

Press Release

High Court to hear repeated GMC Whistleblowing Retaliation and Racism

Dr Shah Ali is a whistleblower from the University Hospitals Birmingham NHS Trust. He is set for a fourth High Court hearing involving two annual cases extraneous to the practice of medicine, given ongoing post-whistleblowing retribution and racism by the General Medical Council (GMC). The latest cases being appealed, the GMC publicly pre-directed erasure, then conducted another long hearing (5-month) of their private unregistered tribunal heard in public, after an ongoing 7-years of related suspension of the doctor they found to be competent.

Background: In 2014, Dr Ali raised serious concerns of the GMC and NHSE deanery Dr Andy Whallett and Dr Russel Smith, protecting serial killers of NHS patient deaths and, creating difficulties to cause annual suicide of doctors in Greater Birmingham (ongoing). Exhausting internal processes from NHS-Resolution (NCAS) advice, he contacted the coroner in 2017. The GMC retaliated, with investigations of him in 2017. Retaliation intensified after Patterson Inquiry contributions highlighted NHS deaths. The GMC then in 2019 paradoxically judged dishonesty in that Dr Ali in 2016, did not declare future GMC investigation in [sic] 2017. In 2020 GMC Professor Marx invited him to support the COVID-19 pandemic response but GMC Dr Marwick of the MPTS tribunal intervened, stole confidential records and constructed a self-complaint without referral. This was complicated by a Dangerous Driving Conviction.

Cases Appealed at the High Court:

1. **New Entrapment Over-disclosure:** After spiteful GMC postponements, a 3rd GMC panel considered an umpteenth self-complaint from GMC colleague Dr Sarah Marwick. Prosecuting Dr Ali after encouraging him to volunteer for a 'fictitious' COVID-19 call centre, then accused him of dishonesty in June 2020, despite over-disclosure of all GMC difficulties and conviction sentencing but not the irrelevant future [sic] July 2020 GMC investigation of conviction, with a 'statutory' Rule 5 letter. The GMC dismiss July 2020 notification/annual prosecutions, changing their conviction-investigation to March 2019 'prior' to conviction or charge, with retaliation by PC Nepaul 22209 as Dr Ali had complained to the IOPC. This GMC tribunal reveal PC 22209 was to be a late Crown Court witness, so the GMC in bad faith had refused disclosures, to ensure conviction.
2. **Review Dangerous Driving Conviction (2019):** The GMC panel re-prosecuted Dr Ali's conviction for admitting driving at 12mph in a 5mph zone but substituted with harm given dog-bite photograph whilst changing remediation requirements citing no-insight. Dr Ali claims the GMC multiple jeopardy abuse is overstepping regulatory remit for a fourth year, the increasing spiteful punishments can never-ever protect patients.

Details:

- For a GMC volunteering request, Dr Ali did not fill any application given difficulties but enquired and gave over a 100-pages of disclosure he believed were honest. The GMC considering their own complaint, also found this dishonest but refused to justify how.
- Dr Ali admits to a single badly worded sentence in an ad-hoc declaration
- He did delete-no, added a tick and bolden **"Yes"** to question "Are you currently subject to a fitness to practise investigation and/or proceedings of any nature by a regulatory or licensing body, which may have a bearing on your suitability for the position you are applying for?" Dr Ali provided extensive related GMC information; he was honest.
- Ms Natalie Burbidge of Nottingham University Hospitals, fabricated a statement of 5 applications, she distributed a fake HPAN notice not registered by NHS Resolution.
- GMC Assistant Registrar realistic prospect test assumed guilty given background/race.
- Please note GMC Fitness to Practice is irrelevant to DBS applications! There was no application of any kind as this was objectively proven the accusation was changed.
- Given multiple retaliatory complaints by PC Nepaul 22209, Disclosure Barring Service also conducted an investigation and closed their investigation with, no further action.
- Dr Marwick of the GMC and anti-whistleblowing group, had stolen information from NHS-Midlands thus reported to the Police. She was found to be deceitful of interviewing several doctors during the pandemic as she only spoke to Dr Ali as a supposed favour.

