



Forensic Disability Act 2011

Forensic Disability Regulation 2011

Reprinted as in force on 1 July 2011

Reprint No. 1

**This reprint is prepared by
the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy**

Information about this reprint

This regulation is reprinted as at 1 July 2011.

This page is specific to this reprint. A table of reprints is included in the endnotes.

Also see endnotes for information about when provisions commenced.

Spelling

The spelling of certain words or phrases may be inconsistent with other reprints because of changes made in various editions of the Macquarie Dictionary (for example, in the dictionary, 'lodgement' has replaced 'lodgment').

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, authorised (that is, hard copy) and unauthorised (that is, electronic), are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If an authorised reprint is dated earlier than an unauthorised version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

Replacement reprint date If the date of an authorised reprint is the same as the date shown on another authorised reprint it means that one is the replacement of the other.



Queensland

Forensic Disability Regulation 2011

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Forensic Disability Regulation 2011

[reprinted as in force on 1 July 2011]

1 Short title

This regulation may be cited as the *Forensic Disability Regulation 2011*.

2 Commencement

This regulation commences on 1 July 2011.

3 Register of use of regulated behaviour controls—Act, s 74

(1) For the Act, section 74, the register of the use of regulated behaviour controls must, for every use of a regulated behaviour control on a forensic disability client, include the following information—

- (a) the client's name and date of birth, if known;
- (b) a description of the client's behaviour which resulted in the use of the regulated behaviour control, including the intensity of the behaviour;
- (c) the type of regulated behaviour control used;
- (d) the reason for the use of the regulated behaviour control;
- (e) the details and outcome of the following incidents—
 - (i) any medical treatment given to the client or others;
 - (ii) any attendance by an entity external to the department;

Examples of an entity external to the department—

- a police officer
- an ambulance officer

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- a registered health practitioner who is not employed by the department
- (iii) any workplace incident;
 - (f) the name and position of the person who prescribed or authorised the use of the regulated behaviour control;
 - (g) the day and time when the use of the regulated behaviour control was prescribed or authorised;
 - (h) if the regulated behaviour control is not fixed dose medication—the name and position of the person who administered or used the regulated behaviour control;
 - (i) the day and time when the use began and ended;
 - (j) the effectiveness of the use in controlling the client's behaviour;
 - (k) if the type of regulated behaviour control used is a mechanical restraint— the type of mechanical restraint;
- Example—*
- harness, gloves, sheet, splint, cuffs, bolster
- (l) if the type of regulated behaviour control used is behaviour control medication—
 - (i) the name of the medication; and
 - (ii) whether the medication is fixed dose medication; and
 - (iii) the dose, route and frequency of the medication; and
 - (iv) any restrictions on the use of the medication.
- (2) Also, if the type of regulated behaviour control used is behaviour control medication that is fixed dose medication, the register must be updated at the end of the first month from the beginning of the use of the regulated behaviour control and subsequently, at intervals of not more than 1 month until the use of the regulated behaviour control ends with the following information—
- (a) a confirmation that the medication was administered as specified in the psychiatrist's prescription;

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- (b) the name and position of any person who administered the medication.
 - (3) For subsections (1) and (2), a use of a regulated behaviour control that is fixed dose medication begins on the first administration of the medication under the psychiatrist's prescription and ends on the last administration of the medication under the psychiatrist's prescription.
 - (4) For subsection (1)(e), incidents means incidents that occurred as a result of—
 - (a) the client's behaviour mentioned in subsection (1)(b); or
 - (b) the client's reaction to the use of the regulated behaviour control.
 - (5) In this section—

workplace incident see the *Workplace Health and Safety Act 1995*, schedule 3.

4 Forensic disability service—Act, s 95

For the Act, section 95, the place shown in the schedule, located on lot 399 on SP152839 situated in the County of Stanley, is declared to be the forensic disability service.

5 Records about forensic disability clients

- (1) The administrator must, for each forensic disability client, keep a record containing the following information—
 - (a) the client's name and date of birth, if known;
 - (b) the day the client became a forensic disability client;
 - (c) the day the client was detained in the forensic disability service;
 - (d) if the client is temporarily detained in an authorised mental health service—the day the client is detained and returned to the forensic disability service;
 - (e) a photograph of the client taken within the last year;

