



IN THE MATTER OF PART 6 OF THE PHARMACY ACT 2007

Ms Marianne Fitzgibbon MPSI (Reg. No. 6378)

Following the submission of a report of the Professional Conduct Committee (the “**Committee**”), the Council, at its meeting on 18 January 2018, decided to censure Ms Marianne Fitzgibbon MPSI in relation to the findings of professional misconduct and poor professional performance made by the Committee in its report, dated 8 January 2018, which are set out in Appendix 1 attached to this notice.

APPENDIX ONE: FINDINGS

That you, whilst you were engaged as a Registered Pharmacist and/or Superintendent Pharmacist and/or Supervising Pharmacist at Widdess Fitzgibbon Pharmacy Limited trading as Widdess Fitzgibbon Pharmacy Limited (the **Pharmacy**):

1. On one or more dates between 1 November 2014 and 6 December 2014 supplied and/or caused to be supplied and or permitted to be supplied one or more units of a veterinary medicinal product containing prescription only medicines viz. Bovaclox Milking Cow Intramammary Suspension and/or Bovaclox DC XTRA and/or Bovaclox DC Intramammary Suspension in circumstances where:
 - a. no prescription was used to authorise the supply; and/or
 - b. the manufacturer's label and/or the label applied by the product authorisation holder had been altered and/or removed and/or replaced with a label entitled "*The Eye and Ear Ointment*"; and/or
 - c. the product was being supplied as an ointment to treat eyes and/or ears contrary to the indication for which it was authorised; and/or

FINDING: PROFESSIONAL MISCONDUCT

2. Supplied and/or caused to be supplied and/or permitted to be supplied one or more of the veterinary prescription only medicinal products/animal remedies listed at Appendix A, otherwise than in accordance with a prescription in respect of one or more of the said supplies; and/or

FINDING: POOR PROFESSIONAL PERFORMANCE

3. Operated and/or permitted the operation of a system whereby you would identify and/or cause to be identified from time to time, for Mr A, registered veterinary practitioner, supplies of prescription only veterinary medicinal products/animal remedies which had been supplied from the Pharmacy in order that Mr A would provide to the Pharmacy prescriptions for these supplies after the supplies had taken place; and/or

FINDING: POOR PROFESSIONAL PERFORMANCE

4. On one or more dates between 1 November 2014 and 12 December 2014, failed to maintain a proper and/or accurate record of purchases and/or sales in respect of each incoming and/or outgoing transaction conducted by or on behalf of the Pharmacy; and/or

FINDING: POOR PROFESSIONAL PERFORMANCE