

**IN THE COURT OF APPEAL (CIVIL DIVISION)**

Case Number: C1/2018/0356

**ON APPEAL FROM THE HIGH COURT OF JUSTICE**  
**QUEEN'S BENCH DIVISION**  
**DIVISIONAL COURT**

**Gross LJ and Ouseley J** Neutral Citation Number: [2018] EWHC 76 (Admin)

**BETWEEN:**

**Hadiza BAWA-GARBA**

**Appellant**

**-and-**

**THE GENERAL MEDICAL COUNCIL**

**Respondent**

**-and-**

**THE BRITISH MEDICAL ASSOCIATION (1)**  
**THE PROFESSIONAL STANDARDS AUTHORITY FOR HEALTH**  
**AND SOCIAL CARE (2)**  
**THE BRITISH ASSOCIATION OF PHYSICIANS OF INDIAN ORIGIN**  
**(3)**

**Interveners**

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**ORDER**

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**BEFORE the Lord Chief Justice of England and Wales, the Master of the Rolls and Lady Justice Rafferty**

**UPON** hearing James Laddie QC and Sarah Hannett for the Appellant, Ivan Hare QC for the Respondent, Jenni Richards QC and Nadia Motraghi for the First Intervener and Fenella Morris QC for the Second Intervener

**AND UPON** reading the written submissions by Karon Monaghan QC on behalf of the Third Intervener

**AND UPON** the handing down on 13 August 2018 of a judgment

**IT IS ORDERED THAT:**

1. The appeal be allowed.

2. The order of the Divisional Court dated 25 January 2018 be set aside and the Appellant's name be restored to the Medical Register forthwith.
3. The matter be remitted to the Medical Practitioners Tribunal Service to arrange a hearing before a Medical Practitioners Tribunal at the earliest date possible to review whether it should take any further action in relation to the Appellant's suspension, the Appellant's suspension to remain in place until the conclusion of that review.
4. The Respondent shall pay the Appellant's costs to be the subject of detailed assessment if not agreed.
5. There shall be no order for costs in respect of the Interveners.

Dated **13 August 2018**