiropractor |  | **26** | 0% |
| Dental Practitioner | 1 | **156** | 1% |
| Medical Practitioner | 20 | **837** | 2% |
| Medical Radiation Practitioner |  | **10** | 0% |
| Midwife | 1 | **31** | 3% |
| Nurse | 5 | **354** | 1% |
| Occupational Therapist |  | **8** | 0% |
| Optometrist |  | **7** | 0% |
| Osteopath | 2 | **8** | 25% |
| Pharmacist | 3 | **86** | 3% |
| Physiotherapist | 1 | **24** | 4% |
| Podiatrist |  | **14** | 0% |
| Psychologist | 7 | **89** | 8% |
| Yet to be coded\* |  | **67** | 0% |
| Total | 40 | 1,722 | 2% |

**Table 11: Outcome of acceptance process**

|  |  |  |  |
| --- | --- | --- | --- |
| Outcome | ACT | National | % of national  |
| Accepted for management by AHPRA | 33 | **1,524** | 2% |
| Not accepted by AHPRA | 7 | **198** | 4% |
| Total | 40 | 1,722 | 2% |

Note:
This report provides a snapshot of a point in time. Details of the notification may not have been entered into the system or were not available at that time.

Assessment

AHPRA conducts an assessment to see if the concerns raised can be quickly and easily addressed. If not, it aims to make sure they are dealt with in the most effective way possible.

AHPRA may ask the person who made the notification for more information. It will usually send the health practitioner a copy of the notification and ask them to respond. This is not done if it would:

* prejudice an investigation
* place a person’s safety at risk, or
* place a person at risk of intimidation.

AHPRA then passes on all relevant information to the National Board so it can make a decision about what to do. National Boards have the power to:

* take no further action
* caution the practitioner
* accept an undertaking from the practitioner
* impose conditions on the practitioner’s registration
* refer the matter to another entity
* investigate the matter further
* require the practitioner to undergo a health or performance assessment
* refer the matter for hearing by a panel, or
* refer the matter for hearing by a tribunal.

Information about these potential outcomes is available at [www.ahpra.gov.au/Notifications/The-notifications-process/Possible-outcomes](http://www.ahpra.gov.au/Notifications/The-notifications-process/Possible-outcomes).

We aim to complete assessments within 60 days, but the process can take longer if a National Board proposes to caution the practitioner, impose conditions on a practitioner’s registration or accept an undertaking from a practitioner. In those circumstances, a final decision cannot be made until a practitioner has an opportunity to *show cause* as to why the National Board should or should not proceed with its proposal.

Table 12 shows the number of assessments completed, by profession.

Table 13 shows the timeliness of the completion of the assessment.

Table 14 shows the outcomes of the assessments completed.

Table 15 shows how long assessments that were open at the end of the latest quarter had been open.

**Table 12: Assessments completed, by profession**

|  |  |  |  |
| --- | --- | --- | --- |
| Profession | ACT | National | % of national  |
| Aboriginal and Torres Strait Islander Health Practitioner |  | **1** | 0% |
| Chinese Medicine Practitioner |  | **3** | 0% |
| Chiropractor |  | **16** | 0% |
| Dental Practitioner | 6 | **95** | 6% |
| Medical Practitioner | 25 | **553** | 5% |
| Medical Radiation Practitioner |  | **6** | 0% |
| Midwife | 3 | **25** | 12% |
| Nurse | 2 | **278** | 1% |
| Occupational Therapist |  | **9** | 0% |
| Optometrist |  | **4** | 0% |
| Osteopath |  | **4** | 0% |
| Pharmacist | 3 | **73** | 4% |
| Physiotherapist | 1 | **16** | 6% |
| Podiatrist |  | **7** | 0% |
| Psychologist | 5 | **72** | 7% |
| Not yet coded\* |  | **4** | 0% |
| Total | 45 | 1,166 | 4% |

Note:
\*This report provides a snapshot of a point in time. Details of the notification may not have been entered into the system or were not available at that time.