Dr Marwick stated this was for a few minutes; Dr Ali stated it was a couple of hours of detailed discussions and careers advice, which was then discussed with his NHS Employer and led to evolving changes to his paid NHS job role, a desk in a call centre.

- Dr Ali accepted the conviction; he has fully worked on remediation beyond what could be reasonably expected of him as he maintains his innocence. Where, during a heatwave, a drunk-driver attempted a prior head-on collision with Dr Ali's parked Mini in 2018. After a ~20-minute stand-off Dr Ali admitted to a jury he 'drove away' at about 12mph in first gear when the speed limit was 5mph. The other driver slipped running after Dr Ali and missing a kick to his car. When Dr Ali stopped and got out of his car, the other driver and his witness friends chased Dr Ali with vicious dangerous dogs.
- Dr Ali has fully complied with Court/probation services and was discharged! He also went beyond over-completing requirements set by the GMC, despite no minimum requirements. The GMC retrospectively change goal-posts and state remediation can never be enough if he maintains innocence. The GMC do not regulate driving and are aware they undermine both the Public Interest and HM Courts with **multiple-jeopardy**.
- Dr Ali claims the GMC's spiteful actions are racially motivated and designed to target Black and Asian doctors, labelling GMC-actions as "racist" and "fascist."

Institutional Racism Allegations:

- Like many doctors, multiple examples of systemic institutional racism were highlighted unchallenged by the racist GMC; live was GMC panel member Dr Marwick's dishonesty but treated differently. It was stated another all-White GMC Kangaroo panel will not act with honesty or justice, as unfairness to a doctor is paramount despite lip service. The panel evidently gave zero weight to every application and every defence submission.
- Part of the new case that was dropped, the GMC blackmailed a Crown Court probation officer whom stated Judge Bond was racist. Whilst the GMC years earlier 'actively' withheld Crown Court evidence that undermines the police-interviewer who changed evidence after observing the trial at the end of the hearing, to ensure Dr Ali's conviction.
- Despite suspension/erasure, Dr Ali had & continues to work in the NHS, with some of the most vulnerable in society. From national Civic organised elections, with the public confidence he represents ~200,000 UK doctors with a mandate: the GMC is unfit-for-purpose. The GMC, are upset with Dr Ali's wider actions; like highlighting abuse of GMC-commissioned Judge Hooper recommendations and GMC Charlie Massey's lies.
- The racist-GMC despite the Magna Carta annually judge their own complaints.

Additional Information:

- The GMC is accused of malicious non-compliance with legal statute. Thus, deliberate misuse of authority to instil fear among doctors, particularly targeting minority doctors.
- The medical profession does not self-regulate whilst annually democratically states no confidence in the GMC. The GMC thus cannot fulfil charitable purpose of standards.
- The GMC had conducted satisfactory Performance Assessments and found Dr Ali was Fit to Practice but arbitrarily in 2022 spitefully applied a suspension without hearing.
- In February 2024, the GMC provided an exclusive outcome to the BBC, which was published without fact-checking and, prior to the formal conclusion of the GMC kangaroo tribunal, further illustrating bias and poor conduct by GMC lawyers / staff.
- The GMC state regardless of full registration as Dr Ali is not practicing, the GMC COVID guidelines 'selectively' do not apply and that they cannot consider their 'entrapment.'

Conclusion: Dr Ali's case raises serious questions of GMC lawyers' ongoing abuse of Fitness to Practice processes and impact on the whole medical profession which lacks confidence and questions the GMC fitness for purpose. The GMC cannot set standards as the profession has no-confidence in the GMC. This High Court hearing aims to address GMC abuse of processes given statutory Rule 5 letter; prior public pre-direction to be unjust and unfair, Judge Hooper recommendations, re-highlight GMC-racism whilst, the purpose of punishments should be genuine patient protection not spiteful retribution post-whistleblowing to protect GMC associates. The GMC self-judgement of their own complaint is against natural justice. It is also not clear which case the erasure is applied to, thus not legally Meek-compliant. The GMC repeatedly demand 'Minority Report' premonition given race to abuse processes.