

PROHIBITION ORDER
HEALTH COMPLAINTS ACT 2016
Section 95

This Prohibition Order is made pursuant to section 95 of the *Health Complaints Act 2016 (Act)*.

The Health Complaints Commissioner (**Commissioner**) has made this Prohibition Order because the Commissioner has completed an investigation under Part 4 of the Act and is satisfied that:

- the general health service provider named below has contravened a code of conduct applying to the general health service, and
- it is necessary to make this Prohibition Order to avoid a serious risk to the health, safety or welfare of the public.

Name of the general health service provider on whom the Prohibition Order is imposed:	John Belieu in the State of Victoria
Date of this Prohibition Order:	2 August 2022
Date on which this Prohibition Order expires:	Until varied or revoked by order of the Commissioner.
Effect of this Prohibition Order:	<p>1. Mr Belieu must not, directly or indirectly:</p> <ol style="list-style-type: none"> advertise or cause to be advertised, offer or cause to be offered, provide or cause to be provided, or establish, direct or otherwise operate any business that either advertises, offers or provides (or causes to be advertised, offered or provided) any general health service, paid or otherwise, in a clinical or non-clinical capacity. <p>Mr Belieu is subject to this prohibition for a minimum period of six (6) months from the date of this Prohibition Order and until such time that he has complied, to my satisfaction, with conditions two (2) to four (4) of the order.</p> <p>Should Mr Belieu not have complied, to my satisfaction, with conditions two (2) to four (4) of the order at the end of the six (6) month period, the prohibition set out in condition one (1) will continue until such time as he has complied, to my satisfaction, with conditions two (2) to four (4) of the order.</p> <p>2. Mr Belieu must undertake and successfully complete one-on-one education, with a suitably trained and qualified counsellor, to my satisfaction, in relation to professional boundaries and ethics and record-keeping.</p> <p>Before undertaking the education, Mr Belieu must</p>

	<p>nominate an educator for approval by the HCC.</p> <p>The education must not commence until the nominated educator has been approved by the HCC.</p> <p>Mr Belieu must ensure:</p> <ol style="list-style-type: none"> a. The nomination includes a proposed educator willing to deliver the education; b. The nomination includes a copy of the proposed educator’s CV and contact details; c. The nomination includes an education plan detailing the form the education will take, the topics that will be covered and duration of each topic; d. The education consists of a minimum of eight (8) hours in relation to professional boundaries and ethics, and a minimum of four (4) hours in relation to record-keeping; and e. The nomination includes a direct acknowledgement from the proposed educator that they will submit a report, to the HCC, within one month of successful completion of the education. <p>The educator’s report must include the dates the education occurred, what the education comprised of and whether or not, in the opinion of the educator, Mr Belieu successfully completed, participated in and understood the education.</p> <p>Mr Belieu must complete the nominated one-on-one education course within six (6) months of the HCC approving the nomination.</p> <ol style="list-style-type: none"> 3. Within one (1) month of completing the one-on-one education, Mr Belieu must provide the HCC, to my satisfaction, a reflective practice report. The reflective practice report must detail his learnings from the education, reflect on what led to the investigation, outline any changes he has made to his practice and demonstrate how he has made improvements to his practice regarding the topics outlined in recommendation two (2). 4. Within one (1) month of completing the one-on-one education Mr Belieu must provide evidence to the HCC, to my satisfaction, that he has implemented a suitable system for recording and maintaining client records.
--	---

In this Prohibition Order ‘general health service’ and ‘general health service provider’ have the same meaning as in section 3 of the *Health Complaints Act 2016*.

This Prohibition Order takes effect on the service of the Prohibition Order on the general health service provider to whom it applies.

This Prohibition Order will be published in the Victoria Government Gazette and on the website of the Health Complaints Commissioner at www.hcc.vic.gov.au.



Bernice Redley
Health Complaints Commissioner