



Mental Health Tribunal Quarterly Activity Report

1 July to 30 September 2024

Mental Health Tribunal

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Mental Health Tribunal

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Contents

1. Tribunal hearings	5
1.1 Hearings conducted.....	5
1.2 Hearings adjourned	6
1.3 Reasons for adjournments with extension of order	6
2. Treatment order hearings	7
2.1 Treatment orders made, confirmed or revoked by the Tribunal	7
2.2 28-day hearings	8
2.3 Authorised psychiatrist application hearings	10
2.4 Patients whose community treatment order was varied to an inpatient treatment order	13
2.5 Applications for revocation by the patient.....	14
3. ECT orders	15
3.1 Elapsed time from receipt of ECT application to hearing	15
3.2 Outcomes of applications for an ECT order	16
3.3 Duration of ECT orders made.....	17
3.4 Number of ECT treatments authorised.....	18
4. Participation at hearings	19
5. Complaints & feedback	20

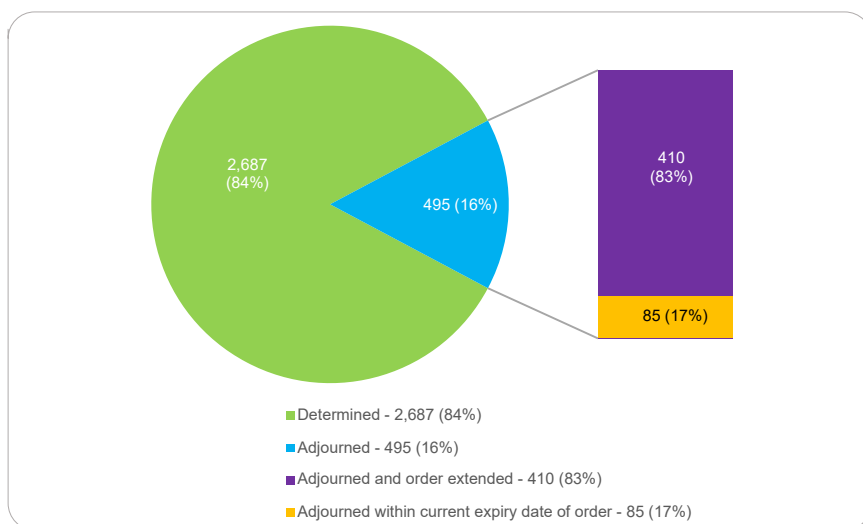
Notes about the Mental Health Tribunal Quarterly Activity Report:

To enable the community to be informed of the practical operation of the *Mental Health and Wellbeing Act 2022* (the Act), the Mental Health Tribunal (the Tribunal) is committed to providing regular and detailed information about the decisions it makes concerning compulsory mental health treatment. Quarterly Activity Reports are produced for the first three quarters of each financial year and the Annual Report captures the full financial year.

1. Tribunal hearings

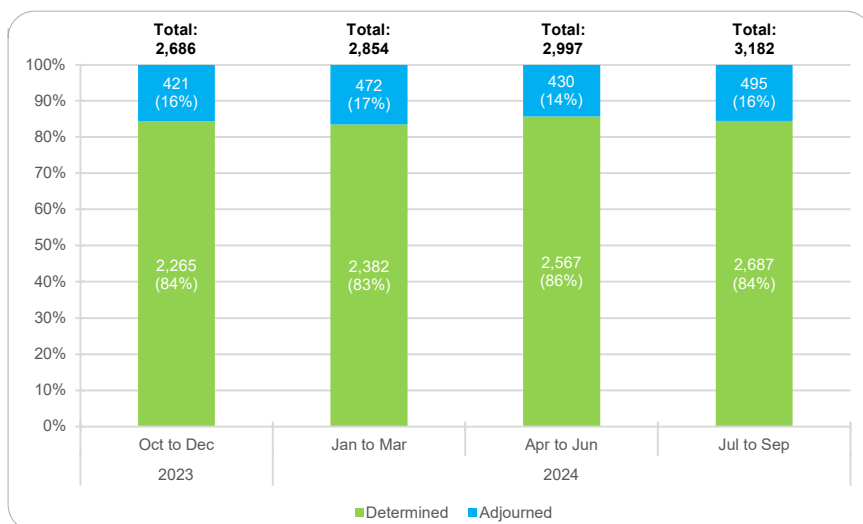
Between 1 July and 30 September 2024, the Tribunal conducted 3,182¹ hearings. There were a further 2,070 matters which were listed for a hearing but were cancelled before the hearing date, usually as a result of the patient’s order being revoked (cancelled) or the hearing being rescheduled to another date to facilitate the participation of parties.

Of the 3,182 hearings conducted in this period, 84% (2,687) were determined and 16% (495) were adjourned.



1.1 Hearings conducted

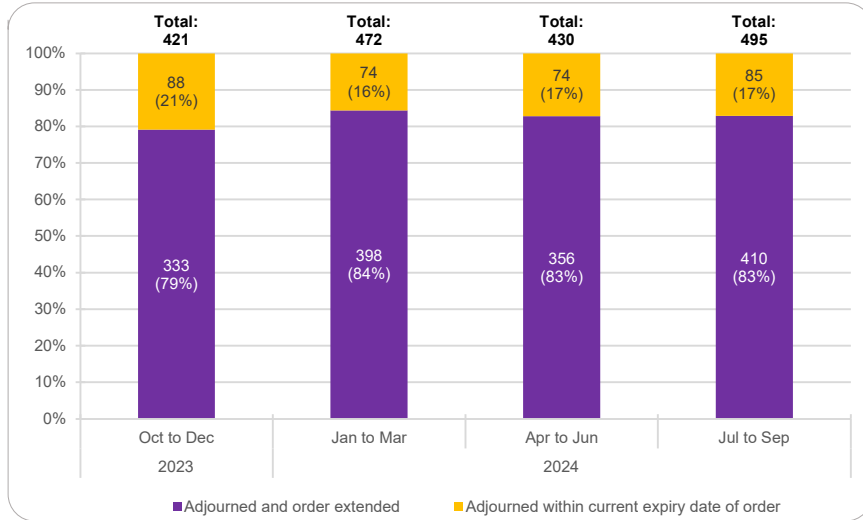
Between 1 January and 30 September 2024, the Tribunal has conducted an average of 1,000 hearings a month.



¹ Total of all Tribunal hearings including treatment order, ECT order and other hearings.

