

Summary

The information presented covers the current caseload of the Counter Fraud Team.

Cases being actively investigated by the Counter Fraud Team are listed in the [Open Cases](#) table.

Cases in which Counter Fraud Team have concluded their investigation but have third party involvement, such as ongoing internal investigation or investigation by professional body, are listed within the [Pending Cases](#) table. These cases remain open on the Counter Fraud Case Management system only for the purposes of recording these outcomes for intelligence purposes.

As cases are closed on the Counter Fraud Case Management system a separate table for [Closed Cases](#) will be presented to the Committee to allow review of final outcome of cases.

Case Status

**Cases Under
Investigation**

7

**Cases Pending 3rd
Party Outcome**

10

Cases Closed 2020/21

9

Case Rates

**Referrals Received
2020/21**

7

**Cases Under Investigation for
Over 12 Months**

4

Sanctions/Outcomes

Criminal Sanctions

1

**Civil Sanctions (Inc.
Financial Recovery)**

2

Disciplinary Sanctions

2

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Open Cases			
Reference Number	Date Opened	Allegation	Status
WARO/19/00050	25/04/2019	Alleged false representations made in respect of the completion and presentation of prescriptions.	Case originally investigated by South Wales Police, but subsequently passed to the LCFS to progress. Investigation currently ongoing, with input and support from CFS Wales. Interviews have been held with one subject, the other subject in case however has suffered from poor health delaying enquiry. A file is to be prepared and submitted to CPS for charging advice.
WARO/20/00038	24/03/2020	Alleged to be undertaking alternative employment whilst on sick leave without appropriate authority.	Enquiries are ongoing – awaiting reopening of business alleged secondary working occurred at in order to make enquiries. Business has been closed throughout Covid period.
WARO/20/00041	02/04/2020	Alleged submission of false or misleading information relating to the completion of attendance and time keeping records.	Investigations have found this to be an isolated incident which resulted in no loss to the Health Board. A letter will be issued to the subject to remind of importance of completing timesheets and paperwork accurately. Nurse Bank Office have been updated to balance the invoice with Agency.
WARO/20/00082	02/09/2020	Alleged overpayment of salary	Enquiries are ongoing. Interview under caution is being planned with subject.
WARO/20/00084	11/09/2020	Alleged overpayment of salary	Gaining insight to movement/spending of monies from financial investigator. Interview under caution to be considered dependant on findings from financial enquiries.

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Open Cases			
Reference Number	Date Opened	Allegation	Status
WARO/20/00100	14/10/2020	Alleged overpayment of salary	Subject ceased employment but continued to receive wages for 30hrs/week for a period of 7 months total overpaid amount is £13,194.29. Evidence being collated – LCFS has established that subject contacted Payroll in July. Financial investigation support has shown money is in bank account. The LCFS has spoken to the subject and an agreement has been reached to recover full amount in one payment.
WARO/20/00106	11/11/2020	Prescription fraud	Intelligence received that patient is obtaining controlled drugs via NHS prescriptions and selling those drugs to others. Potential prescription fraud apparent but supply of drugs should take precedence and Police referral has been made.

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Pending Closure			
Reference Number	Date Opened	Allegation	Status
WARO/17/00114	08/06/2017	Alleged submission of false or misleading overtime claims	<p>Criminal investigations into this matter concluded in August 2019. The CPS concluded that there was insufficient evidence of the required standard to progress to prosecution.</p> <p>Internal disciplinary and NMC investigations remain ongoing. The LCFS continue to support both of these processes as required.</p> <p>This case will remain open until the above investigations have been concluded.</p>
WARO/17/00162	19/10/2017	Alleged to be undertaking alternative employment whilst on sick leave without appropriate authority.	<p>Criminal investigations into this matter concluded in November 2019. There was insufficient evidence of the required standard to progress to prosecution.</p> <p>Following a Nursing & Midwifery Council Fitness to Practice Committee meeting on 7th May 2020, the subject's Interim Suspension Order remains in place.</p> <p>In addition, the matter has been referred for consideration under the Health Board's Disciplinary Policy. The LCFS continue to support these processes as required.</p>

