

## IN THE CARE TRIBUNAL

**BETWEEN:**

**SIOBHAN McATEER**

**Appellant**

**-and-**

**NORTHERN IRELAND SOCIAL CARE COUNCIL**

**Respondent:**

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In the matter of an appeal against the decision of the Conduct Committee of the Northern Ireland Social Care Council arising out of the Committee's meeting on the 12<sup>th</sup>, 13<sup>th</sup> and 14<sup>th</sup> January 2015 and its Notice of Decision dated the 20<sup>th</sup> January 2015, the Committee finding that the Applicant had committed misconduct and decided to make an Order for Removal of the Appellant's registration from the Registrar ("a Removal Order").

1. By way of an Appeal Application to the Care Tribunal dated the 17<sup>th</sup> February 2015, the Appellant, Siobhan McAteer, gave notice of her intention to appeal the decision of the Conduct Committee dated the 20<sup>th</sup> January 2015 on a number of grounds as set out in Section 5 of the Appeal document.
2. The Care Tribunal, reference NISCC/9/2014, acknowledged the Appellant's Appeal Application by correspondence of the 19<sup>th</sup> February 2015 addressed to Ms Siobhan McAteer, 40 Violet Hill Avenue, Newry, BT35 6DT.
3. The "Appeal Application" provided an email address of [siobhanmcaateer@live.co.uk](mailto:siobhanmcaateer@live.co.uk) with a postal address of 40 Violet Hill Avenue, Newry, BT35 6DT.
4. On the 20<sup>th</sup> March 2015 the Care Tribunal wrote to the Appellant and Respondent (care of Tughans Solicitors, 30 Victoria Street, Belfast) enquiring, under the provisions of the Rules, as to notification regarding witnesses, duration of hearing and time limits. This correspondence was sent to the Appellant's address at 40 Violet Hill Avenue, Newry but was returned to the Care Tribunal on the 15<sup>th</sup> June marked "Addressee Unknown". An alternative address had been provided and the Secretary of the Care Tribunal sent the same letter to 4 James Connolly Park, Newry, Co Down and also tried to contact the Appellant by way of her email address. There has been no reply to any of the correspondence or the emails.

5. Further correspondence was sent to the Appellant's address at 40 Violet Hill Avenue, Newry and further attempts were made to make contact by email, the last email being sent on the 31<sup>st</sup> March 2016. There has been no reply from the Appellant to any of the correspondence or the emails.
6. Acknowledging that the Appellant has not contacted the Care Tribunal either by post or email since the Appeal Application was received on the 20<sup>th</sup> January 2015 and despite various attempts by the Care Tribunal to contact her at her home address and her email address:

IT IS HEREBY ORDERED:

That the Appeal of Siobhan McAteer is struck out, the Respondents are to be notified and if there is no response relating to the issue of costs within ten days of the date hereof, then no Order as to costs will be made.

**STEPHEN G QUINN Q.C.**  
19<sup>th</sup> December 2016