**Table 13: Assessments completed, by time frame**

|  |  |  |  |
| --- | --- | --- | --- |
| Time frame | ACT | National | % of national  |
| Completed in < 60 days | 18 | **613** | 3% |
| Completed in > 60 days but < 90 days | 19 | **358** | 5% |
| Completed in > 90 days | 8 | **195** | 4% |
| Total | 45 | 1,166 | 4% |

**Table 14: Assessments completed, by outcome**

|  |  |  |  |
| --- | --- | --- | --- |
| Outcome | ACT | National | % of national  |
| Outcome of decision to close the notification |
| No further action  | 28 | **483** | 6% |
| Board cautions practitioner | 2 | **83** | 2% |
| Board accepts undertaking by the practitioner |  | **10** | 0% |
| Board imposes conditions on practitioner’s registration |  | **37** | 0% |
| Assessment to be done by healthcare complaints entity |  | **4** | 0% |
| Other |  | **16** | 0% |
| Outcome of decision to take the notification further |
| Investigation by AHPRA | 15 | **437** | 3% |
| Health or performance assessment |  | **74** | 0% |
| Referral to a panel |  | **6** | 0% |
| Referral to a tribunal |  | **1** | 0% |
| Other |  | **15** | 0% |
| Total | 45 | 1,166 | 4% |

**Table 15: Assessments open at the end of the latest quarter, by time frame**

|  |  |  |  |
| --- | --- | --- | --- |
| Time frame | ACT | National | % of national\*  |
| Open for < 60 days | 19 | **790** | 2% |
| Open for > 60 days but < 90 days | 6 | **171** | 4% |
| Open for > 90 days | 8 | **159** | 5% |
| Total | 33 | 1,120 | 3% |

Investigation

A National Board may decide to investigate a health practitioner or student if it receives a notification or for any other reason believes that:

* the practitioner or student has, or may have, an impairment
* the way the practitioner practises is, or may be, unsatisfactory
* the practitioner’s conduct is, or may be, unsatisfactory.

Not every notification lodged is investigated, and not every investigation arises from a notification. A National Board has the power to initiate an investigation without a notification. It might do this when it becomes concerned about a practitioner through information that is in the public domain, or when information about a practitioner is revealed in an investigation about another practitioner.

A National Board may also conduct an investigation to ensure that a practitioner or student is complying with conditions imposed on their registration or an undertaking given by the practitioner or student to the Board.

After an investigation, a National Board may decide to:

* take no further action
* caution the practitioner
* accept an undertaking from the practitioner
* impose conditions on the practitioner’s registration
* refer the matter to another entity
* require the practitioner to undergo a health or performance assessment
* refer the matter for hearing by a panel, or
* refer the matter for hearing by a tribunal.

We aim to complete investigations in under six months. But sometimes gathering the information needed to complete the investigation is complex, and the investigation takes longer. All investigations are reviewed at six, nine and 12 months to make sure that the information we are gathering is necessary to resolve the investigation.

Table 16 shows the number of the investigations completed in the latest quarter, by profession.

Table 17 shows the timeliness of those completed investigations.

Table 18 shows the outcomes of the investigations completed in the latest quarter.

Table 19 shows how long investigations that were open at the end of the latest quarter had been open.

**Table 16: Investigations completed, by profession**

|  |  |  |  |
| --- | --- | --- | --- |
| Profession | ACT | National | % of national  |
| Aboriginal and Torres Strait Islander Health Practitioner |  | **1** | 0% |
| Chinese Medicine Practitioner |  | **1** | 0% |
| Chiropractor |  | **5** | 0% |
| Dental Practitioner |  | **37** | 0% |
| Medical Practitioner | 6 | **185** | 3% |
| Medical Radiation Practitioner |  | **4** | 0% |
| Midwife |  | **4** | 0% |
| Nurse | 1 | **80** | 1% |
| Occupational Therapist |  |  | - |
| Optometrist |  | **1** | 0% |
| Osteopath |  |  | - |
| Pharmacist |  | **22** | 0% |
| Physiotherapist |  | **3** | 0% |
| Podiatrist |  | **1** | 0% |
| Psychologist |  | **26** | 0% |
| Not yet coded\* |  | **2** | 0% |
| Total | 7 | 372 | 2% |

Note:
\*This report provides a snapshot of a point in time. Details of the notification may not have been entered into the system or were not available at that time.

