

New South Wales/South Australia Civil Interstate Apprehension Order

..... Date of Birth...../...../.....
 GIVEN NAME/S FAMILY NAME (BLOCK LETTERS)

Patient subject to the *Mental Health Act 1993 (SA)*

Patient subject to the *Mental Health Act 2007 (NSW)*

Liable to apprehension under s23 of the South Australian Act

Liable to apprehension under s48 of the NSW Act

- is absent without leave, required to return or otherwise liable to be apprehended in accordance with the *Mental Health Act 1993 (SA)* or the *Mental Health Act 2007 (NSW)* or a corresponding law declared under either Act (see notes).

The abovenamed is to be returned directly to:.....
 name of approved treatment centre (SA) / declared mental health facility (NSW) (from which the person is absent without leave)

or;

taken to an Approved Treatment Centre (SA) or a declared mental health facility (NSW) in the State where the person is apprehended.

Signed Dated...../...../..... Time:.....:.....hrs(24hr)

GIVEN NAME/S

FAMILY NAME (BLOCK LETTERS) of Director of an ATC / other authorised officer (SA)
 Medical Superintendent (NSW) / other authorised officer (NSW)

DESCRIPTION OF THE PATIENT	* Male/Female	Height:	Colour of Eyes:
	Build:	Weight:	Complexion:

Description of the patient:.....

Distinguishing characteristics (eg. tattoos, scars):.....

Extra Details Attached: *Yes / No

Information that will assist with Apprehension (eg. Other names used, address where person may be found):.....

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

PERSONS AUTHORISED TO APPREHEND A PATIENT IN ACCORDANCE WITH THE CIVIL INTERSTATE APPREHENSION ORDER

1. A person authorised to apprehend a person unlawfully at large from an ATC under s23(2) of the SA Act, those persons being:
 - I. A SA Police Officer;
 - II. Director of an ATC;
 - III. An employee in an ATC authorised by the Director for the purpose;
 - IV. An ambulance officer may, if summoned by a person exercising these powers, may convey a person to such place as specified by the person exercising powers under the Act.
 2. A person authorised to apprehend a person under s186 of the *Mental Health Act 2007* (NSW), those persons being:
 - I. An authorised medical officer or any other suitably qualified person employed at the declared mental health facility;
 - II. a person authorised by the Minister or the authorised officer;
 - III. a NSW Police Officer.
 - IV. Any other person assisting the persons listed in i. to iv.
 3. By Agreement, the South Australian Minister and the New South Wales Minister provide for the administration of the New South Wales Act and the *Mental Health Regulations 1995* (SA) and provide for or with respect to:
 - I. the involuntary admission of interstate persons to facilities in New South Wales and South Australia;
 - II. the transfer of interstate persons between facilities in New South Wales and South Australia;
 - III. the apprehension of interstate persons who abscond from South Australia to New South Wales and from New South Wales to South Australia;
- Chapter 8 of the *Mental Health Act 2007* (NSW) provides for the interstate application of mental health provisions and laws.
- The *Mental Health Act 2007* (NSW) may be accessed at <http://www.legislation.nsw.gov.au>.
5. The *Mental Health Regulations 1995* (SA), made pursuant to s37(2)(g) of the *Mental Health Act 1993* (SA), authorise the transfer between South Australia and any other State or Territory of the Commonwealth of persons who are, as a result of mental illness, subject to orders for detention or treatment or who have been apprehended on suspicion of being mentally ill.
- The *Mental Health Act 1993* (SA) and the *Mental Health Regulations 1995* (SA) may be accessed at <http://www.legislation.sa.gov.au>.