



Sunyana Sharma

Year of Call: 2006

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Disciplinary and Regulatory Proceedings

Professional Regulation

Sunyana Sharma has developed a strong practice in professional disciplinary regulation following a 6 month secondment as a case presenter at the Nursing and Midwifery Council ('NMC'). She appears regularly in the various healthcare tribunals which include the NMC, General Chiropractic Council ('GCC'), Health and Care Professions Council ('HCPC'), General Medical Council ('GMC'), General Optical Council ('GOC') and General Dental Council 'GDC' for substantive misconduct and health hearings, interim order applications and substantive order reviews. In addition, she is regularly instructed by nursing, care homes and GP Surgery's appealing CQC decisions before the First Tier Tribunal (Health, Education and Social Care Chamber).

Having developed an in depth and robust understanding of the 'fitness to practise' regime, she takes instruction in all professional disciplinary cases including doctors, osteopaths and other healthcare workers.

Recent cases

NMC v. RP (2018): Represented a nurse for a number of failings in which he was blamed for the death of the patient. Following the week's substantive hearing none of the allegations were found proved.

GMC v. x (2017)

Currently instructed to represent a Doctor for carrying out medical practise whilst not holding a licence to practise.

HCPC v. KC (2017)

Represented a social worker for receiving a caution for disclosing sexual photographs of his ex partner.

GOC v. AP (2016)

Represented an optician for over 50 misconduct allegations relating to the adequate sight testing, the fitting of contact lenses, record keeping and dishonesty.

NMC v. JN (2015)

Instructed to advise a registrant on an appeal to the High Court relating to a Substantive Order determination on dishonesty.

NMC v. PN (2015)

Represented the NMC at a misconduct substantive hearing in which the registrant was undertaking shift work when signed off sick and working excessive hours, including a continuous 37 hour shift.

GDC v. IK (2014)

Instructed to represent a dental technician for acting outside his scope of practice.

NMC v. KA-A (2014)

Successfully represented the NMC for a 9 day substantive misconduct hearing against two nurses for restraining a vulnerable dementia patient to a hospital bed with a bedsheet and cable ties.

NMC v. AA (2014)

Represented the NMC for dishonesty allegations against the Registrant who had produced and provided false references to an NHS Trust to obtain a Band 5 Nursing post. The five day substantive hearing resulted in the Nurse being struck off.

GCC v. X (2014)

Represented the GCC for a substantive order review hearing of a Chiropractor who had been convicted of acts of voyeurism.

GCC v. EJ (2013)

Successfully represented EJ in a four day substantive hearing for allegations of unacceptable professional conduct relating to a sexual relationship with a patient, confidentiality breaches and dishonesty.

GOC v. AP (2012)

Appeared on behalf of an optician who despite having failed to complete his pre-registration.

Secondments

Sunyana has undertaken the following secondments in the field of healthcare regulation:

- Ad Hoc secondment with the GCC to advise on cases (2016).
- Six month secondment as a case presenter to the NMC dealing with a variety of misconduct and lack of competence cases (NMC, 2013).
- Assisted the public and regulatory team on advising the Nursing and Midwifery Council ('NMC') on 'fitness to practise' cases under the NMC 'Code: Standards of conduct, performance and ethics for nurses and midwives', 'Standards for Medicines Management' and Guidance on 'Recordkeeping' for nurses and midwives (Blake Morgan, 2012 and Fieldfisher Waterhouse, 2011).

Recommendations

'She understands both sides of nursing and midwifery cases.'

Legal 500 2016/Professional Discipline and Regulatory Law (including police law) – Leading juniors

Academic qualifications

- LLB Law (Hons), London School of Economics
- LLM Public International Law (Merit), London School of Economics
- Bar Vocational Course, BPP Law School, London (2006, very competent).
- Jessup International Mooting Competition, (UK rounds) - Finalist, 2004 and Semi-Finalist, 2006

Professional qualifications & appointments

- Panel C list of Specialist Regulatory Advocates for The Health & Safety & Environmental Law Executive

Professional bodies

- Association of Regulatory and Disciplinary Lawyers (ARDL)
- Criminal Bar Association (CBA)

- Human Rights Lawyers' Association (HRLA)
- Constitutional and Administrative Law Bar Association (ALBA)
- Western Circuit