**Table 17: Investigations completed, by time frame**

|  |  |  |  |
| --- | --- | --- | --- |
| Time frame | ACT | National | % of national  |
| Completed in < 6 months | 1 | **121** | 1% |
| Completed in > 6 months but < 12 months | 4 | **117** | 3% |
| Completed in > 12 months but < 18 months | 1 | **64** | 2% |
| Completed in > 18 months | 1 | **70** | 1% |
| Total | 7 | 372 | 2% |

**Table 18: Investigations completed, by outcome**

|  |  |  |  |
| --- | --- | --- | --- |
| Outcome | ACT | National | % of national  |
| Outcome of decision to close the notification |
| No further action  | 4 | **178** | 2% |
| Board cautions practitioner |  | **58** | 0% |
| Board accepts undertaking by the practitioner |  | **22** | 0% |
| Board imposes conditions on practitioner’s registration |  | **42** | 0% |
| Other |  |  | 2% |
| Outcome of decision to take the notification further |
| Health or performance assessment | 1 | **24** | 4% |
| Referral to a panel | 2 | **24** | 8% |
| Referral to a tribunal |  | **20** | 0% |
| Other |  | **4** | 0% |
| Total | 7 | 372 | 2% |

**Table 19: Investigations open at the end of the latest quarter, by time frame**

|  |  |  |  |
| --- | --- | --- | --- |
| Time frame | ACT | National | % of national  |
| Open for < 6 months | 41 | **876** | 5% |
| Open for > 6 months but < 12 months | 24 | **454** | 5% |
| Open for > 12 months but < 18 months | 1 | **237** | < 1% |
| Open for > 18 months | 1 | **183** | 1% |
| Total | 67 | 1,750 | 4% |

Note:

Interim action may be taken at any time during the notifications process, including the investigation stage, to protect the public from a practitioner who poses a serious risk to the public.

Health assessment

A National Board may require a health practitioner or student to undergo a health assessment if it believes that the practitioner or student has or may have an impairment that affects their capacity to practise.

The results of the health assessment are discussed with the health practitioner. This allows an honest discussion of any adverse findings, and ways to deal with them. It also gives the health practitioner the chance to discuss any recommendations made by the assessor.

After a health assessment, a National Board may decide to:

* take no further action
* caution the practitioner
* accept an undertaking from the practitioner
* impose conditions on the practitioner’s registration
* refer the matter to another entity
* investigate the matter further
* require the practitioner to undergo a performance assessment
* refer the matter for hearing by a panel, or
* refer the matter for hearing by a tribunal.

Table 20 shows the number of health assessments completed in the latest quarter, by profession.

Table 21 shows the timeliness of those health assessments completed.

Table 22 shows the outcomes of the health assessments completed in the latest quarter.

Table 23 shows the timeliness of those health assessments open at the end of the latest quarter.

**Table 20: Health assessments completed, by profession**

|  |  |  |  |
| --- | --- | --- | --- |
| Profession | ACT | National | % of national  |
| Aboriginal and Torres Strait Islander Health Practitioner |  |  | - |
| Chinese Medicine Practitioner |  |  | - |
| Chiropractor |  | **1** | 0% |
| Dental Practitioner |  | **1** | 0% |
| Medical Practitioner | 1 | **27** | 4% |
| Medical Radiation Practitioner |  |  | - |
| Midwife |  |  | - |
| Nurse |  | **39** | 0% |
| Occupational Therapist |  |  | - |
| Optometrist |  |  | - |
| Osteopath |  |  | - |
| Pharmacist |  | **3** | 0% |
| Physiotherapist |  |  | - |
| Podiatrist |  |  | - |
| Psychologist |  | **5** | 0% |
| Not yet coded\* |  | **1** | 0% |
| Total | 1 | 77 | 1% |

Note:
\*This report provides a snapshot of a point in time. Details of the notification may not have been entered into the system or were not available at that time.

