

Note: This index was prepared in 2015, a decade after the *Guide to the Mental Health Act* was last published. It is a faithful reflection of the guide's content, but since the guide was issued, some practices and interpretations have changed:

- The *Mental Health Act* forms now include Form 18.1: Notification to Near Relative (Order for a Review Panel Hearing, which did not exist in 2005 but can now be found online at <http://www2.gov.bc.ca/gov/content/health/health-forms/mental-health-forms>).
- The Review Panel is now called the Mental Health Review Board, and its office has relocated to #302–960 Quayside Drive
New Westminster, BC V3M 6G2
- A major court case, *Mullins v. Levy*, has supplied a definition of “examination” by a physician under Section 22 of the *Mental Health Act*.

Also, although the *Mental Health Act* mentions “approved homes” and “private mental hospital,” neither of these exist in B.C. Instances of these terms in the index are marked by an asterisk (*).

Page numbers in *italic* refer to content within the *Mental Health Act* and the *Mental Health Regulations*.

Page numbers in **bold** refer to forms.

A

Administrative Tribunals Act, vii, 138

admission date. *See also* examination date; timelines and admission time, 77, 78

for calculating periods of involuntary status, 10, 13, 23–24, 38, 77, 78, 80, 95, 137, **162, 177**

for conversion from voluntary to involuntary status, 80

definition of, 10, 23, 80

and recall, 38, 149

admission/status, involuntary

at approved home*, 148. *See also* extended leave of children and youth, 53–54, 88

criteria for, 8–9, 18, 66–67, 69, 72–73, 105, 115, 136, **162, 173**

director's role in, 7, 14, 136–137, 142–143, 150

discharge from. *See* discharge

duration of, 7, 10, 23–24, 77, 80, 83, 137, **177**

escape from. *See* unauthorized absence

examination for. *See* medical examinations

facilities designated for. *See* designated facilities via judicial warrant (order from a judge), 7, 16, 75, 78, 91, 94, 107, 116, 141, 145, 156, 194. *See also* judicial warrants

during leave, 32–33, 37–38, 148. *See also* extended leave; leave

via medical certificate, 7–11, 53, 66–68, 71, 91, 111, 136. *See also* Form 4: Medical Certificate (Involuntary Admission)

notification of near relative about, 36, 42, 52, 70, 99, 105, 147

to observation unit, 2, 6, 13, 137

admission/status, involuntary (*cont'd*)

of people charged under the *Criminal Code*, 15, 108, 109–110, 142–143

via police apprehension under Section 28(1), 5, 12–15, 53, 68–69, 75, 89–90, 93, 141, **188**. *See also* police

process of, 71–75, 107, 136–137

and recall. *See* recall

renewal of. *See* renewal

review of, 44, 46, 100–106, 139–140, 154. *See also*

Review Panel hearings

timing of, 6, 8, 71, 77, 136–137

treatment, as purpose of, 8, 9, 18, 66, 72, 105, 136, 145–146, **168**. *See also* treatment

after voluntary admission, 5–6, 40, 42, 46, 70

to voluntary admission, 6, 7, 10, 13, 16, 26, 43, 46, 54, 70

vs. voluntary admission, 5, 66

admission/status, voluntary. *See also* Form 1: Request for Admission (Voluntary Patient)

of children and youth, 4–5, 53, 135, **159**

and consent for treatment, 18. *See also* Form 2:

Consent for Treatment (Voluntary Patient)

director's role in, 4, 111, 134–135, 150

discharge from, 4, 52, 53–54, 135

after involuntary admission, 6, 7, 10, 13, 16, 26, 43, 46, 54, 70

to involuntary admission, 5–6, 40, 42, 46, 70

vs. involuntary admission, 5, 66

leaving facility after, 93

advocacy and support groups, 1, 17, **188**. *See also*

community care providers

advocate. *See also* lawyer

patient's right to, 40, **173, 175**

at Review Panel hearings, 44, 46, 103, 104, 105

affidavits, in support of judicial warrant, 69, **167**

- alcohol and drug use, 20, 86, 90, **187, 188, 190**
- ambulance personnel. *See* paramedics
- Ambulance Service, British Columbia, 117. *See also* paramedics
- application to court. *See* provincial court; Supreme Court of British Columbia
- apprehension
- vs. arrest, 12, **188**
 - under director's warrant. *See* Form 21: Director's Warrant (Apprehension of Patient)
 - under judicial warrant. *See* Form 9: Application for Warrant (Apprehension of Person with Apparent Mental Disorder for Purpose of Examination); Form 10: Warrant (Apprehension of Person with Apparent Mental Disorder); judicial warrants
 - under medical certificate, 6, 7, 53, 74, 91, 137
 - by police, under Section 28(1), 5, 12–15, 53, 68–69, 75, 89–90, 93, 141, **188**
 - from private dwelling, 12, 15, 94, **188**
 - Proposed Patient Apprehension Request form, 68, 90, **191**
 - during recall, 92, 148–149
 - support of relatives during, 94
 - during unauthorized absence, 53, 92–93, 149–150
 - of voluntary patients, 93
- approved homes*, 84, 129, 137, 143, 148, 150. *See also* extended leave
- arrest. *See also* Criminal Code; criminal offences
- vs. apprehension, 12, **188**
 - at hospital, 92, **188**
 - treatment after, 15, 109
- attending (hospital) physicians. *See also* physicians:
- authority of, to issue medical certificate; physicians:
 - authorized by director
 - discharging patients, 112
 - examining patients, 5–8
 - and extended leave, 30–31, 36, 38
 - renewing involuntary status, 74
 - as witnesses at Review Panel hearing, 43, 46–47, 103, 104
- B**
- British Columbia Ambulance Service, 117. *See also* paramedics
- British Columbia Association of Chiefs of Police (BCACP) Police Triage Guide, **187–188**
- C**
- Cabinet of the government of British Columbia (Lieutenant Governor in Council), 130–133, 142, 148–150, 194
- Canadian Charter of Rights and Freedoms*, 146, 147. *See also* Patients' Charter of Rights, Riverview Hospital
- caseworkers, community mental health, 31, **188**. *See also* community care providers
- chair of Review Panel. *See also* Form 18: Notification to Near Relative (Request or Order for a Review Panel Hearing); Review Panel (composition and responsibilities)
- appointing members, 138
 - complaints to, 47
 - definition of, 129, 153
 - notifying others of panel determination, 140. *See also* Form 8: Review Panel Determination
 - ordering hearings, 100, 101, 138, 139
 - qualifications of, 44, 102
 - receiving applications for hearings, 34, 45
 - reviewing treatment records, 100, 101, 138, 140, 155
 - scheduling hearings, 46, 99, 102, 138, 140
 - shortening time before next hearing, 46, 99, 102, 138, 140
- checklist, *Mental Health Act* Medical Certificate (Involuntary Admission) completion, **185**
- children and youth
- discharge of, 53–54, 135
 - forms for, 5, 88, 157, **159–161, 174–175, 177–178**
 - involuntary admission of, 53–54, 88
 - parents or guardians of. *See* parents or guardians
 - renewal for, 88, **161**
 - Review Panel hearings for, 44, 45, 100, 105, 136
 - rights of, 4–5, 40, 41, 44, 45, 100, 146–147, **174–175, 178**. *See also* Form 14: Notification to Patient Under Age 16...
 - treatment of, 18, 80, 88, **160**
 - unauthorized absence of, 53
 - voluntary admission of, 4–5, 53, 135, **159**
 - youth custody centres, 108, 142–143, 148
- common law, police authority under, 12, 14, 20, 92, **188**
- Community Care and Assisted Living Act*, 131
- community care providers, 27–39, 52, 95–96, 110, 148, 155. *See also* community mental health caseworkers; community physicians
- Community Legal Assistance Society (CLAS), 44, 46, 47–48, 103, **178**
- community mental health caseworkers, 31, **188**. *See also* community care providers
- community physicians. *See also* community care providers
- and discharge from involuntary status, 36, 52, 112

