



BC MENTAL HEALTH ACT INFOBITS

Monthly MHA news, tips and resources



REVIEW PANEL HEARING PROCESS UNDER THE MHA

Some patients medically certified under the MHA may request a review Panel Hearing. This is in keeping with their right to fundamental justice under the Canadian Charter of Rights and Freedoms. Hearings are carried out by BC Mental Health Review Board

HIGHLIGHT

The Review Panel will determine whether the patient continues to meet the four MHA criteria for involuntary admission

- During the hearing it will be determined whether the four criteria for medical certification are met. This is referred to as Legal Test: does the involuntary admission satisfy its legal requirements?
- A Designated Facility has an ongoing duty to provide all relevant documentation to be disclosed prior to the hearing (Disclosure Guideline)



PRACTICE SUPPORT TOOLS & RESOURCES
 BC Mental Health Review Board [website](#) offers many useful resources for mental health facilities, patients, families and advocates.

- [For Mental Health Facilities](#)
- [Resources and Sample Decisions](#)
- [FAQ](#)

[MHA Forms \(BC Govt Website\)](#)
[MHA Intranet Page](#)

REVIEW PANEL HEARING FORMS

Form 7 used by patients to apply for Panel review

Form 18 used by facilities to notify a Near Relative of the upcoming review

Form 8 used by the Panel to record the determination of their review

NEW - Provincial form the patient can use to withdraw or postpone a hearing. Now available for download.

- Have BC MHA-related questions? Have an idea for a future newsletter topic? Reach out to: MHASupport@islandhealth.ca
- Resources, practice support tools & past INFOBITS issues - [click here](#)

MHA Resource Team