



# MENTAL HEALTH COURT

## Custody order

*Mental Health Act 2000 Queensland*  
*Section 272,273(1)(a)*

Form No: MHC.14

- ♦ If the Mental Health Court orders proceedings against the person for the offence continue, the court may order the person be remanded in custody or bail be granted or enlarged under the *Bail Act 1980* for the person.

**BLOCK LETTERS**

The person the subject of a Mental Health Court proceeding

**Person's details**

Given name/s	Family name		
Residential address			
Town/suburb	State	QLD	Postcode
Date of birth	or Age		

**Order**

The Mental Health Court has ordered that proceedings against the person for the offence continue.

The Mental Health Court has ordered the person be:

Mark  applicable box

- remanded in custody
- or granted bail under the *Bail Act 1980*
- or granted enlarged bail under the *Bail Act 1980*

**MHC DECISION MUST BE ATTACHED**

Mental Health Court

**Attachments**

Attached is a copy of the Mental Health Court decision on the reference.

Signature	seal
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"/>

**To:** the parties to the proceeding for the reference  
**Attorney-General**  
**Chief Executive for Justice**  
**Mental Health Review Tribunal**  
 administrator, authorised mental health service stated in the order  
 if before the making of the order, the patient was in other lawful custody – the patient's  
 custodian  
 if the patient is a child - the Chief Executive for Families

## INFORMATION

### ***Mental Health Act 2000***

#### Section 273

If the Mental Health Court orders proceedings against the person for the offence to continue according to law and the Mental Health Court orders the person be remanded in custody:

- ◆ a police officer, correctional officer or detention centre officer may take the person to a place of custody.

A correctional officer or detention centre officer may exercise the power with the help, and using the force, that is reasonable in the circumstances.

### ***Police Powers and Responsibilities Act 2000***

#### Section 376

It is lawful for a police officer exercising or attempting to exercise a power under this section of the *Police Powers and Responsibilities Act 2000* or another Act against an individual, and anyone helping the police officer, to use reasonably necessary force to exercise the power.

It is also lawful for a police officer to use reasonably necessary force to prevent a person from escaping from lawful custody.