- community physicians (*cont'd*)
 examining patients, 12, 90, 91, 94
 and Form 20, 31, 33, 35, 95–96, 155. *See also* Form 20: Leave Authorization
 issuing Form 21: Director's Warrant, 37, 99
 and recall, 36–39
 and renewal, 33, 37–38, 112
 treating patients on leave, 8, 27–39, 74, 95–96, 99, 156, **159**, **192**
- complaints
 about hospital services, 3, 7, 22
 about Review Panel, 47
- consent for release of health information, 17, 49, 70, 119–126
- consent for treatment. *See also* Form 2: Consent for Treatment (Voluntary Patient); Form 5: Consent for Treatment (Involuntary Patient); *Health Care (Consent) and Care Facility (Admission) Act*
 capability of patient to give, 5, 19–21, 73, 84, 86
 of children and youth, 18, 88, **160**
 in emergencies, 19–20, 84–86
 given by involuntary patients, 19, 84, 112
 non-psychiatric, 21–22, 84, 85
 of people charged with criminal offence, 109
 of people found Not Criminally Responsible on Account of Mental Disorder (NCRMD), 110
 substitute/"deemed," 3, 18, 19, 84–85, 98, 112, 131, 143, 193. *See also* substitute decision makers
 verbal, 20
 of voluntary patients, 18
- correctional facilities (for people over 16), 108, 110, 132, 142–143, 148, 149. *See also* *Criminal Code*; criminal offences; Forensic Psychiatric Services; lockup, police; youth custody centres
- court, application to. *See* provincial court; Supreme Court of British Columbia
- Criminal Code*. *See also* criminal offences
 detention under, 15, 108, 109, 133, 143. *See also* correctional facilities (for people over 16); lockup, police; youth custody centres
 and discharge, 142–143
 exception of right to leave under, 27, 149
 and Feeney warrants, 15
 police authority under, 14, 92, **188**
 transfers under, 109–110, 142–143, 148
 transport under, 133, 142
 treatment, authorization of, under, 109
- criminal offences. *See also* arrest; correctional facilities (for people over 16); *Criminal Code*; fitness to stand trial; Forensic Psychiatric Services; Not Criminally Responsible on Account of Mental Disorder (NCRMD)
 not needed for police intervention, 12, 13, 68, 89, **188**
 and role of court, 108, 109–110, **188**
 treatment for people charged with, 15, 109, 149
 and unauthorized absence, 53, 93, 149
- criteria. *See also* evidence
 to determine patient capability, 21
 for extended leave, 29. *See also* extended leave: conditions of
 for involuntary admission, 8–9, 18, 66–67, 72–73, 136, **173**, 193
 for recall, 36–37, 148–149, 156
 for renewal, 25–26, 79, 81, **82**, 137–138, **164**
 used by judge for warrant, 16, 75, 115
 used by police under Section 28(1), 13, 68
 used by Review Panel, 48, 104–105
- D**
- delusions
 as sign of risk to self or others, 67, 73, **187**, **190**
 as symptom of mental disorder, 66, 72, 77, **168**, **187**
- depression, as symptom of mental disorder, 66, 72, **168**, **187**
- designated facilities. *See also* observation units; Provincial mental health facilities; psychiatric units
 admission to. *See* involuntary admission/status; voluntary admission/status
 complaints and suggestions about, 3, 7
 definition of, 2, 129, 193
 designation of, 3, 130
 directors of. *See* directors (of designated facilities) under the *Hospital Act*, 6. *See also* *Hospital Act*
 list of, 63–65
 as location of Review Panel hearings, 102, 106
 notifying near relatives about changes to patient status, 42–43, 52, 70, 101, 147. *See also* near relatives
 notifying patients of their rights, 40, 41, 99. *See also* patients' right(s)
 and patients in rural/remote areas, 18
 policy of, about patients' possessions and communications, 49

- designated facilities (*cont'd*)
- policy of, for leave, 28–29. *See also* extended leave; leave
 - policy of, to authorize physicians to perform director's duties, 26. *See also* directors (of designated facilities): authorizing others to perform duties
 - providing access to physician for second medical opinion, 50
 - providing applications for Review Panel hearings, 44, 100. *See also* Review Panel hearings
 - providing information about contacting a lawyer, 48. *See also* Community Legal Assistance Society (CLAS); lawyer
 - recall to. *See* recall
 - regulations governing, 151
 - "in or through," interpretation of, 8. *See also* extended leave; involuntary admission/status; leave
 - transfers between, 20, 45, 51, 96, 112, 118, 147–148. *See also* observation units: transfers from; transfers
 - transport to. *See* transport of patient
 - unauthorized absence from, 35, 53–54, 92–93, 112, 134, 149–150
- detention. *See* *Criminal Code*: detention under; involuntary admission/status
- deterioration, risk of mental or physical
- as criterion for involuntary admission, 8, 9, 69, 73, 105, 115, 136, **162, 168**
 - as criterion for recall, 37, 156
 - as criterion for renewal, 25
 - evidence of, for application to court for medical examination, 66–67, 114–115
- directors (of designated facilities)
- accepting applications for Review Panel hearings, 100, 154
 - admitting involuntary patients, 7, 14, 111, 136–137, 142–143, 150
 - admitting voluntary patients, 4, 111, 134–135, 150
 - appointment of, 2–3, 111, 151, 154
 - authorizing leave, 27–29, 31–33, 96, 112, 148, 155, 156. *See also* Form 20: Leave Authorization
 - authorizing others to perform duties, 3, 26, 29, 32–33, 51, 85, 96, 111–113, 156, **192**. *See also* extended leave: Extended Leave: Assignment of Additional Director's Functions (optional form); Form 20: Leave Authorization
 - authorizing treatment, 18, 19, 32, 143. *See also* directors (of designated facilities): signing consent for treatment; treatment
- directors (of designated facilities) (*cont'd*)
- complaints to, 3, 7, 22
 - complying with Review Panel determination, 103, 105, 136, 139–140
 - definition of, 2, 129
 - discharging patients, 36, 52, 112, 135, 136, 140, 146, 148, **185**. *See also* Form 19: Certificate of Discharge
 - examining patients, 137–138. *See also* medical examinations
 - general responsibilities of, 2, 18, 84, 131–132, 144. *See also* specific responsibilities
 - issuing warrant. *See* Form 21: Director's Warrant (Apprehension of Patient)
 - legal liability of, 133
 - notifying near relatives of patient status, 42–43, 52, 101, 147. *See also* under near relatives
 - notifying patients of their rights, 26, 34, 146–147, 154. *See also* patients' right(s)
 - notifying Review Panel of time for review of leave, 101, 155
 - qualifications of, 4
 - recalling patients from leave, 36–38, 149, 156
 - receiving second medical opinion report, 51, 87, 144, 155, **186**
 - renewing involuntary status. *See* Form 6: Medical Report on Examination of Involuntary Patient (Renewal Certificate); renewal
 - selecting physician for second medical opinion, 50
 - signing consent for treatment, 18, 19, 84–85, 98, 112, 131, 143, 193. *See also* Form 5: Consent for Treatment (Involuntary Patient) and transfers, 112, 147–148, 150
 - and unauthorized absences, 53, 92–93, 113, 149. *See also* Form 21: Director's Warrant (Apprehension of Patient)
 - as witnesses at Review Panel hearing, 104
- directors of mental health/addictions in health authority, 30–32, 35, 37
- discharge. *See also* extended leave; Form 19: Certificate of Discharge; leave
- after 1st medical certificate, 6, 7, 16, 74, 142
 - application to court for, 10, 40, 42, 47–48, 144–146, **173, 175**
 - of children and youth, 135
 - by community physician, 36, 52, 112
 - criteria for, 10, 13, 26, 36, 52, 99, 112, 135, 148
 - by director, 36, 52, 112, 135, 136, 140, 146, 148, **185**
 - director's authorization of physician to, 3, 35, 36, 112
 - after examination for renewal, 26, 137

