

Interstate Transfer Request Notice

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|---|--|---------|-----------------|
| Date of Birth...../...../..... | | | |
| GIVEN NAME/S | FAMILY NAME (BLOCK LETTERS) | | |
| Patient subject to the Mental health Act 2000 (Qld) | Patient subject to the Mental Health Act 1990 (NSW) | | |
| <input type="checkbox"/> As an in-patient category of an involuntary treatment order under s. 181 of the Act | <input type="checkbox"/> Patients who are detained as continued treatment or temporary patients under s. 286(H) of the NSW Act | | |
| - is an involuntary patient and eligible for transfer in accordance with the Mental Health Act 2000 (Qld) or the Mental Health Act 1990 (NSW) or a corresponding law declared under either Act (see notes). | | | |
| The abovenamed is to be transferred to: | | | |
| name of * authorised mental health service / gazetted mental health service | | | |
| | | | |
| address of * authorised mental health service / gazetted mental health service | | | |
| | | | |
| Written approval from NSW receiving Facility: Date received :/...../..... | Written approval from Qld receiving Facility: Date received:/...../..... | | |
| Name of Medical Superintendent gazetted mental health service providing approval:..... | Name of Administrator of authorised mental health service providing approval:..... | | |
| Signed | | | |
| Dated...../...../..... | | | |
| | | | |
| GIVEN NAME/S | FAMILY NAME (BLOCK LETTERS) of Administrator (Qld) Medical Superintendent (NSW) | | |
| DESCRIPTION OF THE PATIENT | * Male/Female | Height: | Colour of Eyes: |
| | Build: | Weight: | Complexion: |
| Reason for Transfer..... | | | |
| | | | |
| Description of the patient:..... | | | |
| | | | |
| Distinguishing characteristics Extra Details Attached: *Yes / No | | | |
| Information that will assist with Transfer (eg. travel and transfer details, etc.):..... | | | |
| | | | |
| Extra Details Attached: *Yes / No | | | |
| Treatment Requirements:..... | | | |
| | | | |
| Extra Details Attached: *Yes / No | | | |
| Risk Summary (include date of last assessment):..... | | | |
| | | | |
| Extra Details Attached: *Yes / No | | | |
| 24 Hour Contact Person: | | | |
| Title: | Telephone: | Mobile: | |