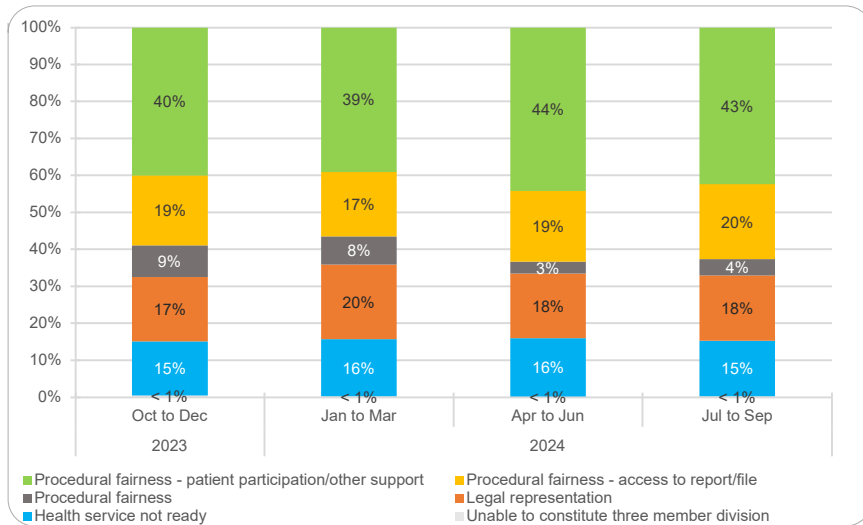
1.2 Hearings adjourned

Hearings can be adjourned to a later date with or without the patient’s order being extended. This quarter the proportion of hearings adjourned with an order extension was 83%.



1.3 Reasons for adjournments with extension of order

A patient’s hearing can be adjourned and their temporary treatment order or treatment order extended by a maximum of 10 business days if the Tribunal is satisfied that exceptional circumstances exist.



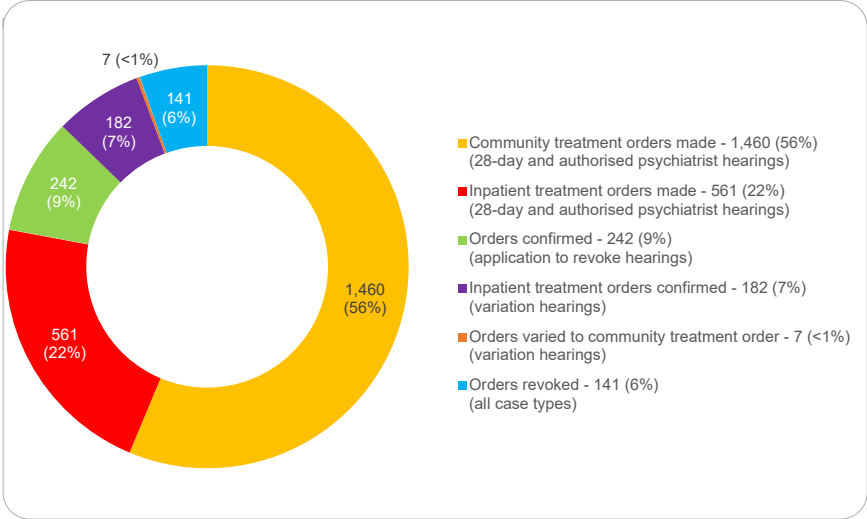
2. Treatment order hearings

2.1 Treatment orders made, confirmed or revoked by the Tribunal

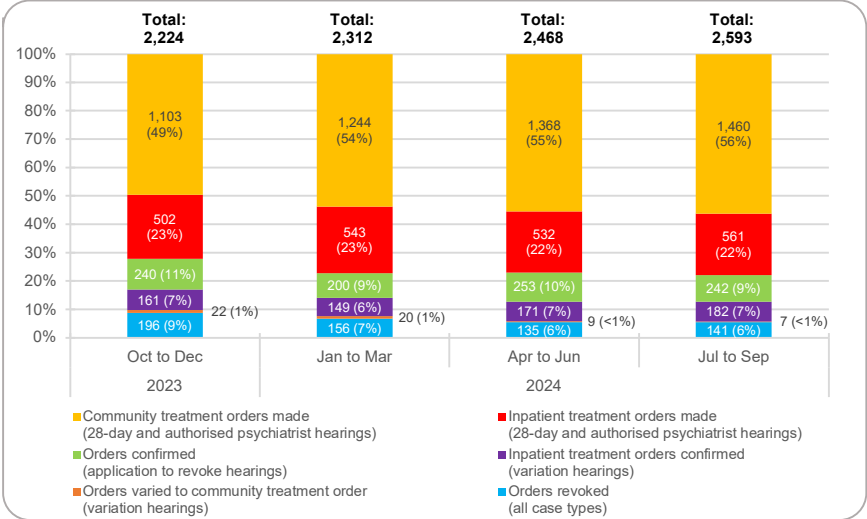
In any hearing concerning a temporary treatment order or treatment order, the Tribunal must decide whether to make, confirm or revoke an order. When the Tribunal makes or confirms an order, the Tribunal must determine the category of the order, being a community treatment order or an inpatient treatment order, based on the circumstances at the time of the hearing. If the Tribunal is *making* a treatment order it also determines the duration of a treatment order. If the Tribunal is *confirming* a treatment order, the expiry date of that order remains the same and cannot be changed by the Tribunal.

Between July and September 2024, the Tribunal conducted 2,593 treatment order hearings. In these hearings the Tribunal made 1,460 community treatment orders and 561 inpatient treatment orders. The Tribunal also confirmed 242 orders, 182 inpatient treatment orders, varied 7 orders to community treatment orders and revoked 141 orders.

