

Mental Health Act 1986

Sections 43, 53 & 53AD

Local Hospital Patient Number:

Grid for Local Hospital Patient Number

Family Name:

Given Names:

Date of Birth: Sex:

Alias:

Mental Health Statewide Patient Number

Grid for Mental Health Statewide Patient Number

AUTHORITY TO APPREHEND INVOLUNTARY / SECURITY / FORENSIC PATIENT

Guidelines to completing this form

A patient who is subject of a revoked restricted/community treatment order is taken to be absent without leave until such time as the person is returned to the approved mental health service.

The authorised psychiatrist must make reasonable efforts to inform the patient that the restricted/ community treatment order has been revoked and that the patient must return to the approved mental health service.

A patient who is absent without leave may be apprehended at any time by a 'prescribed person' in accordance with section 43 of the Mental Health Act 1986 (see details over page).

Please provide contact details of a person/position at the approved mental health service who can be contacted for advice/information at any time concerning the apprehension and return of the patient.

Form for patient details: GIVEN NAME/S, FAMILY NAME (BLOCK LETTERS) of patient, checkboxes for involuntary, security, forensic patient, a patient of: approved mental health service, address of approved mental health service

- (1) The patient is absent without leave or permission from the approved mental health service. OR (2) I authorise the following person to apprehend and take the patient to the approved mental health service.

Form for authorised person details: GIVEN NAME/S, FAMILY NAME (BLOCK LETTERS) of person authorised to take the patient to the approved mental health service, Designation, Organisation, Business address

(3) Description of patient (including distinguishing characteristics): checkboxes for Male, Female, Height, Colour of eyes, Build, Weight, Complexion

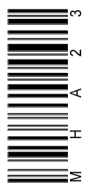
(4) Information that will assist with apprehension (eg. address where person may be found, risk issues, treatment requirements):

24 hour Contact: Title, Tel, Mobile

I am the * delegated / authorised psychiatrist of the approved mental health service. GIVEN NAME/S, FAMILY NAME (BLOCK LETTERS) of * delegated / authorised psychiatrist

Signed: Date: Grid for date

* delete as necessary



ROLLS FILING SYSTEMS (03) 8770 1111

OCT 2008

MHA 23 AUTHORITY TO APPREHEND INVOLUNTARY / SECURITY / FORENSIC PATIENT

Apprehension of patient who is absent without leave

1. A patient who is absent without leave may be apprehended at any time by a 'prescribed person' in accordance with section 43 of the **Mental Health Act 1986**.
2. 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 patient may be found and if necessary to enable the patient to be taken safely, use such restraint as may be reasonably necessary.
3. If a 'prescribed registered medical practitioner' considers that it is necessary to sedate the patient so that the patient can be taken safely to the approved mental health service, he or she may administer or direct an 'authorised person' to administer sedation.
4. A person who uses restraint or administers sedation must complete the relevant forms *Restraint* or *Sedation* that are attached to the form *Recommendation (Schedule 2)*.

5. Definitions:

An authorised person is a:

- (a) Registered medical practitioner
- (b) Registered nurse.

A prescribed registered medical practitioner is a registered medical practitioner who is:

- (a) in general practice
- (b) the registered medical practitioner who recommended that the person receive involuntary treatment from an approved mental health service
- (c) the head of the emergency department of a hospital
- (d) employed as a registered medical practitioner by a psychiatric service within the meaning of section 106 of the Act
- (e) a psychiatrist
- (f) a forensic physician.

A prescribed person is:

- (a) a member of the police force
- (b) an ambulance officer
- (c) a member of the following categories of health professionals:
 - Registered medical practitioners
 - Registered nurses
 - Registered psychologists
 - Social workers
 - Occupational therapists--employed, appointed or engaged to provide care and treatment to persons with a mental disorder in an approved mental health service, a child and adolescent psychiatry service, a premises licensed under section 75 of the Act, a hospital admitting or caring for persons with a mental disorder, a mental health service of a community health centre, a psychiatric outpatient clinic or a community mental health service.