discharge (*cont'd*)
from extended leave, 33, 35, 36, 99
from involuntary status to voluntary, 6, 10, 13
notification of near relative about, 26, 36, 42, 52, 70, 99, 101, 105, 147, **179**. *See also* Form 17: Notification to Near Relative (Discharge of Involuntary Patient)
notification of police about, 53
of people charged under the *Criminal Code*, 142–143
planning, 26, 51, 52, 78, 79, 104. *See also*
community care providers
recertification after, 47
Review Panel order for, 10, 43, 46, 98, 101, 105, 136, 139–140
transport after, 52
after unauthorized absence, 53, 149
of voluntary patients, 4, 52, 135
Donald, Justice, 9. *See also* *McCorkell v. Riverview Hospital*
drug and alcohol use, 20, 86, 90, **187, 188, 190**

E

electroconvulsive therapy, as treatment, 20
emergencies, psychiatric. *See also* Form 9: Application for Warrant (Apprehension of Person with Apparent Mental Disorder for Purpose of Examination); judicial warrants
during extended leave, 38
police intervention in, 5, 12, 53, 68–69, 141–142
in rural/remote areas, 18
treatment in, 19–20, 84–86
escapes from hospital. *See* unauthorized absence
escort for female patients, 93, 118, 134
evidence. *See also* criteria
for application to court for discharge, 144–145
for application to court for medical examination, 66–67, 69, 114–115, **167–168**
considered in medical examination, 8, 15, 25, 66–67, 73, 90, 137, **164**. *See also* medical examinations; medical reports
for police apprehension (information received), 12, 89, 93, **188**. *See also* apprehension
for recall, 37, 156. *See also* recall
for renewal, 25, 79, 81, **82, 137, 164**. *See also* renewal
for Review Panel, 43, 46–47, 102, 103–105, 139–140. *See also* Review Panel hearings
examination, psychiatric. *See* medical examinations
examination date, 6, 8, 71, 80, 135, 136. *See also* admission date; timelines

excitement, manic, as symptom of mental disorder, 66, 72, **168, 187**
extended leave. *See also* Form 20: Leave Authorization; leave
conditions of, 27–36, 95–96, **97, 99, 112, 148, 155**
definition of, 27, 28–29, 194
director's responsibilities around, 27–29, 31–33, 96, 112, 148, 155–156, **192**
discharge from, 33, 35, 36, 99. *See also* discharge
Extended Leave: Assignment of Additional Director's Functions (optional form), 33, **192**
forms for, 98–99. *See also* *specific forms*
initiation of, 31–33, 74, 95–96, **97, 112**. *See also*
community care providers; community physicians
notification of near relative about, 32, 70
patients' rights during, 34, 100
patients suitable for, 29
planning for, 30–31. *See also* community care providers; community physicians
recall from. *See* recall
renewal during, 24–25, 29, 33, 37–38, 112
Review Panel hearings during, 34–35, 100–102, 106, 139, 155
second medical opinions during, 34
support for patient on, 33–36
unauthorized absence during, 35–36

F

facilities, designated. *See also* observation units; Provincial mental health facilities; psychiatric units
admission to. *See* involuntary admission/status; voluntary admission/status
complaints and suggestions about, 3, 7
definition of, 2, 129, 193
designation of, 3, 130
directors of. *See* directors (of designated facilities) under the *Hospital Act*, 6. *See also* *Hospital Act*
list of, 63–65
as location of Review Panel hearings, 102, 106
notifying near relatives about changes to patient status, 42–43, 52, 70, 101, 147. *See also* near relatives
notifying patients of their rights, 40, 41, 99. *See also* patients' right(s)
and patients in rural/remote areas, 18
policy of, about patients' possessions and communications, 49
policy of, for leave, 28–29. *See also* extended leave; leave