2.1.1 Outcome of treatment order hearings (all case types, July-September 2024)



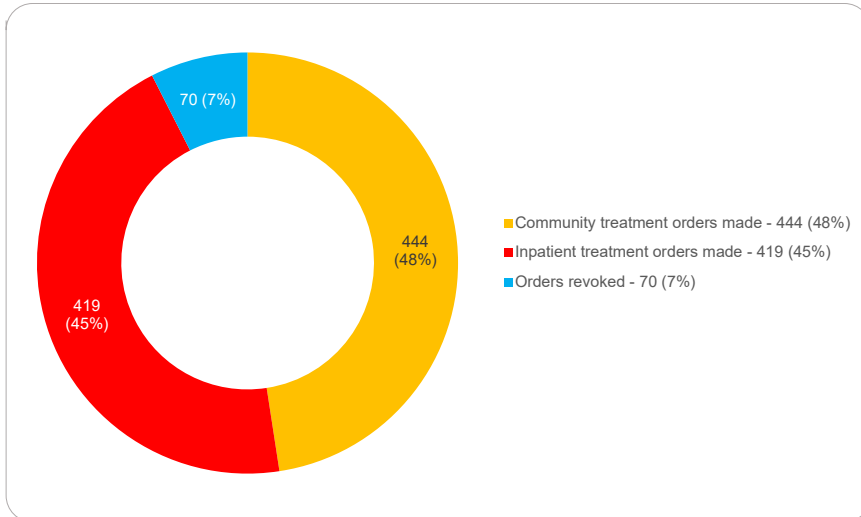
2.1.2 Quarterly comparison of treatment order hearing outcomes (all case types)



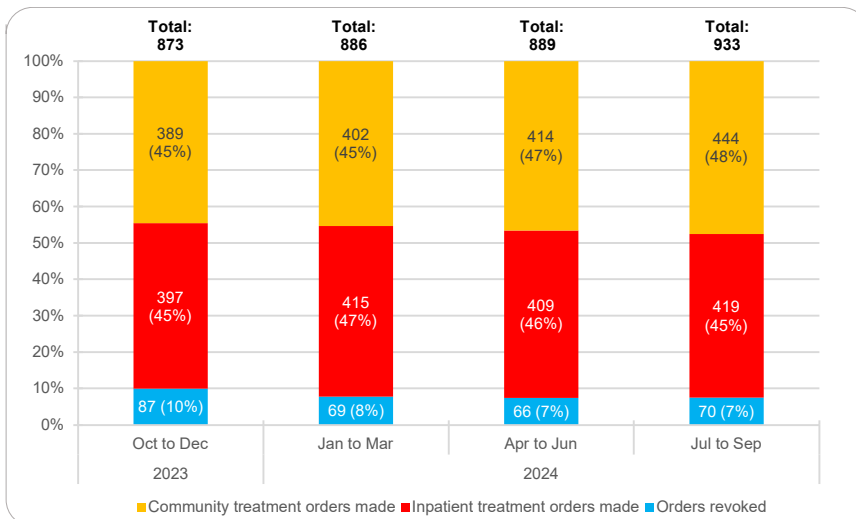
2.2 28-day hearings

The Tribunal must conduct a hearing to determine whether to make a treatment order for a person who is subject to a temporary treatment order within 28 days of a patient being placed on a temporary treatment order. After conducting the hearing, the Tribunal must either make a treatment order or revoke the temporary treatment order. If making a treatment order, the Tribunal must also decide whether it is an inpatient or community treatment order and the duration of the treatment order.

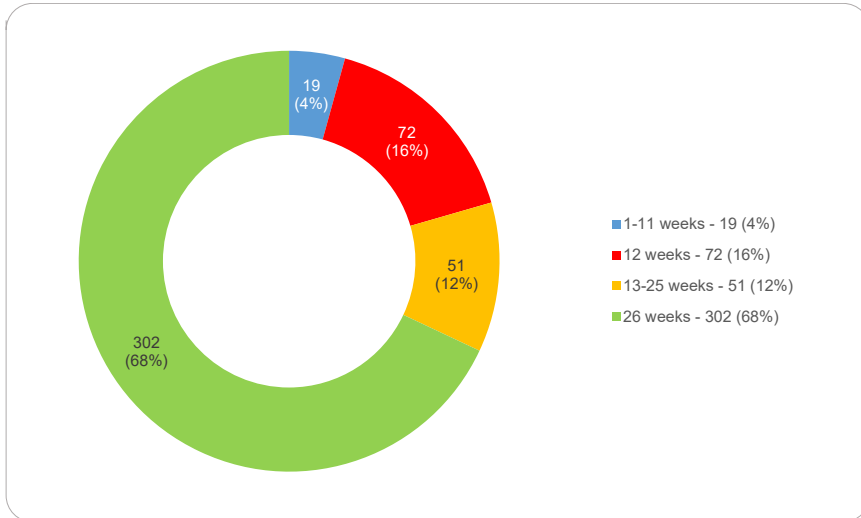
2.2.1 Treatment orders made and revoked (July – September 2024)



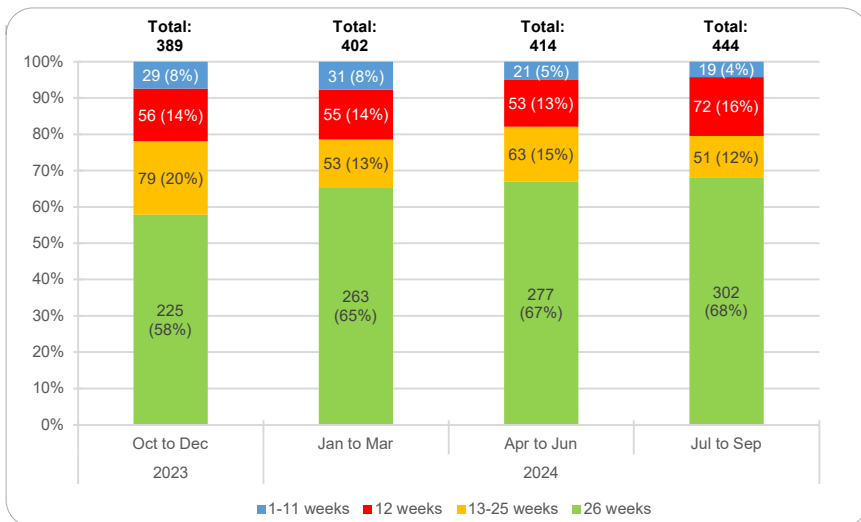
2.2.2 Quarterly comparison of treatment orders made and revoked