**Table 21: Health assessments completed, by time frame**

|  |  |  |  |
| --- | --- | --- | --- |
| Time frame | ACT | National | % of national  |
| Completed in < 6 months | 1 | **52** | 1% |
| Completed in > 6 months |  | **25** | 0% |
| Total | 1 | 77 | 1% |

**Table 22: Health assessments completed, by outcome**

|  |  |  |  |
| --- | --- | --- | --- |
| Outcome | ACT | National | % of national  |
| Outcome of decision to close the notification |
| No further action  | 1 | **37** | 3% |
| Board cautions practitioner |  | **2** | 0% |
| Board accepts undertaking by the practitioner |  | **15** | 0% |
| Board imposes conditions on practitioner’s registration |  | **14** | 0% |
| Other |  |  | - |
| Outcome of decision to take the notification further |
| Investigation by AHPRA |  | **7** | 0% |
| Referral to a panel |  |  | - |
| Referral to a tribunal |  |  | - |
| Other |  | **2** | 0% |
| Total | 1 | 77 | 1% |

**Table 23: Health assessments open at the end of the latest quarter, by time frame**

|  |  |  |  |
| --- | --- | --- | --- |
| Time frame | ACT | National | % of national  |
| Open for < 6 months | 5 | **134** | 4% |
| Open for > 6 months | 4 | **50** | 8% |
| Total | 9 | 184 | 5% |

Note:

Interim action may be taken at any time during the notifications process, including the health assessment stage, to protect the public from a practitioner who poses a serious risk to the public.

Performance assessment

A National Board may require a health practitioner to have a performance assessment if it believes that the way they practise is or may be unsatisfactory.

A performance assessment is an assessment of the knowledge, skill, judgement and care shown by a health practitioner in their work. It is carried out by one or more independent health practitioners who are not Board members.

The results of the performance assessment are discussed with the health practitioner. This allows an honest discussion of any adverse findings, and ways to deal with them. It also gives the health practitioner the chance to discuss any recommendations for upskilling, education, mentoring or supervision made by the assessor.

After a performance assessment, a National Board may decide to:

* take no further action
* caution the practitioner
* accept an undertaking from the practitioner
* impose conditions on the practitioner’s registration
* refer the matter to another entity
* investigate the matter further
* require the practitioner to undergo a health assessment
* refer the matter for hearing by a panel, or
* refer the matter for hearing by a tribunal.

Table 24 shows the number of performance assessments completed in the latest quarter, by profession.

Table 25 shows the timeliness of those performance assessments completed.

Table 26 shows the outcomes of the performance assessments completed in the latest quarter.

Table 27 shows the timeliness of those performance assessments open at the end of the latest quarter.

**Table 24: Performance assessments completed, by profession**

|  |  |  |  |
| --- | --- | --- | --- |
| Profession | ACT | National | % of national  |
| Aboriginal and Torres Strait Islander Health Practitioner |  |  | - |
| Chinese Medicine Practitioner |  |  | - |
| Chiropractor |  |  | - |
| Dental Practitioner |  |  | - |
| Medical Practitioner |  | **5** | 0% |
| Medical Radiation Practitioner |  |  | - |
| Midwife |  |  | - |
| Nurse |  | **8** | 0% |
| Occupational Therapist |  |  | - |
| Optometrist |  |  | - |
| Osteopath |  |  | - |
| Pharmacist |  |  | - |
| Physiotherapist |  | **2** | 0% |
| Podiatrist |  |  | - |
| Psychologist |  |  | - |
| Total | 0 | 15 | 0% |

**Table 25: Performance assessments completed, by time frame**

|  |  |  |  |
| --- | --- | --- | --- |
| Time frame | ACT | National  | % of national  |
| Completed in < 6 months |  | **4** | 0% |
| Completed in > 6 months |  | **11** | 0% |
| Total | 0 | 15 | 0% |

**Table 26: Performance assessments completed, by outcome**

|  |  |  |  |
| --- | --- | --- | --- |
| Outcome | ACT | National | % of national  |
| Outcome of decision to close the notification |
| No further action |  | **6** | 0% |
| Board cautions practitioner |  |  | - |
| Board accepts undertaking by the practitioner |  | **3** | 0% |
| Board imposes conditions on practitioner’s registration |  | **4** | 0% |
| Other |  |  | - |
| Outcome of decision to take the notification further |
| Investigation by AHPRA |  | **1** | 0% |
| Referral to a panel |  |  | - |
| Referral to a tribunal |  | **1** | 0% |
| Other |  |  | - |
| Total | 0 | 15 | 0% |

**Table 27: Performance assessments open at the end of the latest quarter, by time frame**

|  |  |  |  |
| --- | --- | --- | --- |
| Time frame | ACT | National  | % of national  |
| Open for < 6 months |  | **45** | 0% |
| Open for > 6 months | 2 | **23** | 9% |
| Total | 2 | 68 | 3% |

Note:

Interim action may be taken at any time during the notifications process, including the performance assessment stage, to protect the public from a practitioner who poses a serious risk to the public.

