



# MENTAL HEALTH COURT

## Reference of person's mental condition to Mental Health Court

*Mental Health Act 2000 Queensland  
Sections 242(1)(a), 249, 256, 257 & 264*

Approved form No: MHC.02

- ◆ A reference can be made to the Mental Health Court if there is reasonable cause to believe a person alleged to have committed an indictable offence—
  - ◆ is mentally ill or was mentally ill when the alleged offence was committed;
  - ◆ has an intellectual disability of a degree that issues of unsoundness of mind, diminished responsibility or fitness for trial should be considered;
- ◆ This reference can be made by—
  - ◆ the person or the person's legal representative; or
  - ◆ the Attorney-General; or
  - ◆ the Director of Public Prosecutions; or
  - ◆ the Director of Mental Health.

**BLOCK LETTERS****Personal details**

The person the subject of the reference

Given name/s	Family name		
Also known as			
Residential address			
Town/suburb	State	QLD	Postcode
Phone no.			
Date of birth		or Age	
Male	<input type="checkbox"/>	Female	<input type="checkbox"/>

Mark  applicable box**PLEASE PRINT**

Provide details of the offence/s including summary matters

**Details of charge/s**

Charge	Date of offence	Court	Court file no. / indictment no.
1.			
2.			
3.			
4.			
5.			

Mark  applicable box**\*\*additional schedule of offences is attached** Mark  and complete if applicable**Further details**

- Bail granted
- Remanded in custody / serving sentence of imprisonment or detention

Place of custody

- Receiving treatment for mental illness

Current treating service

Authorised mental health service

Mark  applicable box(es)

- Voluntary patient
- Involuntary treatment order  specify  In-patient category  Community category
- or  Forensic order

Note: more than one may apply

and/or

- Classified patient
- Court order (s101(2), 273(1), 337(5))  specify

**continued over page...→**

Mark <input checked="" type="checkbox"/> applicable box	<b>Declaration</b> Director of Mental Health <input type="checkbox"/> Attorney-General <input type="checkbox"/> Director of Public Prosecutions <input type="checkbox"/> Legal representative <input type="checkbox"/> Person subject of the reference <input type="checkbox"/> The matter of the person's mental condition relating to the offence is referred to the Mental Health Court.		
	<b>Attachments</b> This reference <b>must</b> be accompanied by a copy of any <b>expert's report</b> on the expert's examination of the person.		
Attach document/s (if available) person making reference	Signature	Print name	
		Date <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	
	Business address		
	Town/suburb	State	QLD
Phone no.			

**To:** Registrar, Mental Health Court  
 GPO Box 48, BRISBANE QLD 4001  
**Attorney-General** and **administrator authorised mental health service** if reference is made by Director of Mental Health.

**To be completed by Registrar, Mental Health Court**

Registrar, Mental Health Court	<b>Notice</b>	
	Signature	<i>seal</i>
	Print name	
Date <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>		

**Copy to:** registrar of the court before which the person is to appear for the offence the Commissioner of Police OR Director of Public Prosecutions - as appropriate the other parties to the proceeding for the reference