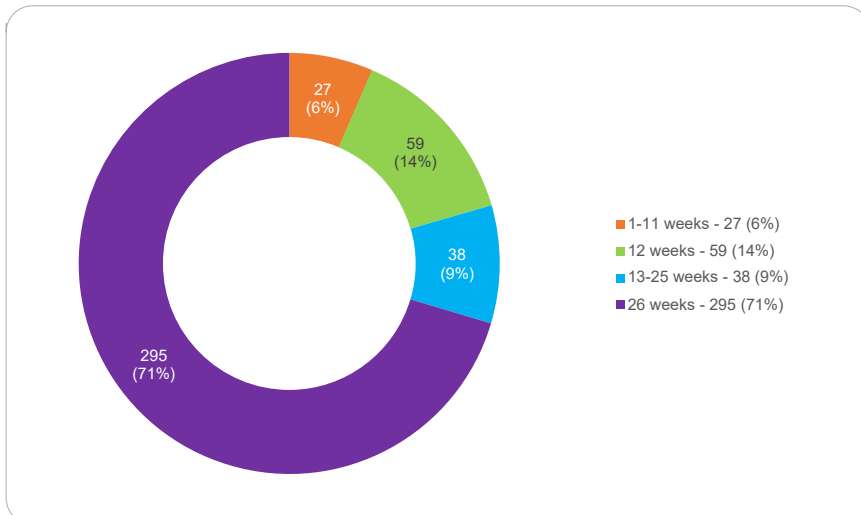
2.2.3 Duration of community treatment orders made (July – September 2024)



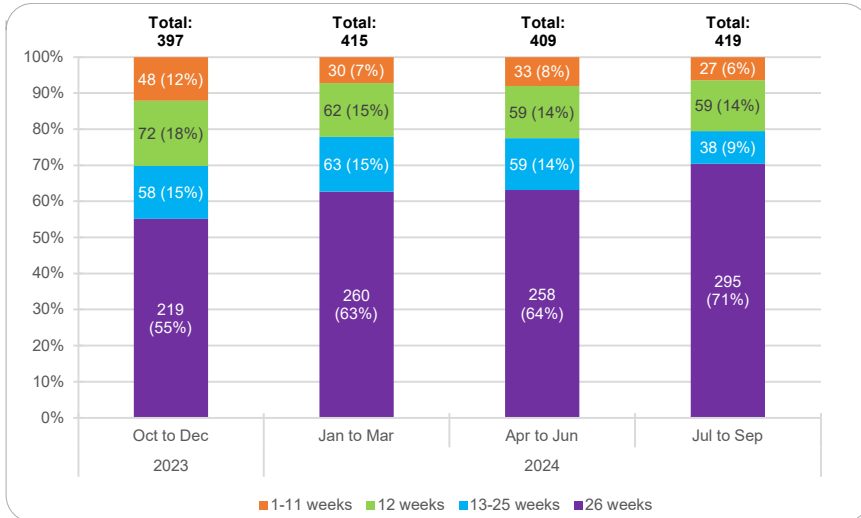
2.2.4 Quarterly comparison of the duration of community treatment orders



2.2.5 Duration of inpatient treatment orders made (July – September 2024)



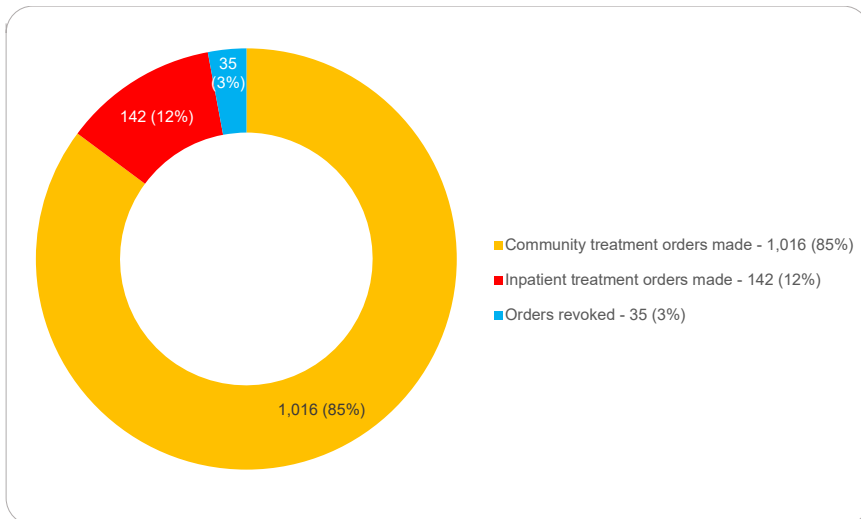
2.2.6 Quarterly comparison of the duration of inpatient treatment orders



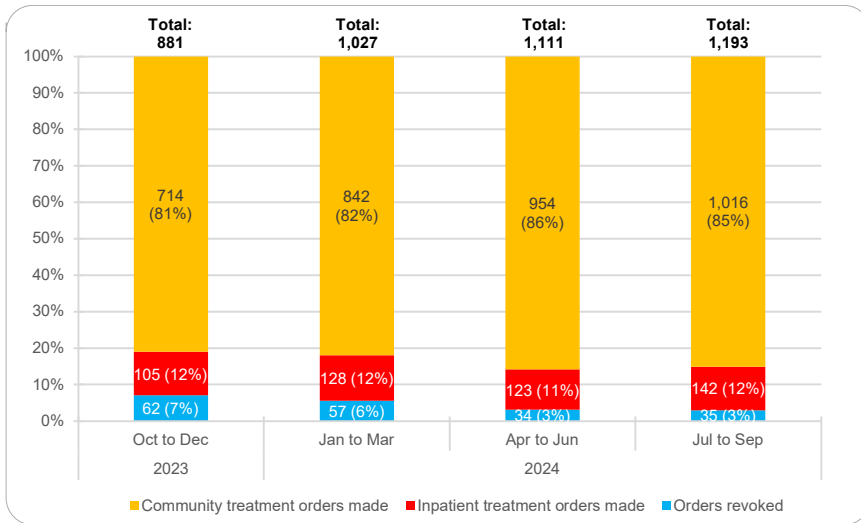
2.3 Authorised psychiatrist application hearings

An authorised psychiatrist can apply to the Tribunal for a further treatment order in relation to a compulsory patient who is currently subject to a treatment order. After conducting the hearing, the Tribunal must either make a new treatment order or revoke the current treatment order. If making a treatment order, the Tribunal must also decide whether it is an inpatient or community treatment order and the duration of the treatment order.

