



Mental Health Court

Stay of decision of Mental Health Review Tribunal pending appeal

*Mental Health Act 2000 Queensland
Sections 323 & 324*

Form No: MHC.17

BLOCK LETTERS	Patient's details	
The patient who is the subject of the appeal	Given name/s	Family name
	Residential address	
	Town/suburb	State QLD Postcode
	Date of birth	or Age
PLEASE PRINT	Mental Health Review Tribunal appeal details	
Set out the decision of the Mental Health Review Tribunal that is being appealed		
	Date of Mental Health Review Tribunal decision	
PLEASE PRINT	Stay of decision	
Set out conditions of stay if applicable	The decision of the Mental Health Review Tribunal is stayed pending the hearing of the appeal.	
	The stay is given on the following conditions:	
	The period of the stay ends	
COMPLETE IF APPLICABLE	Order to police	
Where patient is to be detained	A police officer is authorised to detain the patient and take the patient to:	
	<input type="text"/> pending the hearing of the appeal.	
Order	Order	
Mental Health Court	Signature	seal
	Date <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> <input type="text"/>	
Copies to: Mental Health Review Tribunal Director of Mental Health the other parties to the appeal anyone else to whom notice of the Mental Health Review Tribunal's hearing for the review or application was given		

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If the stay of decision relates to a finding as to fitness for trial then, immediately after the Attorney-General receives the notice of stay, the Chief Executive for Justice must give written notice of the stay

Notice

Chief Executive for Justice

Signature

Print name

Date

/ /

To: registrar of the court in which proceedings for the relevant offence are to be heard
the Commissioner of Police OR Director of Public Prosecutions - as appropriate
if the patient is a child – the Chief Executive for Families

INFORMATION

Police Powers and Responsibilities Act 2000

Section 19

A police officer may enter a place and stay for a reasonable time if empowered under another Act to **detain** a person.

The police officer may enter a dwelling without the consent of the occupier to **detain** a person.

The police officer who enters a place may search the place for the person.

If the place is a vehicle, a police officer may stop and **detain** the vehicle and enter it to detain the person.