

HEARING AID COUNCIL
PROCEEDINGS
Meeting of the
DISCIPLINARY COMMITTEE

Held at:
The Hearing Aid Council
70 St Mary Axe
London EC3A 8BD

On

Wednesday, 10 December 2008

PRESENT:

MR CHRISTOPHER HUGHES
(THE CHAIR)

Panel Members:

MR MIKE BISHOP
MR TONY CORCORAN
MR PETER ORMEROD
MR HUW VAUGHAN THOMAS

Legal Advisor:
MRS SIOBHAN GOODRICH

MR HYWEL JENKINS appeared on behalf of the Hearing Aid Council
MRS JANET HAWTHORNE assisted the counsel for the Hearing Aid Council

In the matter of:
MR G DANCEY

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1 THE CHAIR: This meeting of the Disciplinary Committee of the Hearing Aid Council
2 consists of Mr Tony Corcoran, Mr Peter Ormerod, Mr Mike Bishop, Mr Huw
3 Vaughan Thomas and myself, Chris Hughes, Chairman. We are sitting with Ms
4 Siobhan Goodrich as legal assessor. The Hearing Aid Council is represented by Mr
5 Hywel Jenkins, supported by Mrs Janet Hawthorne. In this application for costs,
6 the Hearing Aid Council as prosecutor is seeking costs against Mr Dancey, who, on
7 a previous occasion, admitted breach of the Code of Conduct of the Hearing Aid
8 Council. The Disciplinary Committee has been taken to a substantial body of
9 correspondence passing from the Hearing Aid Council to the respondent dispenser.
10 In that correspondence, there is ambiguity. As a result of that ambiguity, it is by no
11 means clear to the Disciplinary Committee that the respondent can fairly be made
12 responsible for the payment of costs in excess of the sum of £2,000. The
13 Disciplinary Committee has considered the costs in this matter and is satisfied that,
14 without that ambiguity, a sum substantially in excess of £2,000 would properly
15 have been recoverable. Accordingly, the Disciplinary Committee awards the sum
16 of £2,000 costs, and directs that it should be paid within six months.