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Pending Closure			
Reference Number	Date Opened	Allegation	Status
WARO/18/00055	06/12/2017	Alleged false representations made in respect of the completion and presentation of prescriptions.	<p>Criminal investigations into this matter concluded in February 2020, whereupon the subject entered a guilty plea to a charge of fraud by abuse of position and received a suspended sentence and unpaid work order.</p> <p>All financial losses to the Health Board have been recovered.</p> <p>GMC investigations remain ongoing. Interim conditions have been put in place. The LCFS continue to support this process as required.</p>
WARO/19/00090	24/07/2019	Alleged submission of false or misleading information on a job application form.	<p>Investigation concluded. Due to the subject's mental health issues and the lack of available evidence for continuity purposes CPS deemed the case not fit for prosecution and advised civil recovery only. Invoice raised recovery of salary obtained by use of false documentation during application process. Gross £2442.21, Net £2015.60 to be recovered. Case to be closed once repayment agreed.</p>
WARO/19/00091	16/05/2019	Alleged submission of false or misleading information in respect of hospital travel cost claims	<p>Enquiries have established that provable loss is £105. Police National Computer checks showed warning markers for subject of suffering mental health issues including suicidal. Assessed as not in public interest to proceed with criminal case and loss to be pursued as civil recovery only. Process of recovery underway.</p>

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Pending Closure			
Reference Number	Date Opened	Allegation	Status
WARO/19/00138	23/10/2019	Alleged false representations made in respect of the completion and presentation of prescriptions.	Second court hearing for the case took place on 25/09/20 at Merthyr Magistrates Court, currently awaiting outcome result from South Wales Police.
WARO/19/00093	12/08/2019	Alleged theft of a salary overpayment	<p>Criminal investigations into this matter concluded in November 2019. There was insufficient evidence of the required standard to progress to prosecution, or to be considered for disciplinary action.</p> <p>The above notwithstanding, overpayments have been identified in respect of salary received after termination.</p> <p>Finance Department colleagues are currently liaising with the subject in order to agree a repayment plan.</p> <p>This case will remain open until the above recoveries have been completed.</p>
WARO/20/00021	03/02/2020	Alleged theft of a salary overpayment	Interview under caution has been undertaken. Subject presented evidence of delayed attempts to enquire about overpayment with Health Board. Subject offered full repayment of the overpaid amount at interview and gave bank authority to verify ability to repay amount. Repayment being arranged.
WARO/20/00032	24/01/2020	Alleged theft of petty cash.	<p>South wales Police deemed insufficient evidence to proceed with any criminal action.</p> <p>An internal investigation is ongoing with the continued support of the LCFS.</p>

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Pending Closure			
Reference Number	Date Opened	Allegation	Status
WARO/20/00033	02/10/2019	Alleged to be undertaking alternative employment whilst on sick leave without appropriate authority.	Investigations found insufficient evidence of the required standard to pursue criminal action in respect of this matter. Intended that overpaid amount to be pursued on civil basis. The LCFS has had difficulty in obtaining an overpayment calculation from Payroll with enquiries, including escalation, proving fruitless since June 2020. Calculation required to raise invoice for matter to proceed to recovery.

Closed Cases			
Reference Number	Date Opened	Allegation	Outcome
WARO/14/00055	14/04/2014	Alleged submission of false or misleading claims in respect of travel expenses	No Fraud Act offences have been established following investigation. The LCFS did establish that £634.65 of non-fraud losses had been incurred by the Health Board and this has been passed to Finance to conclude with offset needed against money owed to subject by the Health Board.
WARO/19/00065	28/05/2019	Alleged false representations made in respect of the completion and presentation of prescriptions.	Conditional Caution administered 04/09/20; both costs and compensation repaid.
WARO/20/00004	12/12/2019	Alleged to be undertaking alternative employment whilst on sick leave without appropriate authority.	Internal Disciplinary hearing undertaken; individual received a verbal warning.
WARO/20/00034	05/03/2020	Allegation that subject was paid at Band 8a rather than Band 7 as part of TUPE process.	No fraud established, Workforce and OD colleagues found to have dealt with overpayment recovery. No further action required.
WARO/20/00036	20/03/2020	Charity collection fraud - £13,000 pounds collected on premise of charitable purposes for Health Board potentially not donated.	No fraud found or proven. LCFS established that the money had been distributed.
WARO/20/00045	21/04/2020	Subject alleged to have claimed overtime for work not undertaken and used the Covid 19 situation to self-isolate to have time off work whilst paid.	No evidence established of any overtime being claimed by subject nor any absence from work due to Covid.

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WARO/20/00085	11/09/2020	Alleged false claim to travel expenses and overtime.	No evidence established to corroborate allegation. Enquiries established though that staff were not working out of base location but with Management knowledge. Cost savings were identified as part of this and these have been feedback to the Health Board.
WARO/20/00094	28/09/2020	Alleged fraudulent claim to personal injury compensation	Enquiries established that a separate investigation is ongoing into the same set of facts. This investigation is more advanced than the Counter Fraud Team's and will be taken forward with this case closed to avoid 'blue on blue' difficulties.
WARO/20/00095	30/09/2020	Alleged overpayment of salary	Subject had continued to be paid following leaving Health Board employment. Financial investigative support was sought which showed that subject had not spent the money. A full repayment of £11985.58 was gained as a result.