

Health and Medical Care Responsibility Board,

HSAN

National Board of Health and Welfare

106 30 STOCKHOLM

Reported professional

Licensed physician Lonut Poana (Appendix 1)

Place of work

Okänd

Case

Complaint to the Health and Medical Care Responsibility Board regarding revocation of license

Claim

The Health and Social Care Inspectorate (IVO) requests that the Health and Medical Care Responsibility Board revoke Lonut Poana's medical license.

Legal

Lonut Poana has systematically evaded IVO supervision and has thus proven himself to be clearly unsuitable to practice medicine. His license shall therefore be revoked in accordance with Chapter 3, Section 1, Paragraph 3 of the Patient Safety Act (2010:659), PSL.

Circumstances cited in support of the report

In February 2021, IVO received a letter from the National Board of Health and Welfare containing an attached letter from staff at Skåne University Hospital. The letter from the staff stated, among other things, that six medical colleagues who had worked with Lonut Poana considered that he lacked the knowledge and skills required for a Swedish medical license. (Appendix 2). Based on this information, IVO initiated the current supervisory investigation.

The IVO then began its investigation by asking Lonut Poana for his response to the letters in question. In October 2021, the IVO managed to contact Lonut Poana by email after he had emigrated to Romania (Appendix 3).

The IVO was thus able to initiate contact and send him the documentation explaining why the IVO had initiated supervision, as well as information that the IVO might use simplified service of process (Appendix 4).

Ionut Poeana replied to the letter on the same day with questions about his future actions (Appendix 5).

In January 2022, IVO received information from HSAN that Ionut Poeana had applied for the revocation of his medical license. HSAN also attached a copy of a letter to Ionut Poeana in which he was requested to supplement his application (Appendix 6).

In view of the above, IVO made a procedural decision to await HSAN's decision.

In September 2022, HSAN decided to reject Ionut Poeana's application to revoke his license (Appendix 7).

IVO resumed its investigation and, on September 20, 2022, requested that Ionut Poeana submit, among other things, the addresses of all the workplaces where he had been employed during the past three years (Appendix 8).

In October 2022, IVO received a letter from Ionut Poeana in which he provided the names of his employers for the past three years (Appendix 9).

On October 13, 2022, IVO reminded Ionut Poeana that IVO had requested complete address details for his workplaces (Appendix 10).

On November 18, 2022, IVO ordered Ionut Poeana to submit complete address details for his stated places of work. The order was served by simplified service and has become legally binding (Appendix 11).

On January 19, 2023, IVO submitted an application for the imposition of a fine because Ionut Poeana had not submitted the information in accordance with the order (Appendix 12).

The Administrative Court has not yet ruled on the matter.

On January 16, IVO again ordered Ionut Poeana to submit complete address details for his stated places of work. This order was also served by simplified service and has become legally binding (Appendix 13).

IVO has still not received the relevant information.

IVO's position

IVO notes that Ionut Poeana is aware that IVO has initiated a supervisory case and that he has been served with two orders to submit information, but has not subsequently cooperated with the supervision.

According to S Chapter 3, Section 1, Paragraph 3, the license to practice a profession within healthcare shall be revoked if the licensee has otherwise proven to be manifestly unsuitable to practice the profession. According to the preparatory work (Prop. 2009/2010:210 p. 233), a person who systematically evades the supervision of the IVO (National Board of Health and Welfare) may be considered manifestly unsuitable to practice the profession.

The IVO considers that Lonut Poeana has systematically evaded the IVO's supervision and that his license should therefore be revoked.

The decision in this case was made by department head Peder Carlsson. Inspector Lena Åkesson and department lawyer Sven Lewin participated in the final proceedings. Inspector Niklas Johanson served as rapporteur.

The decision has been approved electronically by Peder Carlsson and entered into IVCT's case management system.

Attachments:

1. Contact details and extracts from the National Board of Health and Welfare's register of licensed personnel.
2. Letters received by IVO regarding suspected professional misconduct.
3. Email contact from Lonut Poeana.
4. IVO notifies of supervisory matter and information about simplified service of process.
5. Email reply from Lonut Poeana to the notification email.
6. Letter from HSAN stating that Lonut Poeana has applied for revocation of his license.
7. HSAN decision to reject the application.
 - s Email stating that IVO has resumed its investigation and requesting information.
9. Incomplete email response to IVO's request.
10. Email reminder regarding requested information.
11. Order 1 regarding requested information and control message.
12. Application for imposition of a fine.
13. Order 2 regarding requested information and control message.