

Duty of Care in Sport – Making it Happen

27 April 2018

(FSEM UK and Bar Standards Board CPD Accreditation to be sought)

Chandos House, Queen Anne Street, London

0800 Registration, Refreshments and Commercial Exhibition

0850 Meeting Welcome

Professor Nicola Maffulli

Session 1: Team Physician Perspective

Chair: Dr Rod Jaques

0900 What are the key features of an effective duty of care in sport system?

Professor David Lavalley

0930 Working in a challenging system – what does it “feel” like?

Dr David Jones

1000 When the doctor takes the blame

Dr Charlotte Cowie

1030 Refreshments and Commercial Exhibition

Session 2: Success breeds success - but do DOC systems mature at the same pace?

Chair: Peter Keen CBE

1100 Lessons from a review process

Dr Rod Jaques

1130 When you are made aware of a welfare issue but are asked to maintain confidentiality

Dr Anita Biswas

1200 How do you balance DOC and Confidentiality, a legal perspective?

Kendrah Potts

1230 Roundtable Discussion

All speakers

1300 Lunch and Commercial Exhibition

Session 3: System wide changes - what's coming?

Chair: Baroness Tanni Grey-Thompson

1400 Maintaining the Integrity of the High-Performance System

John Donnelly

1430 The Ombudsman role – what does it do?

Professor Derek Fraser

1500 Is formal Grievance a useful weapon in the Sports Doctor's armoury? Examples

Mary O'Rourke QC

1530 Refreshments and Commercial Exhibition

Session 4: DOC in a team

Chair: Professor Nicola Maffulli

1600 What does the athlete want in the process?

Frances Houghton

1630 How should the MDT and sports science team work in a good DOC structure?

Dr Nick Peirce

1700 Looking at a contract and making it meet DOC standards

Mr Majid Hassan

1730 Roundtable Discussion

All speakers

1800 Meeting Close

Professor Nicola Maffulli

Meeting Organisers:

Professor Nicola Maffulli MD MS PhD FRCS (Orth) FRCP FFSEM

Professor of Musculoskeletal Surgery, Consultant Orthopaedic Surgeon, University of Salerno, Italy and Professor of Sports and Exercise Medicine, Consultant Trauma and Orthopaedic Surgeon, Mile End Hospital. Nicola's main clinical interests lie in the management of lower limb sports injuries and in paediatric musculoskeletal sports medicine. Special interests include Anterior Cruciate Ligament and Patellar and Achilles tendons. His main research interests are the histology and biology of overuse tendon injuries and the effects of intensive training in young and older athletes. A florid research programme is under way with international collaborators, focusing on orthopaedic genetics, outcome measures and randomized controlled trials in trauma and orthopaedics, and tissue engineering of tendons. Professor Maffulli has recently been awarded the Fellowship of the Royal College of Physicians.

Dr Rod Jaques FFSEM(UK)

Served as President of the Faculty of Sport and Exercise Medicine (UK) between 2012-15. Rod is Director of Medical Services at the English Institute of Sport (EIS) which provides medicine and sports science services to summer and winter Olympic athletes. He is based in the EIS South West Region at Bath University where many Olympic athletes train. He has attended the Atlanta, Sydney, Athens, Beijing and London Olympics with Team GB and the Kuala Lumpur and Manchester Commonwealth Games with the England Team. From 1989-2005 he was Medical Advisor to the British Triathlon Association. Rod lectures on many aspects of sports medicine and has published in the British Journal of Sports medicine and the Lancet. He was appointed to the British Olympic Medical Centre, London in 1998 – 2001 and joined the EIS in 2003. He also has a practice at Nuffield Health Cheltenham Hospital where he works in private practice with a multidisciplinary team.

