



Request for President to revoke order – missing person

Mental Health Act 2016
Section 759

- ♦ Section 759 applies if a person who is subject to a relevant order is, for a period of more than 3 years:
 - (a) a patient required to return; or
 - (b) a person to whom the Forensic Disability Act, section 113 applies.
- ♦ If the relevant order is a forensic order, the section does not apply during any non-revocation period for the order.
- ♦ The President make revoke the relevant order for a person if the President considers, on information provided to the Tribunal by the Administrator of the person's treating health service, or of the forensic disability service that:
 - (a) the person is unlikely to return to Queensland; or
 - (b) the person is presumed to have died.
- ♦ The Tribunal must, within 7 days after the day the relevant order is revoked, given written notice of the revocation to:
 - (a) if an authorised mental health service is responsible for the person – the Administrator of the service; or
 - (b) if the forensic disability service is responsible for the person – the Administrator of the service.
- ♦ Relevant order means:
 - (a) a forensic order; or
 - (b) a treatment support order.

Administrator's details

Given name/s:		Family name:	
AMHS / FDS:			
AMHS / FDS Address:			
Town / Suburb:		State:	Postcode:
Phone No.:			
Email:			

Person's details

Given name/s:		Family name:	
Address:			
Town / Suburb:		State:	Postcode:
Date of birth:			
Type of order:	Forensic Order	Treatment Support Order	

Patient required to return

Patient required to return means a patient:

- (a) in relation to whom a responsible person has given an authorisation or made a request under section 364; and
- (b) who has not been transported under the authorisation or request, or come or returned voluntarily, to the service or facility.

Person to whom the Forensic Disability Act, section 113 applies, see here: http://www.austlii.edu.au/cgi-bin/viewdoc/au/legis/qld/consol_act/fda2011202/s113.html.

For a period of more than three years the patient has been (tick as applicable):

☐ a patient required to return

☐ a person to whom section 113 of the Forensic Disability Act applies

Date of person's last hearing before the Tribunal:	
Basis for Request:	<input type="checkbox"/> person is unlikely to return to Queensland <input type="checkbox"/> person is presumed to have died

Circumstances under which person became a patient required to return or a person to whom the Forensic Disability Act, section 113 applies:

Evidence to support the fact that the person is either unlikely to return to Queensland or the person is presumed to have died

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By signing this Request, I confirm that the person listed above has been a patient required to return, or has been a person to whom the Forensic Disability Act, section 113 applies for a period of more than three years.

Signature	Date / /
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Thank you for completing this Request. Please return it to the Tribunal by one of the following methods:

Post to: MHRT, PO Box 15818, City East, Brisbane, QLD, 4002

Email to: enquiry@mhrt.qld.gov.au

Fax to: (07) 3234 1540

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