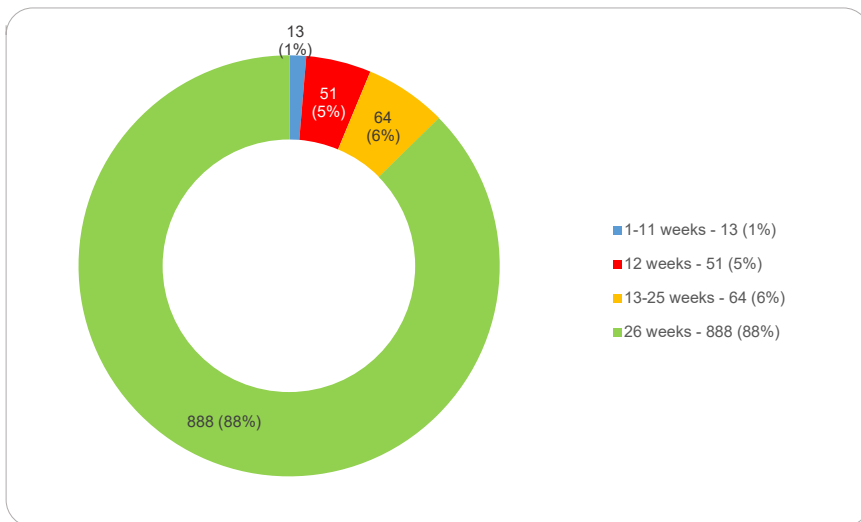
2.3.1 Treatment orders made and revoked (July – September 2024)



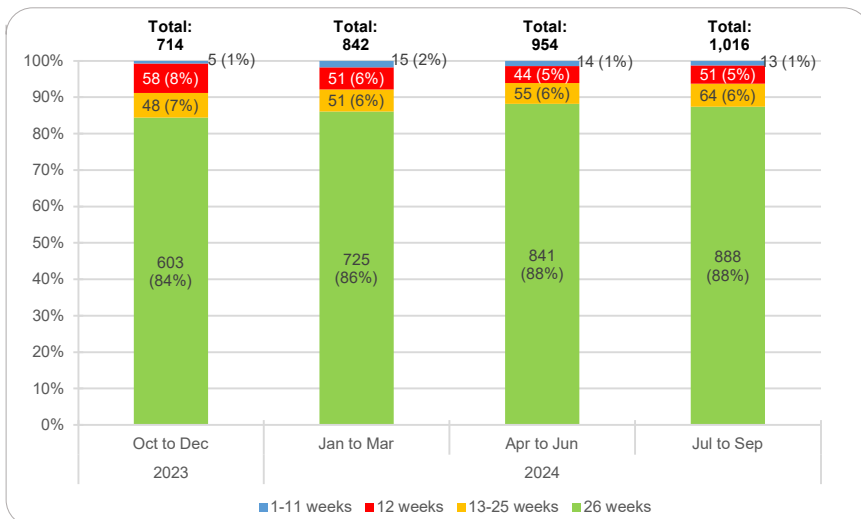
2.3.2 Quarterly comparison of treatment orders made and revoked



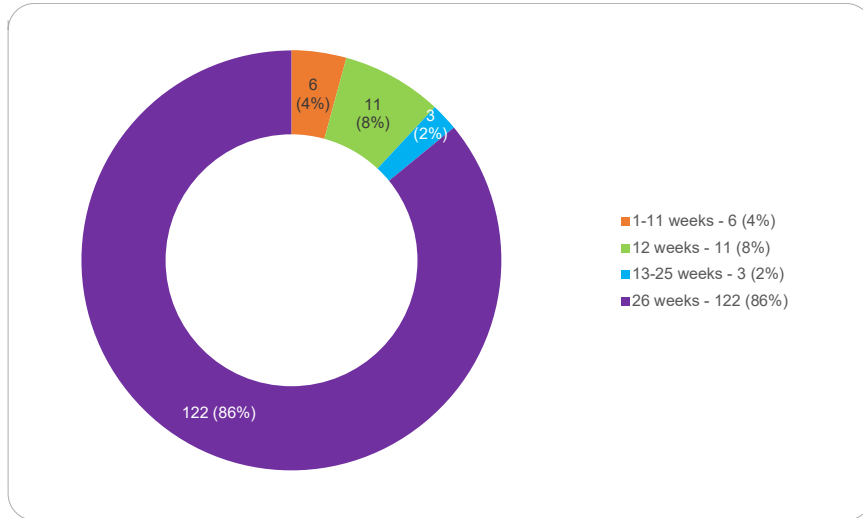
2.3.3 Duration of community treatment orders made (July – September 2024)



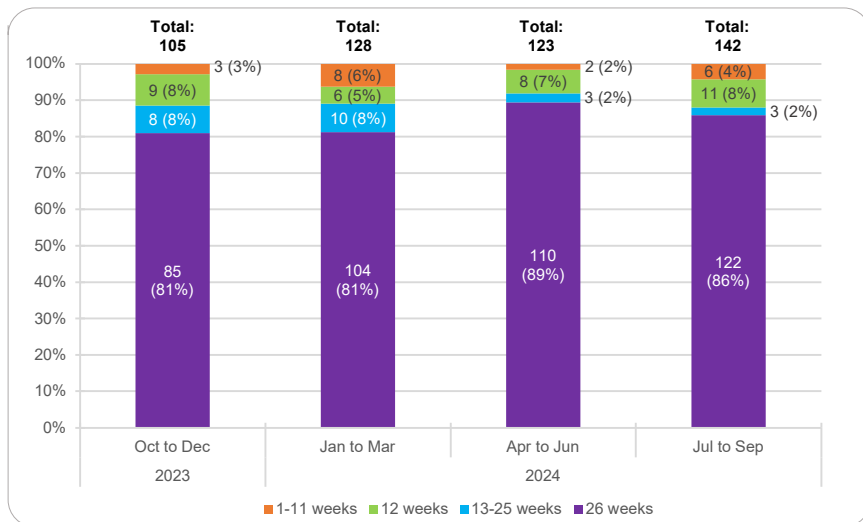
2.3.4 Quarterly comparison of the duration of community treatment orders



2.3.5 Duration of inpatient treatment orders made (July – September 2024)



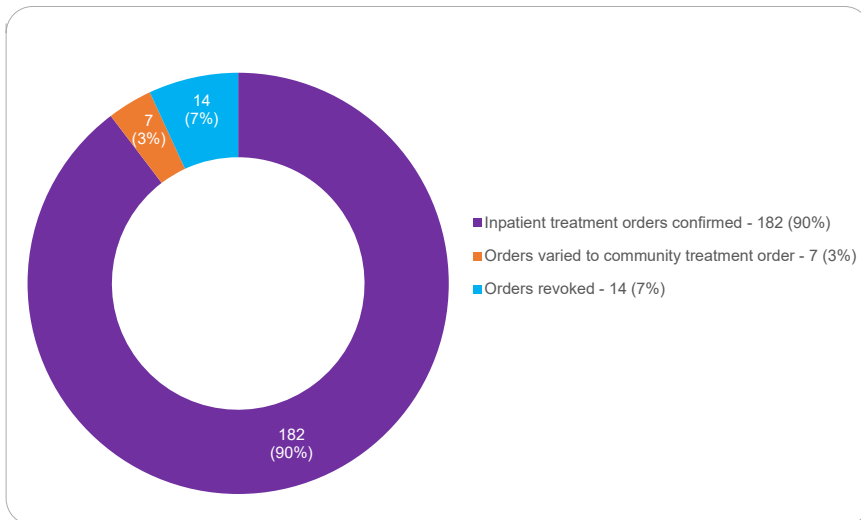
2.3.6 Quarterly comparison of the duration of inpatient treatment orders