Additional Meeting Chairs:

Baroness Tanni Grey-Thompson DBE

One of Britain's most successful Paralympic athletes. Tanni amassed a medal haul over 16 years and five Paralympic Games of 11 gold, 4 silver and a bronze, and added to that 5 gold, 4 silver and 3 bronze medals at World Championships. She was created a Cross bench life Peer in 2010 and works in areas including physical activity and sport, and Disability Rights. She is also Chair of ukactive, and Chancellor of Northumbria University. Tanni took part in her first Paralympics at Seoul in 1988, where she won a bronze medal in the 400m. In 1992 she claimed victory in the London Wheelchair Marathon, the first of six wins over her career and then went on to the Barcelona Paralympics, where she won four gold medals in the 100m, 200m, 400m and 800 metres and a silver in the 4x100m relay. It was at Barcelona that Tanni became the first woman to break the 60 second barrier for 400m. Tanni won the 800 metres gold in the 1996 Atlanta Paralympics along with three silver medals in the 100, 200 and 400 metres. At the 2000 Sydney Paralympics, Tanni returned won another four gold medals in the 100m, 200m, 400m and 800 metres. Her final Paralympic Games as an athlete was Athens 2004, where she won gold in the 100m and 400m taking her medal tally to 11 golds. Over her career, Tanni broke 30 World Records on the track. Tanni has continued to be involved in sport and physical activity. She is a Board Member of the London Marathon, the Sportsaid Foundation, the Duke of Edinburgh Awards and Join In. In addition to this she is also a Board Member of several organisations including Transport for London, the London Legacy Development Corporation and the London 2017 Organising Committee. In 2010 Tanni became an Independent Crossbench Peer in the House of Lords, taking the title Baroness Grey-Thompson of Eaglescliffe in the County of Durham. As a working peer Tanni uses her experience and knowledge during debates in the House and she has spoken on a range of issues including Disability Rights, Welfare Reform, and of course, Sport. Asked by the Minister of Sport to undertake a review of Duty of Care in Sport, her findings were published earlier this year and presented to the DCMS committee considering this area.

Peter Keen CBE

Director of Sport Advancement at Loughborough University. His career in high performance sport has encompassed strategic planning, team management, coaching, sport science and education. As Performance Director at UK Sport he designed and implemented the strategic funding and performance management system that resulted in the triumphant achievement of Team GB at the 2012 Olympic and Paralympic Games in London. Peter has attended seven Olympic Games and over 20 cycling championships as an official, and coached men and women to nine world records and gold medals at Olympic, World, Commonwealth and European Championships and over 50 national titles. He is widely credited as being the architect behind the dramatic rise in the profile and success of British Cycling as a result of his pioneering work between 1997 and 2003 establishing its high-performance programme at the Manchester Velodrome.

Meeting Speakers:

Dr Anita Biswas BMBS MRCGP FFSEM MSc (Sports Med)

Senior sport physician for the English Institute of Sport based at Bisham Abbey where she works as part of the Research and Innovation Athlete Health Team, with a focus on reducing the impact of injury and illness on performance in elite athletes. Anita has worked full time in Sports Medicine for 20 years having completed a Master's degree in Sports Medicine, a clinical fellowship in Sports Medicine and spent time working with the Military at the Defence Services Military Rehabilitation Centre at Headley Court. Anita has been part of the medical team at four Paralympic Games, including

twice as Chief Medical Officer for Paralympics GB, the commonwealth games in Manchester in 2002 and the London Olympics in 2012. She attended the Rio Olympics this year in her role as Chief Medical Officer for the British Sailing team.

Dr Charlotte Cowie FFSEM DipSEM, DipMSM

Charlotte has worked in private, elite and professional sports medicine for over 20 years. She has experience and a special interest in professional football, Olympic sports and general musculoskeletal problems. She also lectures at postgraduate level on low back pain, women in sport and rehabilitation of sporting injuries. Charlotte is an elected member of the council of the Faculty of Sport and Exercise Medicine and is chair of the Faculty's nominations committee. She works in a dual role, employed partly by Spire and partly by the Football Association to oversee the medical aspects of Perform at St George's Park. Her areas of interest include Sports injuries, Musculo-skeletal Medicine and Football Medicine.

