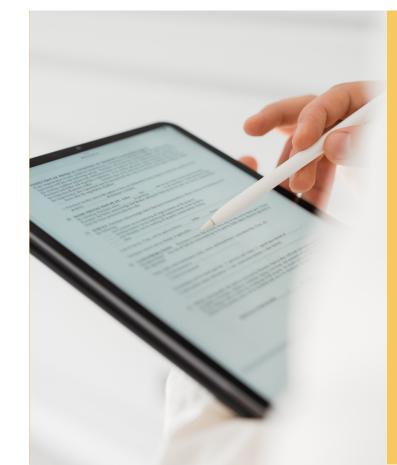


## **BC MENTAL HEALTH ACT INFOBITS**

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 <u>Legal Test</u>: 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 (<u>Disclosure Guideline</u>)

PRACTICE SUPPORT TOOLS & RESOURCES
BC Mental Health Review Board <u>website</u> offers
many useful resources for mental health

• For Mental Health Facilities

• Resources and Sample Decisions

facilities, patients, families and advocates.

• FAQ

MHA Forms (<u>BC Govt Website</u>)

<u>MHA Intranet Page</u>

## REVIEW PANEL HEARING **FORMS** Form 7 used by patients to apply for Panel review NOTIFICATION TO NEAR RELATIVE Form 18 used by facilities to notify a Near Relative of the upcoming review MENTAL HEALTH ACT REVIEW PANEL DETERMINATION Form 8 used by by the Panel to record the determination of their review Mental Health **Review Board NEW - Provincial form the** PATIENT REQUEST TO WITH patient can use to withdraw or POSTPONE A REVIEW P postpone a hearing. Now PLEASE PRINT available for download. I want to WITHDRAW my application for a review panel hearing. • Have BC MHA-related questions? Have an idea for a future

• Resources, practice support tools & past INFOBITS issues -

MHA Resource Team

newsletter topic? Reach out to:

MHASupport@islandhealth.ca

click here