

**Nursing and Midwifery Council  
Fitness to Practise Committee**

**Interim Order Review Hearing  
Friday, 26 July 2024**

Virtual Hearing

<b>Name of Registrant:</b>	<b>Benjamin James Marsh-Copestick</b>
<b>NMC PIN</b>	20K0133E
<b>Part(s) of the register:</b>	Registered Nurse – Sub part 1 Mental Health Nursing (Level 1) – January 2021
<b>Relevant Location:</b>	Stafford
<b>Panel members:</b>	Susan Thomas (Chair, Lay member) Vivienne Cooper-Thorne (Registrant member) Jillian Claire Rashid (Registrant member)
<b>Legal Assessor:</b>	Tracy Ayling KC
<b>Hearings Coordinator:</b>	Stanley Udealor
<b>Nursing and Midwifery Council:</b>	Represented by Justin Johnson, Case Presenter
<b>Mr Marsh-Copestick:</b>	Present and unrepresented at the hearing
<b>Interim order to be reviewed:</b>	Interim conditions of practice order (12 months)
<b>Outcome of review:</b>	<b>Interim conditions of practice order confirmed</b>

## Decision and reasons on interim order

The panel decided to confirm the current interim conditions of practice order.

The panel has determined that the following conditions are proportionate and appropriate:

*'For the purposes of these conditions, 'employment' and 'work' mean any paid or unpaid post in a nursing, midwifery or nursing associate role. Also, 'course of study' and 'course' mean any course of educational study connected to nursing, midwifery or nursing associates.*

1. *You must restrict your nursing practice to one substantive employer which can be an agency provided that any placement is for a minimum period of 3 months.*
2. *You must not be the nurse in charge.*
3. *You must not be the sole nurse on duty.*
4. *You must meet with your line manager, mentor or supervisor on a monthly basis to discuss your performance in relation to:*
  - *Professional boundaries with colleagues*
  - *Conduct in the workplace*
5. *You must provide a report from your line manager, mentor or supervisor to the NMC prior to any review hearing that comments on your performance in relation to:*
  - *Professional boundaries with colleagues*
  - *Conduct in the workplace*
6. *You must keep the NMC informed about anywhere you are working by:*
  - a. *Telling your case officer within 7 days of accepting or leaving any employment.*

- b. Giving your case officer your employer's contact details.*
  
- 7. You must keep the NMC informed about anywhere you are studying by:*
  - a. Telling your case officer within seven days of accepting any course of study.*
  - b. Giving your case officer the name and contact details of the organisation offering that course of study.*
  
- 8. You must immediately give a copy of these conditions to:*
  - a. Any organisation or person you work for.*
  - b. Any employers you apply to for work (at the time of application).*
  - c. Any establishment you apply to (at the time of application), or with which you are already enrolled, for a course of study.*
  
- 9. You must tell your case officer, within seven days of your becoming aware of:*
  - a. Any clinical incident you are involved in.*
  - b. Any investigation started against you.*
  - c. Any disciplinary proceedings taken against you.*
  
- 10. You must allow your case officer to share, as necessary, details about your performance, your compliance with and / or progress under these conditions with:*
  - a. Any current or future employer.*
  - b. Any educational establishment.*
  - c. Any other person(s) involved in your retraining and/or supervision required by these conditions'*

Unless your case has already been concluded, this interim order must be reviewed before the end of the next six months and every six months thereafter. Additionally, you or the Nursing and Midwifery Council (NMC) may ask for the interim order to be reviewed if any new evidence becomes available that may be relevant to the interim order.

At any review a panel may revoke the interim order or any condition of it, it may confirm the interim order, or vary any condition of it, or it may replace the interim conditions of practice order with an interim suspension order.

A panel of the Fitness to Practise Committee has still to deal with the allegations made against you. The NMC will keep you informed of developments in relation to that issue.

This will be confirmed to you in writing.

That concludes this determination.