Government of **Western Australia**
Mental Health Commission

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Rights of patients and their personal support persons

Mental Health Act 2014

RIGHTS OF PATIENTS

- Right to information about your rights
- Right to ask questions and be fully informed about any treatment offered to you
- Right to be able to contact people
- Right to a medical examination after being admitted to a hospital
- Right to access your medical records
- Right to keep your personal possessions securely while you are a patient in a hospital
- Right to an interview with a psychiatrist
- Right to freedom of lawful communication
- Right to confidentiality
- Right to nominate a nominated person
- Right to refuse treatment, if you are a voluntary patient
- Right to reasons, if your request to be admitted to a hospital has been refused
- Right to leave a hospital at any time, if you are a voluntary patient
- Right to have a treatment, support and discharge plan and be involved in the making of the plan, if you are an involuntary patient
- Right to receive a further opinion about treatment, if you are an involuntary patient
- Right to make a complaint to the mental health service and/or the Health and Disability Services Complaints Office if you are unsatisfied
- Right to seek legal advice
- Right to be represented at a hearing before the Mental Health Tribunal
- Right to have your case reviewed by the Mental Health Tribunal, if you are a long-term voluntary inpatient
- Right to have your involuntary status reviewed by the Mental Health Tribunal, if you are an involuntary patient
- Right to access the Mental Health Advocacy Service, if you are an involuntary patient, or a patient detained or referred for assessment.

RIGHTS OF PERSONAL SUPPORT PERSONS

- Right to have views considered by treatment and care providers
- Right to information about patients' rights
- Right to information about rights as a personal support person
- Right to confidentiality in discussions with clinicians
- Right to notifications of notifiable events
- Right to information about matters in connection with treatment and care of the patient
- Right to involvement in matters in connection with treatment and care of the patient, including preparation of a treatment, support and discharge plan for involuntary patients
- Right to be consulted in connection with the granting of leave
- Right to request a further opinion for involuntary patient
- Right to information about any restriction on patient's freedom of communication
- Right to information about separation of children from adult inpatients in mental health services
- Right to notification of applications to the Mental Health Tribunal
- Right to notification of hearings of, the Mental Health Tribunal
- Right to apply for some kinds of hearings before the Mental Health Tribunal
- Right to have views heard in matters before the Mental Health Tribunal
- Right to represent a person before the Mental Health Tribunal
- Right to be represented, before the Mental Health Tribunal
- Right to request advocacy from the Mental Health Advocacy Service for a patient
- Right to complain to the mental health service and/or the Health and Disability Services Complaints Office