



Australian Capital Territory

# **Mental Health (Treatment and Care) Amendment Regulation 2011 (No 1)**

**Subordinate Law SL2011-14**

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The Australian Capital Territory Executive makes the following regulation under the *Mental Health (Treatment and Care) Act 1994*.

Dated 27 May 2011.

KATY GALLAGHER  
Minister

SIMON CORBELL  
Minister

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# Mental Health (Treatment and Care) Amendment Regulation 2011 (No 1)

Subordinate Law SL2011-14

made under the

**Mental Health (Treatment and Care) Act 1994**

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## 1 Name of regulation

This regulation is the *Mental Health (Treatment and Care) Amendment Regulation 2011 (No 1)*.

## 2 Commencement

This regulation commences on the day after its notification day.

*Note* The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

## 3 Legislation amended

This regulation amends the *Mental Health (Treatment and Care) Regulation 2003*.

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J2010-781

Authorised by the ACT Parliamentary Counsel—also accessible at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)

**4 Section 7 (d), (e) and (f)**

*substitute*

- (d) a person who is subject to an involuntary treatment order under the Victorian Act, section 12 (Involuntary treatment orders—persons in the community) or section 12AA (Involuntary treatment orders—persons in approved mental health services);
- (e) a person—
  - (i) who is subject to a hospital transfer order under the Victorian Act, section 16 (3) (a) (Transfer of mentally ill prisoners); and
  - (ii) who is apprehended under the Victorian Act, section 43 (1) (Apprehension of involuntary patient absent without leave);
- (f) a person—
  - (i) who is subject to an order under the *Sentencing Act 1986* (Vic), part 5 (Mentally ill offenders); and
  - (ii) who is apprehended under the Victorian Act, section 43 (1);
- (fa) a person who is apprehended under the Victorian Act, section 53 (Apprehension of security patient absent without leave);
- (fb) a person who is apprehended under the Victorian Act, section 53AD (Apprehension of forensic patient absent without leave);
- (fc) a person who is subject to a transfer order under the Victorian Act, section 93G (Transfer of patients from this State);

**5 Dictionary, definition of *interstate agreement*, paragraph (a)**

*substitute*

- (a) the agreements dated 8 July 2002 and 23 November 2010 between the Minister for Health for the ACT and the Minister for Health of the State of Victoria (the *Victorian agreement*);
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**Endnotes**

**1 Notification**

Notified under the Legislation Act on 2 June 2011.

**2 Republications of amended laws**

For the latest republication of amended laws, see [www.legislation.act.gov.au](http://www.legislation.act.gov.au).

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