Mr John Donnelly CBE

Head of Integrity, UK Sport has 36 years of military experience, predominantly operational (Northern Ireland, Far East, Balkans, Middle East, Africa and Afghanistan). John conducted training missions to African and South America countries on behalf of FCO. He has significant leadership and command experience, including Leadership of complex change programmes, developing leaders in high hazard environments, communication and influence at executive and national strategic level, strategic HR development and management.

Professor Derek Fraser BA MA (dist) PhD FRHistS

The Independent Football Ombudsman since the IFO was founded in 2008. He was Chairman of the predecessor body, The Independent Football Commission, for the whole of its existence from 2001 to 2008. Derek is a historian whose main field of expertise is Modern British History and he is best known for his book, *The Evolution of the British Welfare State*, the 5th edition of which was published in September 2017. He is Emeritus Professor of History at the University of Teesside, where he served as Vice-Chancellor and Chief Executive from 1992 to 2003. He was previously Professor of Modern History at UCLA and his other US appointments were as Andrew Mellon Distinguished Visiting Fellow at Franklin and Marshall College, Scholar in Residence at St Andrews College and Visiting Professor at University of Vermont and Stanford University.

Mr Majid Hassan LLB (Hons) MA (Medical Ethics and Law)

Partner in the Clinical Law team at Capsticks one of the leading healthcare law firms in the UK. Majid trained in the field of insurance litigation before specialising in medical law. He has represented doctors in civil courts, the Coronial courts and the GMC. He handles a range of medical malpractice claims for NHS bodies, the MDDUS, Lloyds insurance underwriters and private healthcare providers. He has successfully defended at trial high value spinal injury, orthopaedic and cancer claims and regularly handles complex emergency medicine, orthopaedic surgery, anaesthetic and obstetric cases including multi-party actions. In addition to his litigation work Majid has advised on various consent to treatment and mental capacity issues and has appeared as an advocate at inquests. Majid lectures to clients and national conferences on risk management and improving safety in medicine. He has obtained accreditation from the Institute of Risk Management and is involved in a number of patient safety research projects. Majid has a particular interest in sports and exercise medicine and has lectured and written widely on this topic. He has worked with a number of professional sports bodies looking at healthcare governance in the context of professional sport. He is recognised as a leader in his field by the independent legal directories Chambers and Legal 500.

Frances Houghton

The first British woman to be selected for 5 Olympic Games in rowing and the fifth in any sport for Great Britain. Frances started rowing aged 11 at school in Oxford and soon set her sights on getting to Sydney 2000, which she did, age 19, fully expecting this to be her only Olympic Games. She was so inspired by the experience, however, that on return from Sydney she vowed to pursue her dream of winning Olympic Gold and to compete in an unprecedented five Olympics. Although Frances never achieved her dream of becoming Olympic Champion, along the way she won three Olympic silver medals, 4 World Championships, and held two World Records before retiring at the age of 35. In Rio she was part of the first British Women's 8 ever to win an Olympic medal. Throughout her career Frances was acutely aware of the importance of mental health from a medical perspective, but also of mental wellbeing as a fundamental component of the ultimate performance.

Dr David Jones MB ChB FFSEM MRCOG Dip Sports Med

Consultant in Sports and Exercise Medicine and Lead Physician EIS Northwest. David has worked in elite sport for over 20 years and has worked in a wide range of sports at an elite level. Most of his career has been in Rugby Union but he now works mainly in Olympic and Paralympic Sport at EIS. Over the last few years he has worked to provide a mental health support service for funded UK athletes. David's original career was in white water canoeing but since then he has been involved recreationally in a range of sports including Ironman triathlons. He has now returned to kayaking on the sea including expeditions to Antarctica and solo trips closer to home.

Professor David Lavalley PFHEA

Joined Abertay University in Dundee in August 2017 as Professor of Duty of Care in Sport in the School of Social and Health Sciences. David's academic qualifications include a PhD in psychology from the University of Western Australia, a

Master's degree in counselling psychology from Harvard University and a Bachelor's degree in Philosophy from Boston College.

