

**BEFORE THE FITNESS TO PRACTISE COMMITTEE  
OF THE GENERAL OPTICAL COUNCIL**

**GENERAL OPTICAL COUNCIL**

**IO(07)01**

**AND**

**NAFTALI EVERARD BASTIEN (01-22033)**

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**DETERMINATION OF APPLICATION FOR AN INTERIM ORDER  
- 14 FEBRUARY 2007 -**

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The Fitness to Practise Committee considered an application for an Interim Order made by the Council and decided as follows:

“The application for an interim order, in this case, is based on allegations of deficient professional performance in three respects: (1) failure properly to interpret intra-ocular pressure measurements; (2) failure to detect to chronic open angle glaucoma; and (3) inadequate record keeping. As to the first two matters there is a conflict of evidence in relation to the narrative history and what amounts to proper professional practise which is difficult to resolve at this stage on the material before us. We cannot be satisfied that these matters establish such a risk that can only be dealt with by an interim order. Turning to inadequate record keeping, there is evidence of defects in the record card that we have seen and to some extent this was recognised by Mr Bastien in evidence. This has caused us concern, particularly as we have no other examples of his record keeping for purposes of comparison. That said, applying the criminal standard of proof we cannot be sure that there is such a risk as to require the imposition of an interim order for the protection of the public. The Council’s application is therefore refused.

**Chairman of the Committee: Corinna Kershaw**

Signed \_\_\_\_\_

Date 14 February 2007