Panel hearing

A National Board can refer a matter to a health panel or a performance and professional standards panel.

A health panel is formed if a National Board believes that a health practitioner or student has, or may have, an impairment that impairs their ability to practise.

A performance and professional standards panel is formed if a National Board believes that the way a health practitioner practises is, or may be, unsatisfactory, or that the health practitioner’s professional conduct is, or may be, unsatisfactory.

The data presented below encompasses data about both health panels and performance and professional standards panels.

Table 28 shows the number of panel hearings completed in the last quarter, by profession.

Table 29 shows the timeliness of the panel hearings completed in the last quarter.

Table 30 shows the outcomes of panel hearings completed in the last quarter.

**Table 28: Panel hearings completed, by profession**

|  |  |  |  |
| --- | --- | --- | --- |
| Profession | ACT | National | % of national  |
| Aboriginal and Torres Strait Islander Health Practitioner |  |  | - |
| Chinese Medicine Practitioner |  |  | - |
| Chiropractor |  |  | - |
| Dental Practitioner |  | **1** | 0% |
| Medical Practitioner |  | **35** | 0% |
| Medical Radiation Practitioner |  |  | - |
| Midwife |  |  | - |
| Nurse | 2 | **8** | 25% |
| Occupational Therapist |  | **2** | 0% |
| Optometrist |  |  | - |
| Osteopath |  |  | - |
| Pharmacist |  | **8** | 0% |
| Physiotherapist |  |  | - |
| Podiatrist |  | **1** | 0% |
| Psychologist |  | **4** | 0% |
| Total | 2 | 59 | 3% |

**Table 29: Panel hearings completed, by time frame**

|  |  |  |  |
| --- | --- | --- | --- |
| Time frame | ACT | National  | % of national  |
| Completed in < 6 months | 1 | **38** | 3% |
| Completed in > 6 months | 1 | **21** | 5% |
| Total | 2 | 59 | 3% |

**Table 30: Panel hearings completed, by outcome**

|  |  |  |  |
| --- | --- | --- | --- |
| Outcome | ACT | National  | % of national  |
| Outcome of decision to close the notification |
| No further action |  | **7** | 0% |
| Referral to another body |  |  | - |
| Board cautions practitioner  | 2 | **12** | 17% |
| Reprimand  |  | **5** | 0% |
| Practitioner surrenders registration  |  |  | - |
| Board suspends practitioner |  |  | - |
| Board accepts undertaking by the practitioner |  | **1** | 0% |
| Board imposes conditions on practitioner’s registration |  | **25** | 0% |
| Other |  |  | - |
| Outcome of decision to take the notification further |
| Investigation by AHPRA |  | **1** | 0% |
| Health or performance assessment |  |  | - |
| Referral to a tribunal |  | **5** | 0% |
| Other |  | **3** | 0% |
| Total | 2 | 59 | 3% |

Tribunal hearing

A National Board can refer a matter to a tribunal for hearing. This happens only when the allegations involve the most serious unprofessional conduct, known as professional misconduct, and when a National Board believes suspension or cancellation of the practitioner’s registration may be warranted.

Each state and territory has its own tribunal.

**Table 31 Tribunals in each state and territory**

|  |  |
| --- | --- |
| State/territory | Tribunal |
| New South Wales | Civil and Administrative Tribunal |
| Australian Capital Territory | Civil and Administrative Tribunal |
| Northern Territory | Health Professional Review Tribunal |
| Queensland | Civil and Administrative Tribunal |
| South Australia | Health Practitioners Tribunal |
| Tasmania | Health Practitioners Tribunal |
| Victoria | Civil and Administrative Tribunal |
| Western Australia | State Administrative Tribunal |

Performance data is being developed.

Statutory offence management

It is illegal for anybody who is not a registered health practitioner to pretend to be, or to carry out clinical actions as if they were, a registered health practitioner.

It is illegal for health practitioners to advertise in certain ways, and it is illegal for anyone to incite or induce a health practitioner to act in an unprofessional way.