Mary O'Rourke QC

Highly-respected and sought-after specialist in professional discipline, clinical negligence and employment law. Mary is ranked for clinical negligence and professional discipline by Chambers & Partners and for professional discipline by the Legal 500. She also won Professional Discipline Junior of the Year in the Chambers & Partners Bar Awards 2008. She took silk in 2009 having been called to the bar in 1981. She was called to the bar in Northern Ireland in 2003 and is recognised as a Senior Counsel there. Mary is widely recognised as one of the leading silks in professional discipline. She undertook first case at the GMC in 1986 and has consistently been representing doctors before the GMC since then in every type of hearing and before every type of Panel or Committee. Mary is also active in cases involving the medical treatment of sporting injuries in an employment or disciplinary context, especially those involving complex statutory or regulatory issues or human rights issues. Mary has vast experience of public law (particularly judicial review) work relating to the NHS and healthcare profession regulators, including judicial reviews of a number of decisions by coroners, and of the GMC in the Baby P paediatrician case (Al Zayat). Mary has extensive experience of every type of clinical negligence claim, predominantly (but not exclusively) representing professional healthcare defendants. This includes both NHS Trusts and individual medical practitioners. She also has a busy employment law practice centred on advisory and advocacy within the medical and related professions, and also within the education sector. This includes representing NHS Trusts, doctors, dentists and others in tribunal or in the High Court in breach of contract, discrimination and many other types of case.

Dr Nicholas Peirce B Med Sci BMBS DRCOG MRCGP FRSIM FRACGP FFSEM

Chief Medical Officer for England and Wales cricket board and has been in post since 2007. Nick is also an NHS Consultant in Sport and Exercise Medicine at QMC, Nottingham, is Lead Sports Physician for Nottingham Forest FC. His post NHS has recently moved to the National Centre For SEM East Midlands. Originally trained in Family Medicine he moved into Sport and Exercise Medicine in 1995 and established a Consultant post in 2001 following an MSc in Sports Medicine, a 2 year Lectureship at Nottingham University and subsequently an overseas Sports Medicine Fellowship at the Australian Institute of Sport. He has worked extensively with all aspects of medical care for athletes including 7 years as Lead Physician for the English Institute of Sport at Loughborough University, CMO for GB World Class Canoeing Program 1997-2017, Great Britain Rowing, Team GB and for LTA Great Britain Davis Cup team 2001-2007 until moving to cricket full time. He has attended Sydney and Athens Olympics and Commonwealth Games. Awarded the British Association of Sports Medicine travelling scholarship in 1998 and with the ECB won the BMJ award for Sport and Exercise Medicine Team of the year in 2013.

He has been heavily involved in various aspects of healthcare development including the lead for Training Programs in the East Midlands, Council member for the Faculty for SEM and SAC and Chair of National Recruitment and Workforce planning for Sport and Exercise Medicine. Other activities include editorial Boards for BJSM and CJSM, ICC Medical Committee and active involvement in research and injury surveillance. He currently supervises 6 Phds at Loughborough, Birmingham and Oxford University looking at injury surveillance, osteoarthritis, biomechanics, spondylolysis, concussion and helmet design as well as research interests in bone development in athletes, metabolic medicine and diabetes and exercise.

Kendrah Potts

Barrister at 4 New Square specialising in commercial litigation and arbitration, including sports law. Kendrah was previously a solicitor for eleven years (at Freshfields (Associate), Onside Law (Partner) and Mishcon de Reya (Legal Director)) after gaining an MA in Law with French Law from Oxford University. In addition to commercial disputes, including professional negligence cases, she has significant experience of sports disputes, particularly in respect of sports supervisory review cases, duty of care issues, anti-doping and corruption. She was also Legal Counsel to the international commission set up by the Union Cycliste Internationale to investigate doping and allegations of corruption and mismanagement in cycling in 2014 and was the lead lawyer on anti-doping and integrity for the London 2012 Olympic and Paralympic Games. She also sits as an arbitrator.

The logo for MedEduCare features the company name in a white sans-serif font on a dark grey rectangular background. Below the text, there are three horizontal bars of color: a blue bar on the left, a pink bar in the middle, and a green bar on the right.

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