- facilities, designated (*cont'd*)
- policy of, to authorize physicians to perform director's duties, 26. *See also* directors (of designated facilities): authorizing others to perform duties
 - providing access to physician for second medical opinion, 50
 - providing applications for Review Panel hearings, 44, 100. *See also* Review Panel hearings
 - providing information about contacting a lawyer, 48. *See also* Community Legal Assistance Society (CLAS); lawyer
 - recall to. *See* recall
 - regulations governing, 151
 - "in or through," interpretation of, 8. *See also* extended leave; involuntary admission/status; leave
 - transfers between, 20, 45, 51, 96, 112, 118, 147–148. *See also* observation units: transfers from; transfers
 - transport to. *See* transport of patient
 - unauthorized absence from, 35, 53–54, 92–93, 112, 134, 149–150
- facilities, non-designated, v, 2
- false imprisonment charges, risk of, 26
- family. *See* relatives
- Feeney warrants, 15, **188**
- female patients, escort for, 93, 118, 134
- fitness to stand trial, 108, 109–110, 143. *See also* Not Criminally Responsible on Account of Mental Disorder (NCRMD)
- Forensic Psychiatric Services, 15, 108, 109, 110, **188**. *See also* *Criminal Code*; criminal offences
- Form 1: Request for Admission (Voluntary Patient), 4–6, 88, **159**. *See also* voluntary admission/status
- Form 2: Consent for Treatment (Voluntary Patient), 4–5, 18, 88, **160**. *See also* consent for treatment
- Form 3: Medical Report (Examination of a Person under 16 Years of Age), 88, **161, 177**. *See also* children and youth; medical examinations
- Form 4: Medical Certificate (Involuntary Admission), **162**, 194. *See also* involuntary admission/status
- 1st, 5, 6, 7–8, 10, 53, 68, 71–74, 136
 - 2nd, 6, 7, 11, 13, 23, 54, 68, 74, 76–78, 136–137
 - after judicial warrant for medical examination, 69, 78, 116, 141–142
 - authority of, 6, 7, 53, 74, 91, 117, 137, **188**
 - checklist, **185**
 - criteria for, 8–9, 18, 66–67, 71, 72–73, 136, **173**, 193
 - errors on. *See* *habeas corpus* (judicial review)
- Form 4: Medical Certificate (Involuntary Admission) (*cont'd*)
- evidence considered for, 66, 72–76, 77. *See also* medical examinations
 - examination for. *See* medical examinations
 - during extended leave, 38
 - guidelines for completing, 71–75, 77–78, **185**
 - language on, 72
 - and length of detention, 10, 23, 77
 - as method of involuntary admission, 7–11, 53, 66–68, 71, 91, 111, 136
 - at observation unit, 13
 - for people charged under the *Criminal Code*, 108, 109, 142–143
 - timing of, 6, 8, 71, 77, 136–137. *See also* admission date; examination date; timelines
 - for transfers from another province, 150
 - validity of, 8, 38, 51, 52, 136, 137, 148
- Form 5: Consent for Treatment (Involuntary Patient), 19–21, **163**. *See also* consent for treatment
- capability of patient to sign, 19–21, 84
 - and changes to treatment, 34, 87, 98
 - in emergencies, 84–86
 - and extended leave, 98
 - guidelines for completing, 84–86
 - legal protection of, 19. *See also* liability, legal
 - in patient's health record, 19, 34, 98
 - signed by director/designate, 18, 19, 32, 84–85, 98, 112, 131, 143, 193
 - signed by patient, 84, 98, 112
- Form 6: Medical Report on Examination of Involuntary Patient (Renewal Certificate), 25–26, **82, 164**. *See also* renewal
- community physician's authority to complete, 112
 - examination for, 8, 24–26, 36–37, 78–80, 134–135, 137–138, **173, 175, 177**
 - expiration of, 8, 10
 - during extended leave, 24–25, 29, 33, 37–38, 112. *See also* extended leave
 - guidelines for physicians, 25–26, 78–81
 - as legal document, 23, 26
 - notice to patient of rights, 8, 26, 34, 40, 41, 74, 146
 - and recall, 38
 - timing of, 8, 24–25, 26, 33, 78, 80, 98. *See also* renewal: periods of
- Form 7: Application for Review Panel Hearing, 43, 44, 98, 100–102, **165, 173, 175, 178**. *See also* Review Panel hearings
- Form 8: Review Panel Determination, 98, 105, **166**

- Form 9: Application for Warrant (Apprehension of Person with Apparent Mental Disorder for Purpose of Examination), 16, 69, 75, 114–115, **167–168**. *See also* judicial warrants
- Form 10: Warrant (Apprehension of Person with Apparent Mental Disorder), 10, 15, 16, 69, 91, 116, **169**. *See also* judicial warrants
- Form 11: Request for Second Medical Opinion, 34, 50, 87, 98, **170**. *See also* second medical opinions
- Form 12: Medical Report, 34, 51, 87, 98, **171**. *See also* medical examinations; second medical opinions
- Form 13: Notification to Involuntary Patient of Rights under the *Mental Health Act*, 34, 38, 40–41, 98, 99, **172–173**. *See also* patients' right(s)
- Form 14: Notification to Patient Under Age 16..., 40–41, **174–175**. *See also* patients' right(s)
- Form 15: Nomination of Near Relative, 26, 34, 42, 52, 99, 101, **176**
- Form 16: Notification to Near Relative (Admission of Involuntary Patient...), 42, **177–178**. *See also* involuntary admission/status; near relatives
- Form 17: Notification to Near Relative (Discharge of Involuntary Patient), 26, 36, 42, 52, 99, 101, 105, **179**. *See also* discharge; near relatives
- Form 18: Notification to Near Relative (Request or Order for a Review Panel Hearing), 42, 43, 99, 101, **180**. *See also* near relatives; Review Panel hearings
- Form 19: Certificate of Discharge, 36, 99, **181**
- Form 20: Leave Authorization, **97, 182**. *See also* extended leave
and changes to leave conditions, 29, 31, 33, 35, 99
and community physician, 31, 33, 35, 95–96, 155
copy of, to health authority, 31, 35
copy of, to patient, 31, 35
guidelines for completing, 95–96
needed for extended leave, 27, 28, 31, 88, 99, 112
after recall, 33, 39
- Form 21: Director's Warrant (Apprehension of Patient), **183**, 194
as director's responsibility, 32, 37, 99
issued by community physician, 37, 99
police authority under, 15, 53–54, 92–93, 99, 113, 149
for recall, 35, 37, 39, 92, 99, 149, **183**
during unauthorized absence, 35, 53, 92–93, 113, 150
- forms. *See also specific forms*
for children and youth, 5, 157, **159–161, 174–175, 177–178**
for extended leave, 98–99. *See also* Form 20: Leave Authorization
- forms (*cont'd*)
guidelines for completing, 76–88, 98–99
for involuntary patients, 77–88, **162–173**, 176–183
Mental Health Act, 74, 98–99, **159–183**
optional, 13, **185–192**
triage guides for police, 13, 90, **187–190**
for voluntary patients, 88, **159–161**
- Freedom of Information and Protection of Privacy Act*, 49, 119–126
- G**
glossary, 193–194
Greggor v. Riverview Hospital, 47
Guaranteed Income Supplement, 154
- H**
habeas corpus (judicial review)
definition of, 43, 193
patient's right to, 40, 47, 48, 145, **172–173, 174–175, 178**
- hallucinations
as sign of risk to self or others, 67, **187, 189, 190**
as symptom of mental disorder, 66, 72, 77, **168, 187**
- handicap, mental, 10
“harm,” definition and scope of. *See* “safety,”
definition and scope of
Health Authorities Act, 153
- health authority
appointing directors of designated facilities, 3, 111, 154
complaints to, 3, 22
definition of, 111, 153
designating facilities, 3
directors of mental health/addictions, 30–32, 35, 37
mental health services, directory of, 16, 17, 68, 114
protocols for people in rural/remote areas, 18
Health Care (Consent) and Care Facility (Admission) Act, 19–20, 22, 85, 86
- health records. *See also* history, patient's mental health; medical reports
admission details in. *See* admission date
consent for treatment in, 19, 34, 98. *See also* Form 5: Consent for Treatment (Involuntary Patient)
disclosure of, to third party, 17, 49, 70, 119–126
nomination of near relative in, 34. *See also* Form 15: Nomination of Near Relative
patient access to, 49
plans for leave in, 27, 31. *See also* Form 20: Leave Authorization

