

## INTERIM PROHIBITION ORDER

### *HEALTH COMPLAINTS ACT 2016* Section 90

This Interim Prohibition Order is made pursuant to section 90 of the *Health Complaints Act 2016*.

The Health Complaints Commissioner (**Commissioner**) has made this Interim Prohibition Order because the Commissioner reasonably believes that the general health service provider named below has contravened a code of conduct applying to the general health service being provided and is satisfied that it is necessary to make this order to avoid a serious risk to the health, safety or welfare of the public.

<b>Name of the general health service provider on whom the Interim Prohibition Order is imposed:</b>	Kapil Rakheja of Heidelberg West in the state of Victoria.
<b>Date this Interim Prohibition Order is made:</b>	6 December 2022
<b>Date on which this Interim Prohibition Order expires:</b>	An Interim Prohibition Order can remain in force for up to 12 weeks. This Interim Prohibition Order will remain in force until 27 February 2023 while an investigation is conducted unless it is revoked before that date.
<b>Effect of this Interim Prohibition Order:</b>	<ol style="list-style-type: none"> <li>1. The general health service provider named above must engage in employment under the following terms: <ol style="list-style-type: none"> <li>i. The provider is to only provide general health services to male patients.</li> <li>ii. The provider is to only provide general health services to patients 16 years over.</li> <li>iii. The provider must not provide any general health services, including but not limited to scanning, to any patients around the groin area.</li> <li>iv. The provider is to only provide general health services at Southern Cross Medical Imaging.</li> <li>v. The provider is to only provide general health services at the location above when other sonographers are also rostered for the shift.</li> <li>vi. Prior to his resumption of providing any general health services, the provider is to submit to the HCC: <ol style="list-style-type: none"> <li>a. Written confirmation from the employer stating they agree to the terms of the IPO</li> </ol> </li> </ol> </li> </ol>

	<ol style="list-style-type: none"><li data-bbox="762 232 1422 495">2. The general health service provider named above must display a copy of this Interim Prohibition Order prominently at any premises where he provides any general health service and must ensure it is easily visible to the public until such time as the Interim Prohibition Order expires or is revoked.</li><li data-bbox="762 539 1422 801">3. The general health service provider named above must prominently publish a copy of this Interim Prohibition Order, in a manner that is easily visible to the public, on the homepage of any website or social media platform he uses to offer or promote any general health services.</li></ol>
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In this Interim 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 Interim Prohibition Order takes effect on the service of the order on the general health service provider to whom it applies.

This Order will be published in the Victoria Government Gazette and on the Internet site of the Health Complaints Commissioner, [www.hcc.vic.gov.au](http://www.hcc.vic.gov.au).



**Adjunct Professor Bernice Redley**  
**Health Complaints Commissioner**