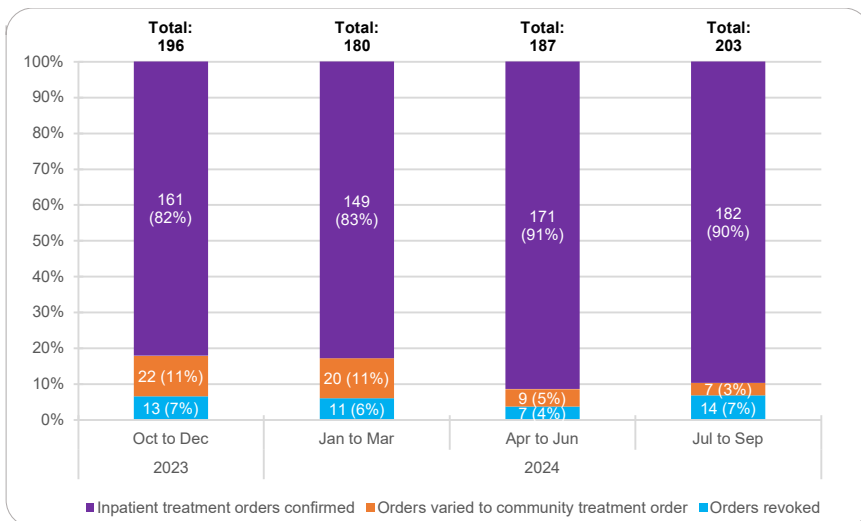
2.4 Patients whose community treatment order was varied to an inpatient treatment order

The Tribunal must initiate a variation hearing when an authorised psychiatrist varies a community treatment order to an inpatient treatment order. The hearing must occur within 28 days of the variation and the Tribunal must determine whether to confirm or revoke the treatment order. If confirming the treatment order, the Tribunal determines whether it should be for inpatient or community treatment but does not decide on a new duration.

2.4.1 Treatment orders confirmed and revoked (July – September 2024)



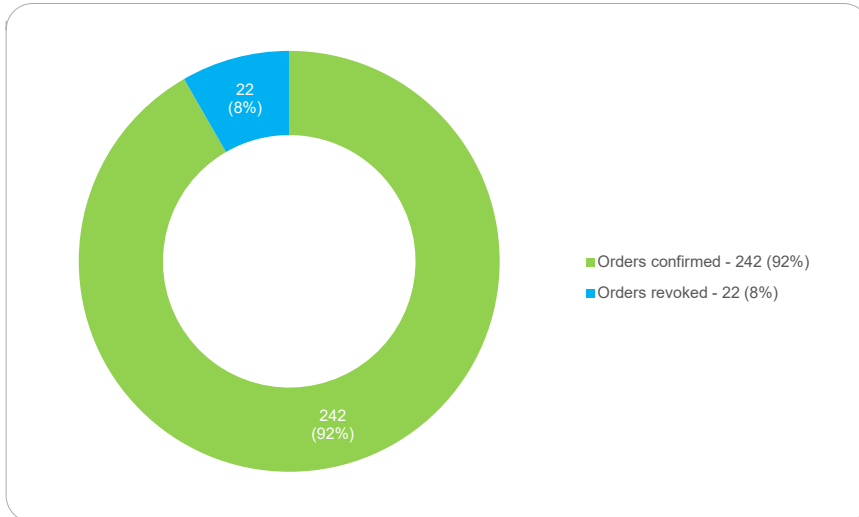
2.4.2 Quarterly comparison of treatment orders confirmed and revoked



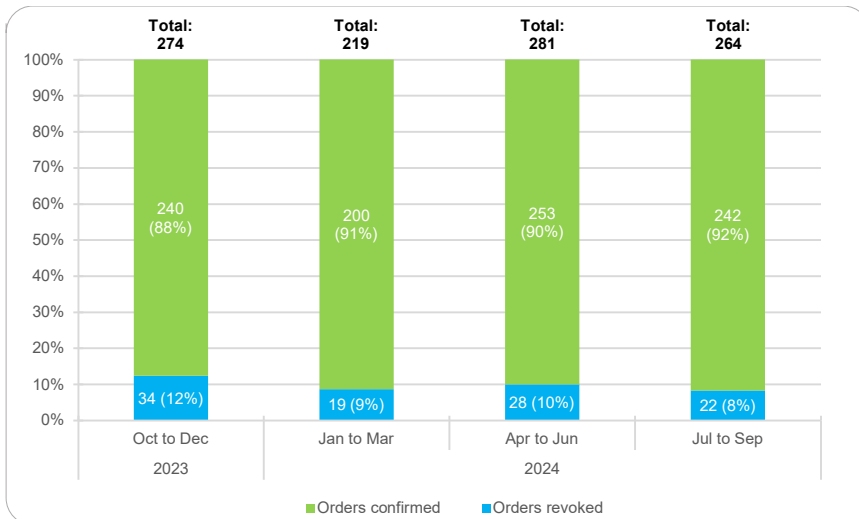
2.5 Applications for revocation by the patient

A patient subject to a temporary treatment order or treatment order, or someone on their behalf, can apply to the Tribunal at any time to revoke the order. After conducting the hearing, the Tribunal must either confirm the order or revoke the treatment order or temporary treatment order. If the patient's application concerns a treatment order and the Tribunal decides to confirm the treatment order, it must also decide whether it is for inpatient or community treatment but does not decide on a new duration.