- health records (*cont'd*)
 renewal details in, 33, 80
 for Review Panel, 35, 155
 rights information in, 41. *See also* Form 13:
 Notification to Involuntary Patient of Rights
 under the *Mental Health Act*; Form 14:
 Notification to Patient Under Age 16...
 for transfers, 78
- history, patient's mental health. *See also* evidence;
 health records; medical reports
 consideration of, for discharge, 145. *See also*
 discharge
 consideration of, for extended leave, 29. *See also*
 extended leave
 consideration of, for involuntary admission, 73. *See*
also Form 4: Medical Certificate (Involuntary
 Admission); involuntary admission/status
 consideration of, for renewal, 25, 79, 81, **82**, 137.
See also Form 6: Medical Report on Examination
 of Involuntary Patient (Renewal Certificate);
 renewal
 disclosure of, to third party, 17, 49, 70, 119–126
 at Review Panel hearings, 104, 139
- homicide, thoughts or threats of, **189**, **190**. *See also*
 risk (not necessarily bodily) to self or others;
 violence, acts or threats of
Hospital Act, 4–6, 130, 131, 153, 193
- hospitalization, involuntary. *See* involuntary
 admission/status
- hospitals. *See* designated facilities; non-designated
 facilities
- housing. *See* approved homes*
- I**
- Infants Act*, 5
- information received. *See* evidence
- Insurance Corporation of British Columbia, 123
- Interpretation Act*, 23–24, 150
- intoxication, **187**, **188**, **190**. *See also* alcohol and
 drug use
- involuntary admission/status
 at approved home*, 148. *See also* extended leave
 of children and youth, 53–54, 88
 criteria for, 8–9, 18, 66–67, 69, 72–73, 105, 115,
 136, **162**, **173**
 director's role in, 7, 14, 136–137, 142–143, 150
 discharge from. *See* discharge
 duration of, 7, 10, 23–24, 77, 80, 83, 137, **177**
 escape from. *See* unauthorized absence
 examination for. *See* medical examinations
 facilities designated for. *See* designated facilities
- involuntary admission/status (*cont'd*)
 via judicial warrant (order from a judge), 7, 16, 75,
 78, 91, 94, 107, 116, 141, 145, 156, 194. *See also*
 judicial warrants
 during leave, 32–33, 37–38, 148. *See also* extended
 leave; leave
 via medical certificate, 7–11, 53, 66–68, 71, 91, 111,
 136. *See also* Form 4: Medical Certificate
 (Involuntary Admission)
 notice of rights upon, 41, 74, 146
 notification of near relative about, 36, 42, 52, 70,
 99, 105, 147
 to observation unit, 2, 6, 13, 137
 of people charged under the *Criminal Code*, 15,
 108, 109–110, 142–143
 via police apprehension under Section 28(1), 5,
 12–15, 53, 68–69, 75, 89–90, 93, 141, **188**. *See also*
 police
 process of, 71–75, 107, 136–137
 and recall. *See* recall
 renewal of. *See* renewal
 review of, 44, 46, 100–106, 139–140, 154. *See also*
 Review Panel hearings
 timing of, 6, 8, 71, 77, 136–137
 treatment, as purpose of, 8, 9, 18, 66, 72, 105, 136,
 145–146, **168**. *See also* treatment
 after voluntary admission, 5–6, 40, 42, 46, 70
 to voluntary admission, 6, 7, 10, 13, 16, 26, 43, 46,
 54, 70
 vs. voluntary admission, 5, 66
- J**
- jails. *See* correctional facilities (for people over 16);
 youth custody centres
- judge. *See also* Form 9: Application for Warrant
 (Apprehension of Person with Apparent Mental
 Disorder for Purpose of Examination); Form 10:
 Warrant (Apprehension of Person with Apparent
 Mental Disorder); provincial court; Supreme Court
 of British Columbia
 legal liability of, 133
 order from, to treat patients unfit to stand trial,
 109
 warrant from, application for (procedure), 69, 114–
 116, **167–168**. *See also* Form 9: Application for
 Warrant (Apprehension of Person with Apparent
 Mental Disorder for Purpose of Examination)
 warrant from, for apprehension and examination,
 7, 16, 75, 78, 91, 94, 107, 141, 145, 156, 194. *See*
also Form 10: Warrant (Apprehension of Person
 with Apparent Mental Disorder)

- judicial review (*habeas corpus*)
definition of, 43, 193
patient's right to, 40, 47, 48, 145, **172–173, 174–175, 178**
- judicial warrants
application for (procedure), 69, 114–116, **167–168**. *See also* Form 9: Application for Warrant (Apprehension of Person with Apparent Mental Disorder for Purpose of Examination)
for apprehension and examination, 7, 16, 75, 78, 91, 94, 107, 141, 145, 156, 194. *See also* Form 10: Warrant (Apprehension of Person with Apparent Mental Disorder)
- justice of the peace. *See* judge
- L**
- lack of insight into mental condition, 29, **187**
- law enforcement. *See* police
- lawyer. *See also* advocate
for applications to court for discharge or judicial review, 48, 144, **178**
as member of Review Panel, 44, 102, 138
notification of, about Review Panel determination, 105
patient's right to, 40, **172–173, 174–175**
representing patient at Review Panel hearing, 44, 46, 47, 103, 104, 105
- leave, 8, 27, 112, 148, 156. *See also* extended leave
- legal counsel. *See* lawyer
- Legal Services Society, 48, **178**
- liability, legal
in incorrect use of forms, 19, 26, 39, 76
protection from, under the *Mental Health Act*, 11, 28, 74, 94, 133
- liability to imprisonment. *See* *Criminal Code*; criminal offences
- Lieutenant Governor in Council, 130–133, 142, 148–150, 194
- lockup, police, 94, 108, 109, 142–143, 148, **188**
- M**
- Manitoba mental health legislation, 9
- "mature minors," 5
- McCorkell v. Riverview Hospital*, 2, 9, 73
- medical certificate. *See* Form 4: Medical Certificate (Involuntary Admission)
- medical examinations. *See also* medical reports
before 1st medical certificate, 5, 6, 7, 11, 68, 71, 72, 136
before 2nd medical certificate, 7, 11, 13, 50, 68, 77, 137
- medical examinations (*cont'd*)
by community physician, 12, 90, 91, 94
after judicial warrant, 69, 75, 91, 114, 156. *See also* Form 9: Application for Warrant (Apprehension of Person with Apparent Mental Disorder for Purpose of Examination)
nature and process of, 11, 25–26, 50, 78–80, 137–138
patient's refusal of, 11, 67, 75, 94, **165**
patient's right to, 1, 42, **172, 175**
after police apprehension under Section 28(1), 2, 12, 68, 75, 89–90, 93, 141, **188**
police assistance during, 14, 91–92, **188**
for renewal, 8, 24–26, 36–37, 78–80, 134–135, 137–138, **173, 175, 177**. *See also* Form 6: Medical Report on Examination of Involuntary Patient (Renewal Certificate)
report on. *See* Form 3: Medical Report (Examination of a Person under 16 Years of Age); Form 6: Medical Report on Examination of Involuntary Patient (Renewal Certificate); medical reports
for second medical opinions. *See* second medical opinions
timing of, 6, 8, 50, 71, 80, 83, 135, 136
- medical reports. *See also* health records; history, patient's mental health
for children and youth, 88, **161**. *See also* Form 3: Medical Report (Examination of a Person under 16 Years of Age)
as evidence, for application to court for discharge, 145–146
as evidence, for renewal, 25, 78, **82, 98, 137–138, 156, 164**. *See also* Form 6: Medical Report on Examination of Involuntary Patient (Renewal Certificate)
of second medical opinion, 34, 51, 87, 98, 155, 157, **171**. *See also* Form 12: Medical Report
- medication. *See also* treatment
consent for, 84, 85, **173, 175**
history, 67, 104, 122, **168**. *See also* health records; history, patient's mental health
non-compliance with, 17, 29
- mental deterioration. *See* deterioration, risk of mental or physical
- mental disorder
definition of, vi, 72, 129, **188, 194**
Not Criminally Responsible on Account of, 108, 110, 143
symptoms of, 9, 66–67, 72–73, **168, 187–188, 190**
treatment for. *See* treatment