These sorts of offences are called ‘statutory offences’. AHPRA and the National Boards take complaints about statutory offences seriously, as they are responsible for making sure that only practitioners who have the skills and qualifications to provide care are registered to practise.

Table 31 shows the statutory offence matters completed in the latest quarter, by profession.

Table 32 shows the type of statutory offence matters completed during the latest quarter, by type.

Table 33 shows the outcomes of the statutory offence matters completed in the latest quarter.

Table 34 shows the number of statutory offences open at the end of the latest quarter.

**Table 31: Statutory offences completed, by profession**

|  |  |  |  |
| --- | --- | --- | --- |
| Profession | ACT | National(incl NSW) | % of national total |
| Aboriginal and Torres Strait Islander Health Practitioner |  |  | - |
| Chinese Medicine Practitioner |  | **1** | 0% |
| Chiropractor |  | **19** | 0% |
| Dental Practitioner | 1 | **29** | 3% |
| Medical Practitioner |  | **23** | 0% |
| Medical Radiation Practitioner |  | **1** | 0% |
| Midwife |  |  | - |
| Nurse |  | **5** | 0% |
| Occupational Therapist |  | **2** | 0% |
| Optometrist |  | **4** | 0% |
| Osteopath |  | **20** | 0% |
| Pharmacist |  | **1** | 0% |
| Physiotherapist |  | **7** | 0% |
| Podiatrist |  | **7** | 0% |
| Psychologist |  | **14** | 0% |
| No Profession |  | **13** | 0% |
| Total | 1 | 146 | 1% |

Note:

The designation ‘No Profession’ can include persons falsely
claiming to be a registered health practitioner.

**Table 32: Statutory offences completed, by type**

|  |  |  |  |
| --- | --- | --- | --- |
| Type | ACT | National(incl NSW) | % of national  |
| Falsely claiming to be a registered health practitioner |  | **43** | 0% |
| Carrying out acts that only a registered health practitioner should do |  | **4** | 0% |
| Breach of laws on advertising | 1 | **93** | 1% |
| Directing or inciting a health practitioner to act in an unprofessional way |  | **2** | 0% |
| Other offence |  | **4** | 0% |
| Total | 1 | 146 | 1% |

Note:

Other offence can relate to offences under schedules 5 and 6 of the National Law.

**Table 33: Statutory offences completed, by outcome**

|  |  |  |  |
| --- | --- | --- | --- |
| Outcome | ACT | National(incl NSW) | % of national  |
| Outcome where offence not prosecuted |
| Health practitioner complies with demand for action by Board |  | **36** | 0% |
| Referred for management as a notification |  |  | - |
| Board refers matter to another entity |  | **11** | 0% |
| No action taken | 1 | **98** | 1% |
| Outcome where offence prosecuted |
| Not guilty – acquitted |  |  | - |
| Guilty – no conviction, not fined  |  |  | - |
| Guilty – no conviction, fined |  |  | - |
| Guilty – conviction recorded, fined |  | **1** | 0% |
| Total | 1 | 146 | 1% |

**Table 34: Open statutory offences at the end of the latest quarter**

|  |  |  |  |
| --- | --- | --- | --- |
| Open | ACT | National(incl NSW) | % of national  |
| Total | 2 | 559 | < 1% |

Monitoring and compliance management

AHPRA monitors health practitioners and students with restrictions on their registration, or whose registration has been suspended or cancelled. This helps protect the public and manage risk to patients.

Our monitoring and compliance program ensures that we know which practitioners are complying with restrictions on their registration and which are not. It also confirms that the health practitioner or student whose registration has been suspended or cancelled is not practising their profession.

Restrictions can be placed on a practitioner’s registration through a number of different mechanisms, including for example as an outcome of a notification or an application for registration.

Each monitoring case created by AHPRA is assigned to one of five streams. Information about these streams in available at <http://www.ahpra.gov.au/Registration/Monitoring-and-compliance.aspx>.

Table 35 shows the monitoring cases open at the end of the latest quarter, by profession.

Table 36 shows the monitoring cases open at the end of the latest quarter, by monitoring stream.