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- (f) a list of any adverse reactions the client has to medication;
 - (g) if the director approves the client's absence from the forensic disability service—the approved period of absence and the conditions, if any, under which the absence is approved;
 - (h) if a senior practitioner, for a client's individual development plan, authorises limited community treatment for the client—
 - (i) the day of the authorisation; and
 - (ii) the conditions, if any, of the authorisation; and
 - (iii) if the conditions are changed—the day of the change; and
 - (iv) the day the authorisation ceases to have effect;
 - (i) if a senior practitioner gives the client a notice requiring the client to return to the forensic disability service—the day the senior practitioner issues the notice;
 - (j) the day the client ceases to be a forensic disability client and the reason for the cessation.
- (2) Also, the record must contain details of any decision or order made by the tribunal or Mental Health Court about the client, including, for example, the following details—
- (a) the decision or order made;
 - (b) the entity that made the decision or order;
 - (c) the day the decision or order was made;
 - (d) the conditions, if any, of the decision or order;
 - (e) if the conditions of the decision or order are changed—the day of the change;
 - (f) the day the decision or order ceases to have effect.
- (3) If the information contained in a record under this section ceases to be correct, the administrator must update the record as soon as practicable after the administrator becomes aware that it is incorrect.

- (4) A client's file kept at the forensic disability service for a client is not a record for this section.

Schedule Forensic Disability Service

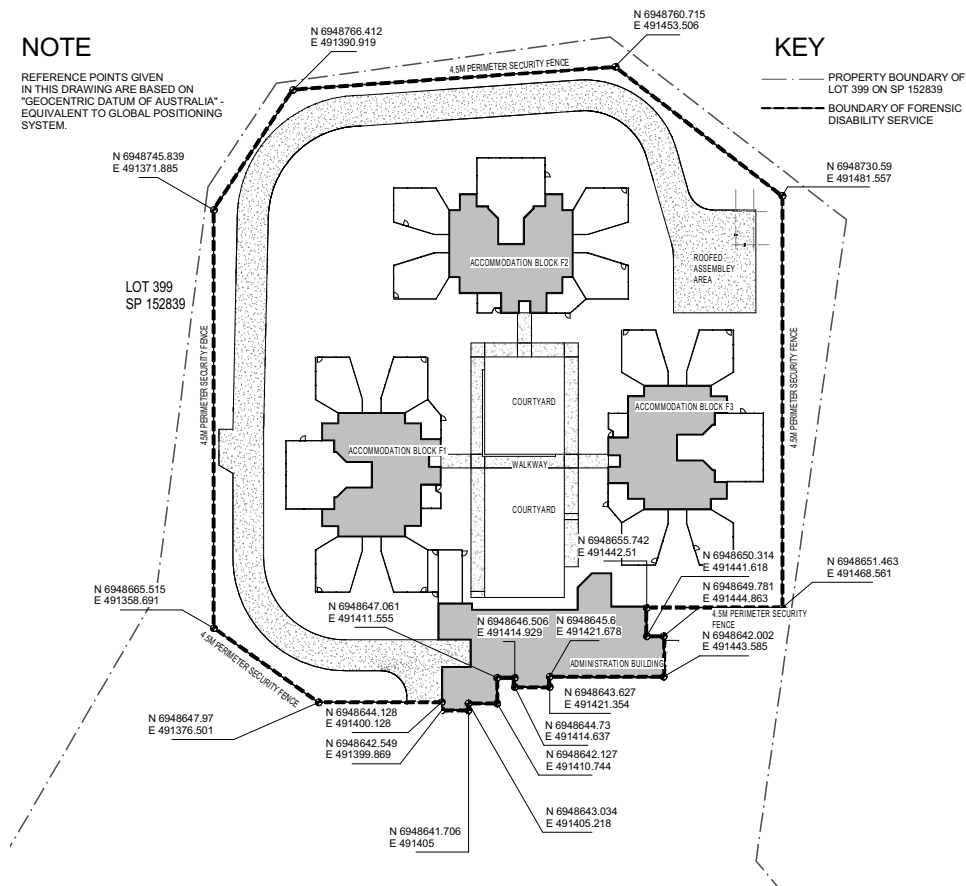
section 4

NOTE

REFERENCE POINTS GIVEN IN THIS DRAWING ARE BASED ON "GEOCENTRIC DATUM OF AUSTRALIA" - EQUIVALENT TO GLOBAL POSITIONING SYSTEM.

KEY

--- PROPERTY BOUNDARY OF LOT 399 ON SP 152839
 - - - BOUNDARY OF FORENSIC DISABILITY SERVICE



Endnotes

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). However, no amendments have commenced operation on or before that day. Future amendments of the Forensic Disability Regulation 2011 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	1 July 2011	

5 List of legislation

Forensic Disability Regulation 2011 SL No. 122

made by the Governor in Council on 23 June 2011

notfd gaz 24 June 2011 pp 534–8

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2011 (see s 2)

exp 1 September 2021 (see SIA s 54)

- Notes—(1) The expiry date may have changed since this reprint was published.
See the latest reprint of the SIR for any change.
- (2) An explanatory note was prepared.