- mental handicap, 10
- Mental Health Act, 127–151. See also* Mental Health Regulation
- forms, 74, 76–88, 98–99, **159–183**. *See also specific forms*
 - history of and changes to, 1
 - vs. *Hospital Act*, 4–5
 - interpretation of, 11, 14, 23, 47, 129–130, **188**. *See also* *Greggor v. Riverview Hospital; Interpretation Act; McCorkell v. Riverview Hospital*
- mental health centres (in community), 31, 68. *See also* community care providers; mental health services, directory of
- Mental Health Committee (British Columbia Associations of Chiefs of Police), 90, **187–188**
- mental health facilities. *See* designated facilities
- Mental Health Law Program (Community Legal Assistance Society), 44, 46, 47–48, 103
- Mental Health Occurrence and Crisis Triage Rating Scale, 90, **189–190**
- Mental Health Regulation, 150–151, 153–157
- mental health services, directory of, 16, 17, 68, 114
- Minister of Health
- designating facilities, 2, 3, 129, 130
 - establishing Review Panels, 44, 102, 138
 - and reciprocal arrangements with other provinces, 132
- money, wasting, as symptom of mental disorder, 9, 67
- “month,” interpretation of, 23–24
- N**
- near relatives. *See also* advocate; Public Guardian and Trustee; relatives; substitute decision makers
- application to court by. *See* provincial court:
 - application to, for warrant ordering examination
 - applying for Review Panel hearing, 42, 44, 100, 139, 155, **165**
 - and consent for treatment, 86
 - definition of, 42, 129
 - as escort for female patients, 93, 118, 134
 - legal liability of, 133
 - nomination of, 34, 42, 99, 101, **176**. *See also* Form 15: Nomination of Near Relative
 - notification of, about admission, 36, 42, 52, 70, 99, 105, 147, **177–178**. *See also* Form 16: Notification to Near Relative (Admission of Involuntary Patient...)
 - notification of, about changes to patient status, 42–43, 52, 70, 101, 147
 - near relatives (*cont’d*)
 - notification of, about discharge, 26, 36, 42, 52, 70, 99, 105, 147, **179**, 707. *See also* Form 17: Notification to Near Relative (Discharge of Involuntary Patient)
 - notification of, about extended leave, 32, 70
 - notification of, about patients’ rights, 147, **177–178**
 - notification of, about Review Panel application, 32, 35, 42, 43, 99, 101, **178, 180**. *See also* Form 18: Notification to Near Relative (Request or Order for a Review Panel Hearing)
 - notification of, about unauthorized absence, 70
 - request by, for second medical opinion, 50, 86–87, 144, **173, 178**
- non-designated facilities, v, 2
- Not Criminally Responsible on Account of Mental Disorder (NCRMD), 108, 110, 143. *See also* fitness to stand trial
- nurses
- authorization of, to admit involuntary patients, 3, 111, **175**
 - giving substitute consent for treatment, 85, 111
 - notifying director about patient’s desire to leave, 135
 - receiving Review Panel hearing application, 44, **173, 175**
- O**
- observation units. *See also* facilities, designated
- definition of, 2, 129
 - as designated facilities, 2, 65, 129, 130
 - transfers from, 2, 6, 13, 137
- Offence Act*, 134
- Old Age Security pension, 154
- Ontario mental health legislation, 22, **188**
- P**
- paramedics
- apprehension by, 6, 53, 91, **188**
 - authorizing accompanying relatives, 11, 117
 - escort for female patients, 93, 134
 - legal liability of, 11, 133
 - role of, in involuntary admissions, 117–118
 - transporting patients to hospital, 6, 7, 14, 53, 74, 91, 117, 118
- parents or guardians. *See also* near relatives; Public Guardian and Trustee
- and consent for treatment, 18, 88, **160**
 - and discharge, 135
 - and involuntary admissions, 53–54

- parents or guardians (*cont'd*)
 and Review Panel hearings, 44–45, 100, **175, 178**
 and second medical opinions, **178**
 and unauthorized absences, 53–54
 and voluntary admissions, 4–5, 40–41, 53, 88, 134
- patient information, disclosure of, 17, 49, 70, 119–126
- Patients' Charter of Rights, Riverview Hospital, 49
- Patients Property Act*, 42, 129
- patients' right(s). *See also Canadian Charter of Rights and Freedoms*; Form 13: Notification to Involuntary Patient of Rights under the *Mental Health Act*
 to access medical files, 49
 to advocate, 40, **173, 175**
 to apply to court for discharge, 10, 40, 42, 48, 144, 146, **173, 175**
 for children and youth, 4–5, 40, 41, 44, 45, 100, 146–147, **174–175, 178**. *See also* Form 14: Notification to Patient Under Age 16...
 comprehension of, 40–41
 to judicial reviews (*habeas corpus*), 40, 47, 48, 145, **172–173, 174–175, 178**
 to lawyer, 40, **172–173, 174–175**
 during leave, 34, 100
 to medical examination, 1, 42, **172, 175**
Mental Health Act's protection of, vs. *Hospital Act*, 4–5
 notice of, at involuntary admission, 41, 74, 146
 notice of, at renewal, 8, 26, 34, 40, 41, 74, 146
 notice of, after transfer, 40, 41, 46, 51
 notification of near relative about, 147, **177–178**
 posting of, in designated facility, 41, 99, 154
 to Review Panel hearings, 1, 39–40, 74, 100, 136, 139
 to second medical opinion, 1, 39–40, 42, 74, 86, 144, **172–173, 178**
 specified by hospital policies, 49
- peace officers. *See* police
- penitentiaries. *See* correctional facilities (for people over 16)
- physical deterioration. *See* deterioration, risk of mental or physical
- physicians
 attending (hospital). *See* attending (hospital) physicians
 authority of, to issue medical certificate, 2, 5–8, 11, 12, 14, 53, 66, 68, 71–75. *See also* Form 4: Medical Certificate (Involuntary Admission)
 authorized by director, 3, 25, 26, 32–33, 37, 51, 72, 77, 85, 96, 111–113, 156, **192**
 authorizing leave, 27–28, 30–31, 96, 112, 156
- physicians (*cont'd*)
 community. *See* community physicians
 complaints to, about treatment, 22
 contacting, by relative, 67–68
 as directors, 4, 51, 111
 discharging patients. *See* discharge
 examinations by. *See* medical examinations
 explaining treatment to patient, 19, 21, 84
 giving substitute/"deemed" consent for treatment, 3, 18, 19, 84–85, 88, 112, 131, 143, 193
 guidelines for, 71–75, 78–81
 legal liability of, 11, 74, 133
 on Review Panel, 44, 102, 138
 for second medical opinion, 34, 50–51, 86–87, 98, 155, **186**
 as witnesses at Review Panel hearing, 103, 105
- police
 apprehension during recall, 92, 149
 apprehension during unauthorized absence, 92–93, 113, 149, **188**
 apprehension of voluntary patients, 93
 apprehension vs. arrest, 12, **188**
 arrest, 15, 92
 authority of, under common law, 12, 14, 20, 92, **188**
 authority to apprehend, in emergencies, 5, 12, 53, 68–69, 141–142
 authority to apprehend, under Form 4: Medical Certificate, 6, 7, 53, 91
 authority to apprehend, under Form 10: Warrant (Apprehension of Person with Apparent Mental Disorder), 69, 91, 116
 authority to apprehend, under Form 21: Director's Warrant, 15, 53–54, 92–93, 99, 113, 149
 authority to apprehend, under Section 28(1) of the *Mental Health Act*, 5, 12–15, 53, 68–69, 75, 89–90, 93, 141, **188**
 authority to apprehend, under the *Criminal Code*, 14, 92, **188**
 authority to enter private dwellings, 12, 15, 94, **188**
 authority to help health workers manage patients, 14, 91–92, **188**
 custody, duration of, at hospital, 14, 91, **188**
 custody of prisoners, 142–143
 escort for female patients, 93, 118, 134
 guidelines for, 13, 89–94, **187–190**
 legal liability of, 11, 94, 133
 lockup, 94, 108, 109, 142–143, 148, **188**. *See also* correctional facilities (for people over 16); youth custody centres

