

Mental Health Act 1986

Sections 12(6), 12AA(7) & 12AC(4)(b)

Local Hospital
Patient Number:

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Family Name: _____

Given Names: _____

Date of Birth: _____ Sex: _____

Alias: _____

Mental Health Statewide
Patient Number

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TRANSPORT OF PERSON

SUBJECT TO INVOLUNTARY TREATMENT ORDER TO AN APPROVED MENTAL HEALTH SERVICE

Notes to completing this form

- This form must be completed by:
- a registered medical practitioner employed by an approved mental health service; or
 - a mental health practitioner; or
 - a delegated / authorised psychiatrist.

Legislation Notes
Sections 12(6) and 12AA(7) of the **Mental Health Act 1986** provide that at any time after an Involuntary Treatment Order is made for a person who is not detained in an approved mental health service, but before the authorised psychiatrist examines the person to decide whether or not to confirm the Order, a registered medical practitioner employed by an approved mental health service or a mental health practitioner may take the person, or arrange for the person to be taken, to an approved mental health service if the practitioner considers it necessary to do so.

Section 12AC(4)(b) of the **Mental Health Act 1986** provides that when an authorised psychiatrist confirms an Involuntary Treatment Order, if the person is not currently in the approved mental health service, the authorised psychiatrist may take the person, or arrange for the person to be taken, to the approved mental health service if the authorised psychiatrist does not propose to make a community treatment order for the person.

- Definitions**
See the Mental Health Regulations 1998 or the back of the Request (Schedule 1) for definitions of:
- prescribed person
 - prescribed registered medical practitioner
 - authorised person
 - mental health practitioner

_____ GIVEN NAME/S _____ FAMILY NAME (BLOCK LETTERS) of person subject to an Involuntary Treatment Order
a patient of: _____
name of approved mental health service on Involuntary Treatment Order

To be completed by registered medical practitioner employed by an approved mental health service / mental health practitioner as necessary

- (1) I am a registered medical practitioner employed by the approved mental health service.
OR
 I am a mental health practitioner within the meaning of section 7 of the **Mental Health Act 1986**.

(please cross one option only)

- (2) The abovenamed person is subject to an **Involuntary Treatment Order (Schedule 6)** but has not yet been examined by the authorised psychiatrist under section 12AC of the **Mental Health Act 1986** (see *Legislation Notes opposite*).
- (3) I consider that it is necessary that the person be taken to and detained in the approved mental health service to await the examination by the authorised psychiatrist under section 12AC of the **Mental Health Act 1986**. The reasons for my decision are:
- _____
- _____
- _____

_____ GIVEN NAME/S _____ FAMILY NAME (BLOCK LETTERS) of *registered medical practitioner / mental health practitioner

Signed: _____ Designation: _____ Date:

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Address: _____ Telephone: _____

To be completed by delegated / authorised psychiatrist as necessary

- (1) I am the *delegated / authorised psychiatrist of the approved mental health service.
(2) I have examined the person and confirmed their **Involuntary Treatment Order (Schedule 6)** (see *Legislation Notes opposite*).
- (3) I am satisfied that the treatment required for the person cannot be obtained through making a community treatment order. I do not propose to make a community treatment order. The person must be taken to and detained in the approved mental health service.

_____ GIVEN NAME/S _____ FAMILY NAME (BLOCK LETTERS) of *delegated / authorised psychiatrist

Signed: _____ Date:

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NEXT STEPS

1. The registered medical practitioner, mental health practitioner or delegated/authorised psychiatrist (as the case may be) or a 'prescribed person' may take the person to an approved mental health service.
2. For the purpose of taking the person to an approved mental health service, a 'prescribed person' may with such assistance as is required and such force as may be reasonably necessary, enter any premises in which the 'prescribed person' has reasonable grounds for believing that the person may be found and if necessary to enable the person to be taken safely, use such restraint as may be reasonably necessary. A 'prescribed person' who uses restraint must complete the form **Restraint** attached to the **Recommendation (Schedule 2)**.
3. If a 'prescribed registered medical practitioner' considers that it is necessary to sedate the person so that the person can be taken safely to the approved mental health service, the 'prescribed registered medical practitioner' may administer or direct an 'authorised person' to administer sedation to the person.
A person who prescribes or administers sedation must complete the form **Sedation** attached to the **Recommendation (Schedule 2)**.
4. The person is to be detained at the approved mental health service.

* delete as necessary

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