

GENERAL DENTAL COUNCIL

AND

De VIVO, Antonio

[Registration number: 66702]

NOTICE OF INQUIRY

SUBSTANTIVE HEARING

Notice that an inquiry will be conducted by a Practice Committee of the General Dental Council, to be held at:

**The General Dental Council
37 Wimpole Street
London
W1G 8DQ**

Commencing at **9.30am** on **31 March 2025**.

The heads of charge contained within this sheet are current at the date of publication. They are subject to amendments at any time before or during the hearing. For the final charge, findings of fact and determination against the registrant, please visit the Recent Decisions page at <https://www.dentalhearings.org/hearings-and-decisions/decisions> after this hearing has finished.

Committee members

Marnie Hayward	DCP	Chair
Alison Mayell	Dentist	
Liz Avital	Lay	

Advisers:

Justin Gau	Legal Adviser
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CHARGE

Antonio De VIVO, a dentist, BDS University of Witwatersrand 1991 is summoned to appear before the Professional Conduct Committee on 31 March 2025 for an inquiry into the following charge:

“That being a registered dentist:

1. You administered a Hepatitis B vaccine to Witness 1, around:
 - a) September 2020;
 - b) October 2020;
 - c) November 2020.
2. You administered a Hepatitis B vaccine to Witness 2, on or around 26 May 2022.
3. In advance of administering the vaccine noted in Charge 1.a), you did not inform Witness 1, that:
 - a) it was not within your scope of practice to administer the vaccine;
 - b) you were not indemnified to administer the vaccine.
4. By reason of your conduct in Charge 3.a) and/or 3.b) you failed to obtain Witness 1’s informed consent for the vaccine you administered around September 2020.
5. In advance of administering the vaccine noted in Charge 1.b), you did not inform Witness 1, that:
 - a) it was not within your scope of practice to administer the vaccine;
 - b) you were not indemnified to administer the vaccine.
6. By reason of your conduct in Charge 5.a) and/or 5.b) you failed to obtain Witness 1’s informed consent for the vaccine you administered around October 2020.
7. In advance of administering the vaccine noted in Charge 1.c), you did not inform Witness 1, that:
 - a) it was not within your scope of practice to administer the vaccine;
 - b) you were not indemnified to administer the vaccine.
8. By reason of your conduct in Charge 7.a) and/or 7.b) you failed to obtain Witness 1’s informed consent for the vaccine you administered around November 2020.
9. Your conduct in Charge 3.a) and/or 5.a) and/or 7.a) was:
 - a) misleading;
 - b) lacking in integrity;
 - c) Dishonest, in that you knew administering Hepatitis B vaccinations was outside the scope of your practise.
10. Your conduct in Charge 3.b) and/or 5.b) and/or 7.b) was:
 - a) misleading;
 - b) lacking in integrity;

- c) Dishonest, in that you knew administering Hepatitis B vaccinations was not covered by your indemnity insurance.
- 11. By reason of your conduct in Charge 1.a) and/or 1.b) and/or 1.c) and/or 2. you have worked beyond your scope of practice.
- 12. Your conduct in in Charge 1.a) and/or 1.b) and/or 1.c) put Witness 1's safety at risk.
- 13. Your conduct in in Charge 2. put Witness 2's safety at risk.
- 14. You failed to hold adequate indemnity insurance for your actions covered by Charge 1.a) and/or 1.b) and/or 1.c) and/or 2.
- 15. You failed to maintain an adequate standard of record keeping, in that you did not make a contemporaneous record of:
 - a. the date on which the vaccine covered by Charge 1.a) and/or 1.b) and/or 1.c) and or 2. was administered;
 - b. the site and/or route of administration, for the Hepatitis B vaccines administered to Witness 1 and/or Witness 2.
- 16. You failed to provided Witness 2 with details about the Hepatitis B vaccine you administered to her, in a timely manner, following her request for such on 28 July 2022.

AND that by reason of the matters alleged above your fitness to practise is impaired by reasons of misconduct.”