- police (*cont'd*)
notification of, about discharge from involuntary status, 53
Proposed Patient Apprehension Request form, 68, 90, **191**
report, for physician, 15, 90
triage guides for, 13, 90, **187–190**
- Police Act, 142, 143
- policies, hospital
about patients' possessions and communications, 49
to authorize leave, 27–28
to authorize physicians to perform director's duties, 26
- prisons. *See* correctional facilities (for people over 16); youth custody centres
- privacy
of patient information, 17, 49, 70, 119–126
of Review Panel hearings, 106, 140
- private dwellings, police authority to enter, 12, 15, 94, **188**
- private mental hospitals*, 130, 131, 134, 140, 151
Proposed Patient Apprehension Request form, 68, 90, **191**
- "protection," definition and scope of. *See* "safety," definition and scope of
- provincial court. *See also* judge; Supreme Court of British Columbia
application to, for warrant ordering examination, 69, 114–116, **167–168**. *See also* Form 9: Application for Warrant (Apprehension of Person with Apparent Mental Disorder for Purpose of Examination)
warrant from, for apprehension and examination, 7, 16, 75, 78, 91, 94, 107, 141, 145, 156, 194. *See also* Form 10: Warrant (Apprehension of Person with Apparent Mental Disorder)
- Provincial mental health facilities. *See also* facilities, designated
admission to, from correctional facilities, 132, 142–143
definition of, 130
as designated facilities, 2, 63, 130
directors of, 131, 132, 134
escort to, for female patients, 93, 118, 134
transfers to, from observation units, 2, 6, 13, 137
- Provincial Ombudsman, 3, 7, 22
- psychiatric assessments. *See* medical examinations
- psychiatric units. *See also* facilities, designated
definition of, 130
as designated facilities, 2, 63–64, 129, 130
- psychiatric units (*cont'd*)
transfers to, from observation units, 2, 6, 13, 137
- psychosis, 11, **187**. *See also* specific symptoms
- Public Guardian and Trustee, 42, 147, **176**. *See also* substitute decision makers
- Public Service Act, 131
- R**
- RCMP, 13, 90, **189, 191**. *See also* police
- recall
complications with, 38
criteria for, 37, 148–149, 156
definition of, 36
in discharge plans for leave, 31
via Form 21: Director's Warrant, 35, 37, 39, 92, 99, 149, **183**
police intervention during, 92, 149
regulations governing, 151, 156
return to leave after, 33, 39
timing of, 37–38, 149
- Regulation, Mental Health, 150–151, 153–157
- relatives. *See also* near relatives; substitute decision makers
accompanying patient to hospital, 11, 117
application to court by. *See* provincial court:
application to, for warrant ordering examination
common questions from, 17
information from, as evidence for involuntary admission, 8, 66–70, 72, 78, 80
legal liability of, 11, 133
persuading family member to seek treatment, 89, 94, 114
release of patient information to, 17, 49, 70, 87, 120–126
request from, for second medical opinion. *See* second medical opinions
request from, for treatment of family member, 66–70, 90, 94, 116, **191**
as support system, **190**
transporting patients to hospital, 7, 74, 91
as witnesses at Review Panel hearing, 103–104.
See also Review Panel hearings
- renewal. *See also* Form 6: Medical Report on Examination of Involuntary Patient (Renewal Certificate)
for children and youth, 88, **161**. *See also* Form 3: Medical Report (Examination of a Person under 16 Years of Age)
criteria for, 25–26, 79, 81, **82, 137–138, 164**
examination for, 8, 24–26, 36–37, 78–80, 134–135, 137–138, **177**

- renewal (cont'd)
during extended leave, 24–25, 29, 33, 37–38, 112
guidelines for physicians, 25–26, 78–81
and notice to patient of rights, 8, 26, 34, 40, 41, 74, 146
periods of, 8, 10, 23–24, 80, 83, 137, **173, 175**
and recall, 37–39
and Review Panel hearings, 45–46
- restraint, as treatment, 20
- Review Panel (composition and responsibilities). *See also* Form 7: Application for Review Panel Hearing;
Review Panel hearings
appeals of, 47, 141
vs. application to court, 48
authority of, 46, 103, 136, 141
chair of. *See* chair of Review Panel
decisions, appeals of, 47, 141
determination, 98, 105, 136, 139–140, 157, **166**. *See also* Form 8: Review Panel Determination
discharge order from, 10, 43, 46, 98, 101, 105, 136, 139–140
function of, 43, 46, 101, 103–105, 139–140
information about, 47
members of, 44, 102, 138
office, 44, 47, 98, 100–101, 106, 154–155
process, 44, 46, 100–106, 139–141, 154–155
regulations governing, 151, 154–155
- Review Panel hearings. *See also* advocate;
Community Legal Assistance Society (CLAS); lawyer
application for, 43, 44–45, 48, 98, 100, 154–155, **165**. *See also* Form 7: Application for Review Panel Hearing
for children and youth, 44, 45, 100, 105, 136
confidentiality of, 106, 140
evidence at, 43, 46–47, 102, 103–105, 139–140
frequency of requests for, 45, 139. *See also*
renewal: periods of
information about, 43, 47–48
notification of near relative about, 32, 35, 42, 43, 99, 101, **178, 180**. *See also* Form 18: Notification to Near Relative (Request or Order for a Review Panel Hearing)
patient's right to, 1, 39–40, 74, 100, 136, 139
process of, 44, 46, 100–106, 139–141, 154–155
request for, during extended leave, 34–35, 100–102, 106, 139, 155
timing of, 45, 48, 101–102, 154–155
withdrawal of application for, 106, 148
witnesses at, 43, 46–47, 103–104
- rights. *See* patients' right(s)
- risk (not necessarily bodily) to self or others. *See also* homicide, thoughts or threats of; "safety," definition and scope of; suicide, thoughts or threats of; violence, acts or threats of
as criterion for involuntary admission. *See* involuntary admission/status: criteria for
as criterion for police intervention, 5, 12, 68–69, 89, **187–188**
and emergency treatment, 20
evidence of, for application to court for medical examination, 67, 69, 114–115, **167–168**
evidence of, from relatives, 66–67
precluding extended leave, 29
and scope of "protection" and "safety," 5, 9, 12, 13, 73, 194
during unauthorized absence, 53, 93, 149–150
- Royal Canadian Mounted Police (RCMP), 13, 90, **189, 191**. *See also* police
- rural or remote areas, psychiatric emergencies in, 18
- S**
- "safety," definition and scope of, 5, 9, 12, 13, 73, 194. *See also* risk (not necessarily bodily) to self or others
- seclusion, as treatment, 20
- second medical opinions
costs associated with, 50, 87, 155
director's response to, 51, 87, 144
frequency of requests for, 86, 144
medical report of, 34, 51, 87, 98, 155, 157, 171. *See also* Form 12: Medical Report
patient's right to, 1, 39–40, 42, 74, 86, 144, **172–173, 178**
physician offering, 34, 50–51, 86–87, 98, 155, **186**
regulations governing, 151, 155–156
requests for, 20, 34, 42, 50–51, 86–87, 98, 144, **186**. *See also* Form 11: Request for Second Medical Opinion
timing of, 50, 155
- semi-consciousness, consent for treatment during, 20, 86
- sleep disturbances, as symptom of mental disorder, 66, **168**
- Society Act*, 130
- Starson v. Swayze*, 22
- substance use. *See* drug and alcohol use
- substitute decision makers, 20, 22, 86. *See also* near relatives; Public Guardian and Trustee
- suicide, thoughts or threats of, 67, 71, 73, 122, **168, 187, 188, 189, 190**. *See also* risk (not necessarily bodily) to self or others; violence, acts or threats of