Table 37 shows the monitoring cases open at the end of the latest quarter in the jurisdiction, by profession and stream

**Table 35: Monitoring cases open at the end of the latest quarter, by profession**

|  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Profession | ACT | NSW | NT | QLD | SA | TAS | Vic | WA | No PPP | National(incl NSW)  |
| Aboriginal and Torres Strait Islander Health Practitioner |  | 5 | 7 | 9 |  |  | 3 | 20 |  | 44 |
| Chinese Medicine Practitioner | **24** | 590 | 2 | 126 | 42 | 5 | 69 | 74 | 19 | 951 |
| Chiropractor | **1** | 9 |  | 10 | 7 | 1 | 15 | 10 | 2 | 55 |
| Dental Practitioner | **7** | 7 | 3 | 47 | 24 | 4 | 42 | 17 | 3 | 154 |
| Medical Practitioner | **33** | 441 | 26 | 379 | 169 | 30 | 348 | 223 | 17 | 1,666 |
| Medical Radiation Practitioner | **2** | 20 | 1 | 35 | 12 | 4 | 13 | 14 | 2 | 103 |
| Midwife | **6** | 30 | 3 | 25 | 5 | 2 | 21 | 28 | 11 | 131 |
| Nurse | **34** | 60 | 20 | 312 | 163 | 31 | 301 | 122 | 39 | 1,082 |
| Occupational Therapist |  | 8 |  | 16 | 5 | 2 | 7 | 10 | 2 | 50 |
| Optometrist |  | 1 |  | 2 |  |  | 6 | 3 | 1 | 13 |
| Osteopath |  | 2 |  | 1 | 1 |  | 7 | 1 |  | 12 |
| Pharmacist | **10** | 20 | 2 | 47 | 16 | 5 | 43 | 18 | 8 | 169 |
| Physiotherapist | **3** | 11 | 1 | 16 | 5 | 2 | 15 | 4 |  | 57 |
| Podiatrist |  | 3 |  | 4 | 4 |  | 7 |  |  | 18 |
| Psychologist | **13** | 5 | 1 | 40 | 10 | 8 | 42 | 20 | 1 | 140 |
| Never registered under National Law |  |  |  | 3 |  |  |  |  |  | 3 |
| Total | 133 | 1,212 | 66 | 1,072 | 463 | 94 | 939 | 564 | 105 | 4,648 |

Note:

1. Practitioners who do not have a PPP have typically maintained their registration in Australia but are not currently in Australia.
2. A monitoring case may be created as a result of the orders of a Tribunal. The person being monitored may not be registered and is being monitored to provide evidence as to whether or not they should be registered in the future.

**Table 36: Number of monitoring cases open at
the end of the latest quarter, by monitoring stream**

|  |  |  |  |
| --- | --- | --- | --- |
| Profession | ACT | National(incl NSW) | % of national total |
| Health | 33 | **706** | 5% |
| Performance | 27 | **560** | 5% |
| Conduct | 10 | **434** | 2% |
| Prohibited Practitioner / Student | 8 | **120** | 7% |
| Suitability / Eligibility | 55 | **2,828** | 2% |
| Total | 133 | 4,648 | 3% |

**Table 37: Number of ACT monitoring cases open at the end of the latest quarter, by monitoring stream and profession**

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| Profession | Health | Performance | Conduct | Prohibited Practitioner / Student | Suitability / Eligibility | ACT Total |
| Aboriginal and Torres Strait Islander Health Practitioner |  |  |  |  |  | - |
| Chinese Medicine Practitioner |  |  |  |  | 24 | 24 |
| Chiropractor |  |  | 1 |  |  | 1 |
| Dental Practitioner | 3 | 2 |  | 1 | 1 | 7 |
| Medical Practitioner | 12 | 8 | 4 | 2 | 7 | 33 |
| Medical Radiation Practitioner |  |  |  |  | 2 | 2 |
| Midwife |  | 4 |  |  | 2 | 6 |
| Nurse | 14 | 7 | 4 | 3 | 6 | 34 |
| Occupational Therapist |  |  |  |  |  | - |
| Optometrist |  |  |  |  |  | - |
| Osteopath |  |  |  |  |  | - |
| Pharmacist |  | 4 |  | 1 | 5 | 10 |
| Physiotherapist | 1 |  |  |  | 2 | 3 |
| Podiatrist |  |  |  |  |  | - |
| Psychologist | 3 | 2 | 1 | 1 | 6 | 13 |
| Total | 33 | 27 | 10 | 8 | 55 | 133 |

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