NOTES

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| <p>1. A person authorised to transfer a patient to NSW from Qld under section 181(2) of the Queensland Mental Health Act 2000, and under s. 286K of the NSW Mental Health Act</p> <ul style="list-style-type: none"> (a) a Qld health practitioner as provided for under section 25 (1). (b) a Qld police officer as provided for under section 25 (2)(b). (c) the Medical Superintendent of a gazetted mental health service or other suitably qualified person authorised to do so by the Medical Superintendent as provided for in NSW regulations. (d) a NSW police officer as provided for in NSW regulations. (e) . <p>2. A person authorised to transfer a patient to Qld from NSW under section 286H of the NSW Mental Health Act, and under s. 183 of the Queensland Mental Health Act;</p> <ul style="list-style-type: none"> I. the medical superintendent or any other suitably qualified person as provided for in NSW regulations II. A NSW Police Officer as provided for in the NSW Regulations III. a Queensland Health Practitioner as provided under s. 183 (2)(a) IV. a Queensland Health Practitioner with Queensland Police assistance as provided under s. 183 (3) | <p>MENTAL HEALTH ACT 2000 (QLD) - s. 181 Transfer of involuntary patients to interstate mental health services</p> <p>(1) The director or an authorised doctor for an involuntary patient's treating health service may, by written order, transfer the patient to an interstate mental health service if—</p> <ul style="list-style-type: none"> (a) the director or doctor is satisfied the transfer is in the patient's best interests; and (b) the transfer is permitted under a corresponding law; and (c) the interstate authority for the interstate mental health service agrees to the transfer. <p>(2) The patient may be taken to the interstate mental health service by—</p> <ul style="list-style-type: none"> (a) a person authorised under this Act to take the person to an authorised mental health service; or (b) a person who, under the corresponding law, is authorised to take the person to an interstate mental health service. <p>(3) A person exercising a power under subsection (2) may do so with the help, and using the force, that is reasonable in the circumstances.</p> <p>(4) Despite the absence or refusal of the person's consent, medication may be administered to the person while being taken to the interstate mental health service.</p> <p>(5) Section 26(2) to (6) applies to the administration of the medication.</p> <p>(6) The patient ceases to be an involuntary patient on the patient's detention in the interstate mental health service.</p> <p>(7) Within 7 days after the order for the patient's transfer is made, written notice of the order must be given to the tribunal—</p> <ul style="list-style-type: none"> (a) if the order is made by an authorised doctor at the patient's treating health service—by the administrator of the health service; or (b) if the order is made by the director—by the director. |
| <p>MENTAL HEALTH ACT 2000 (QLD) - s. 181 Transfer of involuntary patients to interstate mental health services</p> <p>(1) The director or an authorised doctor for an involuntary patient's treating health service may, by written order, transfer the patient to an interstate mental health service if—</p> <ul style="list-style-type: none"> (a) the director or doctor is satisfied the transfer is in the patient's best interests; and (b) the transfer is permitted under a corresponding law; and (c) the interstate authority for the interstate mental health service agrees to the transfer. <p>(2) The patient may be taken to the interstate mental health service by—</p> <ul style="list-style-type: none"> (a) a person authorised under this Act to take the person to an authorised mental health service; or (b) a person who, under the corresponding law, is authorised to take the person to an interstate mental health service. <p>(3) A person exercising a power under subsection (2) may do so with the help, and using the force, that is reasonable in the circumstances.</p> <p>(4) Despite the absence or refusal of the person's consent, medication may be administered to the person while being taken to the interstate mental health service.</p> <p>(5) Section 26(2) to (6) applies to the administration of the medication.</p> <p>(6) The patient ceases to be an involuntary patient on the patient's detention in the interstate mental health service.</p> <p>(7) Within 7 days after the order for the patient's transfer is made, written notice of the order must be given to the tribunal—</p> <ul style="list-style-type: none"> (a) if the order is made by an authorised doctor at the patient's treating health service—by the administrator of the health service; or (b) if the order is made by the director—by the director. | <p>MENTAL HEALTH ACT 2000 (QLD) - s. 183 Transfer of patients to authorised mental health services</p> <p>(1) A person who is involuntarily detained in an interstate mental health service under a corresponding law may be transferred to an authorised mental health service if—</p> <ul style="list-style-type: none"> (a) the administrator for the authorised mental health service agrees to the transfer; and (b) the transfer is authorised under the corresponding law. <p>(2) The person may be taken to the authorised mental health service by—</p> <ul style="list-style-type: none"> (a) a health practitioner; or (b) a person who, under the corresponding law, is authorised to take the person to an interstate mental health service. <p>(3) For subsection (2)(a), the practitioner—</p> <ul style="list-style-type: none"> (a) may exercise the power with the help, and using the force, that is reasonable in the circumstances; and (b) is a public official for the <i>Police Powers and Responsibilities Act 2000.64</i> <p>(4) Chapter 4 applies to the person as if an involuntary treatment order were made for the person by an authorised doctor who is not a psychiatrist.</p> <p>(5) For subsection (4), documents authorising the person's transfer under the corresponding law are taken to be the involuntary treatment order.</p> |
| <p>MENTAL HEALTH ACT 1990 (NSW) – 286K Transfer of interstate persons to hospitals in this State</p> <p>(1) A person who is involuntarily detained as a patient in a hospital in another State under a corresponding law may be transferred to a hospital in this State, if the transfer is authorised under a provision of a corresponding law of the other State and accepted by the medical superintendent of the hospital in this State.</p> <p>(2) A person may be taken to a hospital in this State under this section by a person who is authorised to do so by the regulations or under a provision of a corresponding law of the other State.</p> <p>(3) However, a medical superintendent may not accept the transfer of a person to a hospital in this State unless the medical superintendent is of the opinion that it is likely that the person is a mentally ill person.</p> <p>(4) The regulations may make provision for or with respect to:</p> <ul style="list-style-type: none"> (a) the procedures for authorising and arranging the receipt of a person under this section, and (b) the persons (including interstate persons) who may take a patient to a hospital in this State under this section, and (c) the receiving of custody of any such person by persons in this State, and (d) the period within which any such person must be reviewed by the Tribunal after being transferred to a hospital in this State. | <p>MENTAL HEALTH ACT 1990 (NSW) – 286H Transfer of patients from this State</p> <p>(1) A person who is involuntarily detained as a temporary patient or a continued treatment patient in a hospital in this State may be transferred to a hospital in another State, if the transfer is permitted by or under a provision of a corresponding law of the other State and is in accordance with the regulations.</p> <p>(2) A person who is transferred to a hospital in another State under this section ceases to be a temporary patient or a continued treatment patient on admission to the hospital.</p> <p>(3) A person may be taken to a hospital in another State under this section by a person who is authorised to do so by the regulations or under a provision of a corresponding law of the other State.</p> <p>(4) The regulations may make provision for or with respect to:</p> <ul style="list-style-type: none"> (a) procedures for authorising the transfer of a patient under this section and for notifying any such transfer or proposed transfer, and (b) criteria for authorising the transfer of a patient under this section, and (c) the handing over of custody of any such patient by persons in this State, and (d) the persons (including interstate persons) who may take a patient to a hospital in another State under this section, and (e) the hospitals to which a patient may be taken under this section and the places taken to be hospitals for the purposes of this section. <p>(5) Section 78 does not apply to a transfer under this section.</p> |