support groups, 1, 17, **188**. *See also* community care providers

Supreme Court of British Columbia. *See also* judge application to, for compliance with Review Panel order, 103, 139

application to, for discharge, 10, 40, 42, 47–48, 144–146, **173, 175**

application to, for judicial review (*habeas corpus*). *See habeas corpus* (judicial review)

order, for transport to Forensic Psychiatric Service, 15, 109, **188**

role of, for criminal offences, 108, 109–110, **188**

specific cases, 9, 47, 73

Supreme Court of Canada, 22

symptoms. *See also specific symptoms*

information about, as evidence, 66–67, 73, **168, 188**

of mental disorder, 9, 66–67, 72–73, **168, 187–188, 190**

T

timelines. *See also* admission date; examination date for 1st medical certificate, 6, 8, 10

for 2nd medical certificate, 6, 10, 13, 71, 77, 78, 136

date calculation guidelines, 23–24, 77–78, 80, 83

for extended leave, 95–96, **97**. *See also* renewal

for involuntary admission. *See* involuntary admission/status: duration of

for medical examination, 6, 8, 50, 71, 80, 83, 135, 136

for notifying patients of their rights, 41

for recall, 37–38, 149

for renewal certificates, 8, 24–25, 26, 33, 78, 80, 98. *See also* renewal: periods of

for Review Panel hearing, 45, 48, 101–102, 154–155

for second medical opinion, 50, 155

for transfers from observation unit, 6, 13

for unauthorized absence, 92–93, 149–150

transfers. *See also* transport of patient

from another province, 150, 151

to approved home*, 84, 129, 137, 143, 148, 150. *See also* extended leave

copy of health record for, 78

between designated facilities, 20, 45, 51, 96, 112, 118, 147–148

director's authority to order, 112, 147–148, 150

effect of, on medical certificate, 51, 78, 148–149

effect of, on renewal, 80

effect of, on Review Panel hearing, 45

during extended leave, 96

transfers (*cont'd*)

of female patients, 93, 118, 134

notice to patient of rights after, 40, 41, 46, 51

from observation units, 2, 6, 13, 137

of people detained under the *Criminal Code*, 109–110, 142–143, 148

and recall, 32, 36, 148–149

and unauthorized absence, 149, 150

transport of patient. *See also* apprehension; detention; transfers

from another province, 150

after discharge, 52

of female patients, 93, 118, 134

under medical certificate, 2, 6, 53, 89–94, 116, 117–118, 137, 145. *See also* paramedics; police

of people detained under the *Criminal Code*, 133, 142

during recall, 149

by relatives, 7, 74, 91

from rural/remote areas, 18

during unauthorized absence, 150

under warrant, 7, 16, 75, 78, 91, 94, 107, 141, 145, 156, 194

treatment

accessing, for family member, 66–70, 90, 94, 116, **191**

authorization of, by director, 18 143, 19, 32

changes to, 34, 51, 87, 98

charges for, 132–133, 154

of children and youth, 18, 80, 88, **160**

in community. *See* extended leave; leave

complaints about, 22

compliance with, 25, 29, 30, 79, 80, 104, 138, 139, 144–145

consent for. *See* consent for treatment; Form 2: Consent for Treatment (Voluntary Patient); Form 5: Consent for Treatment (Involuntary Patient)

electroconvulsive therapy (ECT) as, 20

in emergencies, 19–20, 84–86

explanation of, to patient, 19, 21, 84

expressed wishes about, 21

after involuntary admission, 19

non-compliance with, 17, 29, 80

non-psychiatric, 21–22, 84, 85

of patients on leave, 8, 27–39, 74, 95–96, 99, 156, **159, 192**

of people charged with criminal offenses, 15, 109, 149

of people not fit to stand trial, 108, 109–110, 143

as purpose of involuntary admission, 8, 9, 18, 66, 72, 105, 136, 145–146, **168**

treatment (*cont'd*)

record of. *See* health records; history, patient's mental health; medical reports
refusal of, 1, 17, 112. *See also* consent for treatment
restraint as, 20
seclusion, as, 20
second medical opinion on. *See* second medical opinions

triage guides for police, 13, 90, **187–190**

U

unauthorized absence, 35–36, 53–54, 92–93, 113, 134, 149–150, **188**

unconsciousness, consent for treatment during, 20, 86

V

violence, acts or threats of. *See also* risk (not necessarily bodily) to self or others; “safety,” definition and scope of
not needed for police intervention, 5, 13, 68, 89, **188**
as symptom of mental disorder, 67, **187–188, 189, 190**

voluntary admission/status. *See also* Form 1: Request for Admission (Voluntary Patient)

of children and youth, 4–5, 53, 135, **159**
and consent for treatment, 18. *See also* Form 2: Consent for Treatment (Voluntary Patient)
director's role in, 4, 111, 134–135, 150
discharge from, 4, 52, 53–54, 135
after involuntary admission, 6, 7, 10, 13, 16, 26, 43, 46, 54, 70
to involuntary admission, 5–6, 40, 42, 46, 70
vs. involuntary admission, 5, 66
leaving facility after, 93

W

warrant(s)

director's. *See* Form 21: Director's Warrant (Apprehension of Patient)
Feeney, 15, **188**
judicial, application for (procedure), 69, 114–116, **167–168**. *See also* Form 9: Application for Warrant (Apprehension of Person with Apparent Mental Disorder for Purpose of Examination)

warrant(s) (*cont'd*)

judicial, for apprehension and examination, 7, 16, 69, 75, 78, 89–91, 94, 107, 113, 116, 141, 142, 145, 156, 194. *See also* Form 10: Warrant (Apprehension of Person with Apparent Mental Disorder)
not needed for police intervention, 12, 13
withdrawal, as symptom of mental disorder, 66, **168, 187**

Y

youth. *See* children and youth
youth custody centres, 108, 142–143, 148