2.5.1 Treatment orders confirmed and revoked (July – December 2024)



2.5.2 Quarterly comparison of treatment orders confirmed and revoked

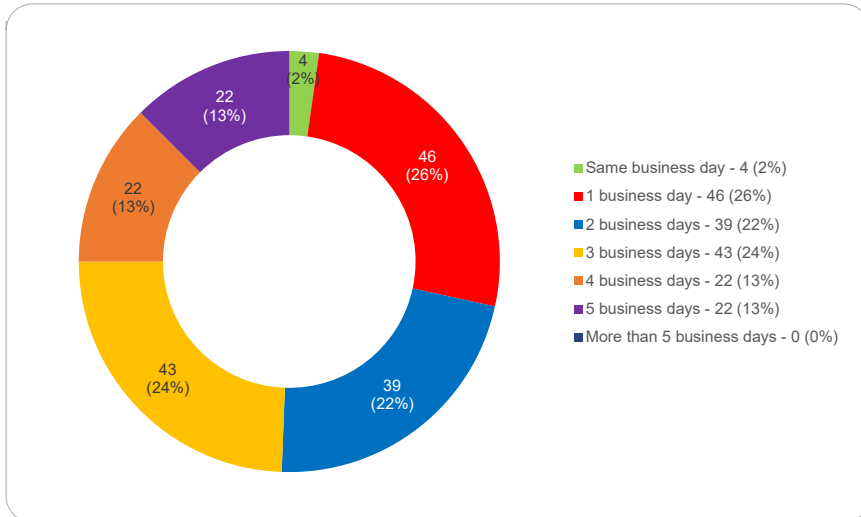


3. ECT orders

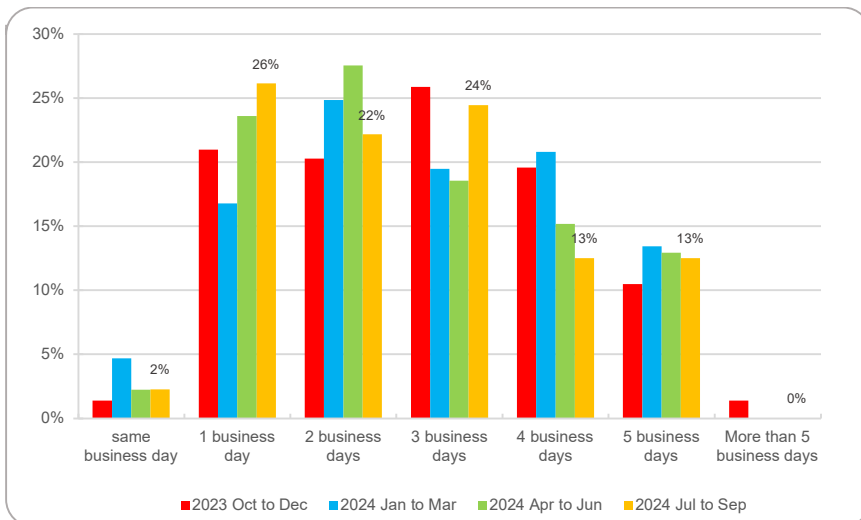
3.1 Elapsed time from receipt of ECT application to hearing

The Tribunal must list and complete the hearing of an application for an ECT order as soon as practicable and within five business days after receiving the application. The Tribunal Registry seeks to balance considerations of clinical urgency alongside procedural fairness and allowing people reasonable time to prepare for a hearing.

3.1.1 Elapsed time from receipt of application to hearing (July – September 2024)



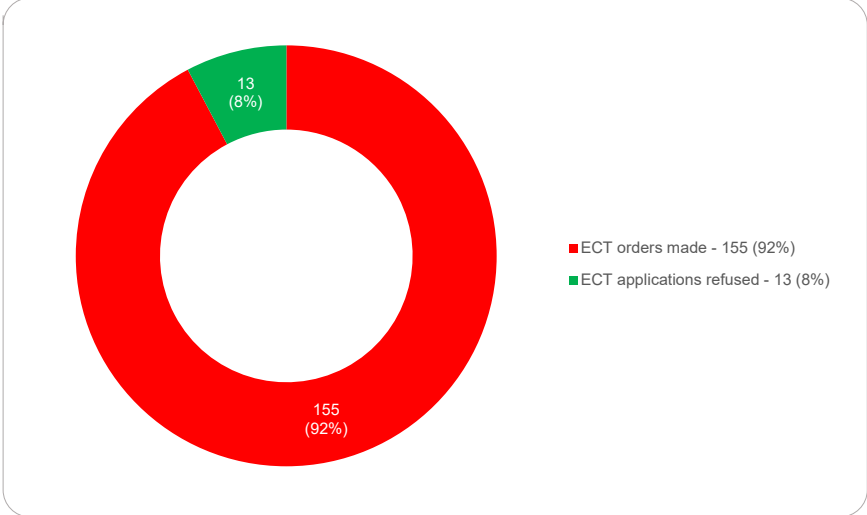
3.1.2 Quarterly comparison of elapsed time from receipt of application to hearing



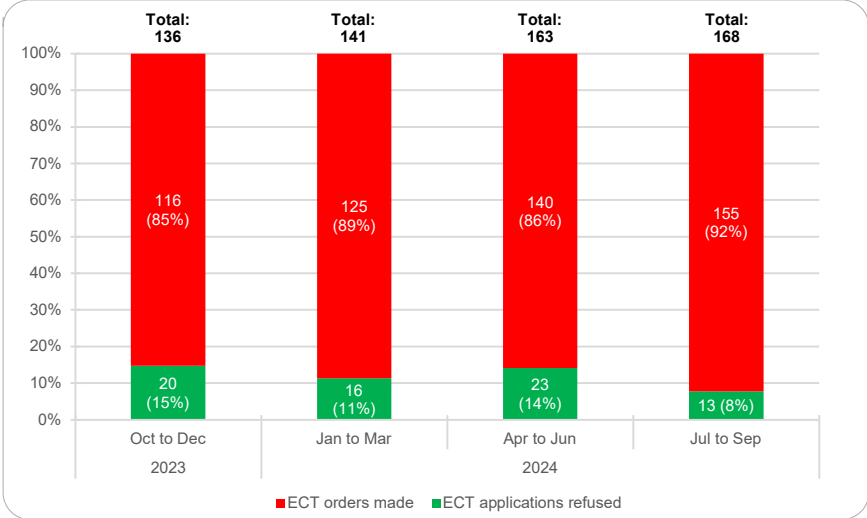
3.2 Outcomes of applications for an ECT order

The Tribunal heard 168 applications for ECT orders between July and September 2024. Of those, 155 (93%) ECT orders were made and 13 (8%) applications were refused.

3.2.1 ECT orders made and applications refused (July – September 2024)



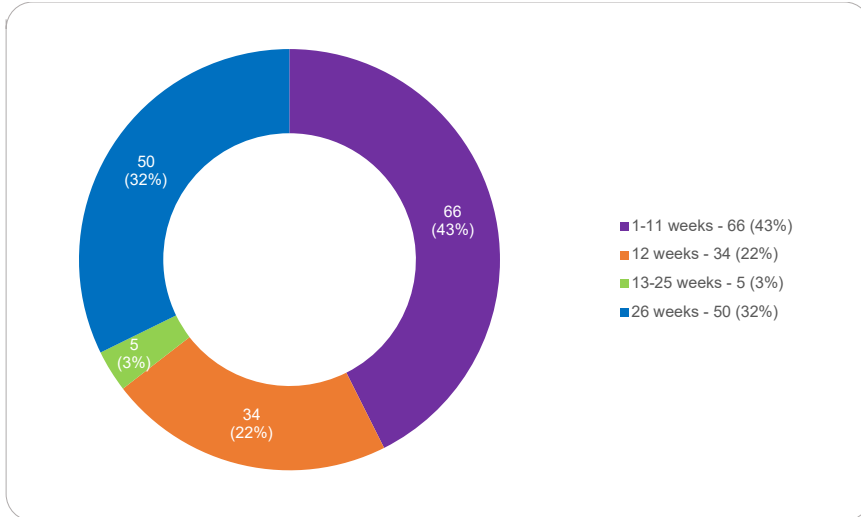
3.2.2 Quarterly comparison of ECT orders made and applications refused



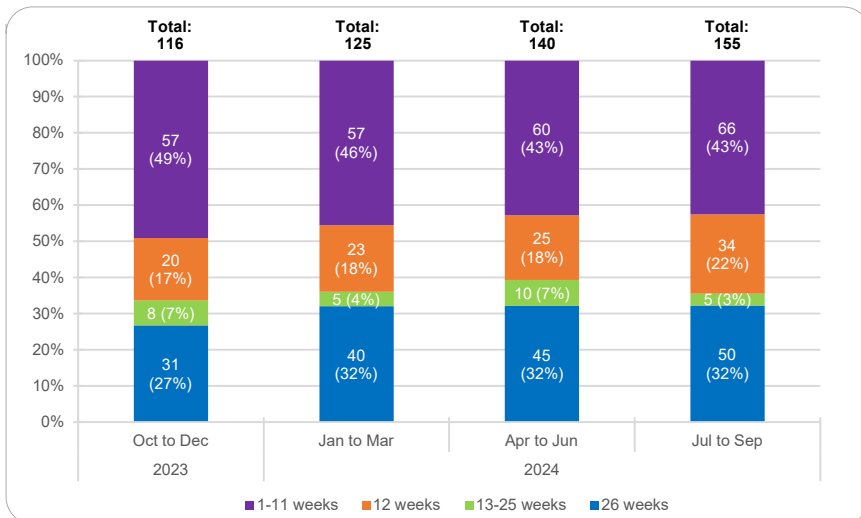
3.3 Duration of ECT orders made

When making an ECT order, the Tribunal must set the duration of the order up to a maximum of six months (26 weeks).

3.3.1 Duration of ECT orders made (July – September 2024)



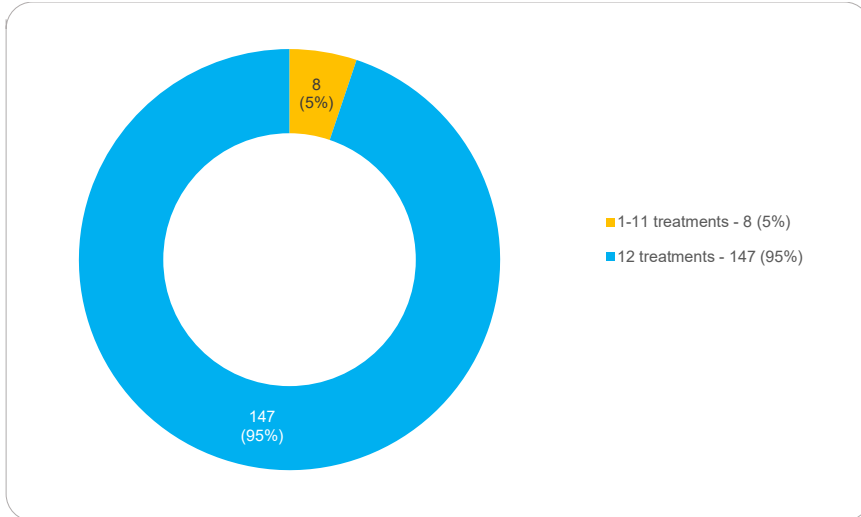
3.3.2 Quarterly comparison of the duration of ECT orders



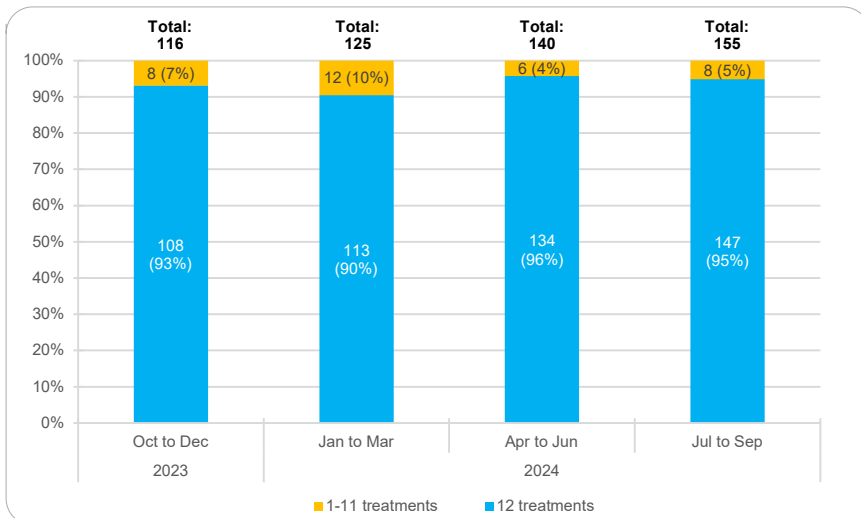
3.4 Number of ECT treatments authorised

When making an ECT order, the Tribunal must authorise a maximum number of treatments that can be administered, up to a maximum of 12.

3.4.1 Number of treatments authorised by ECT orders (July – September 2024)

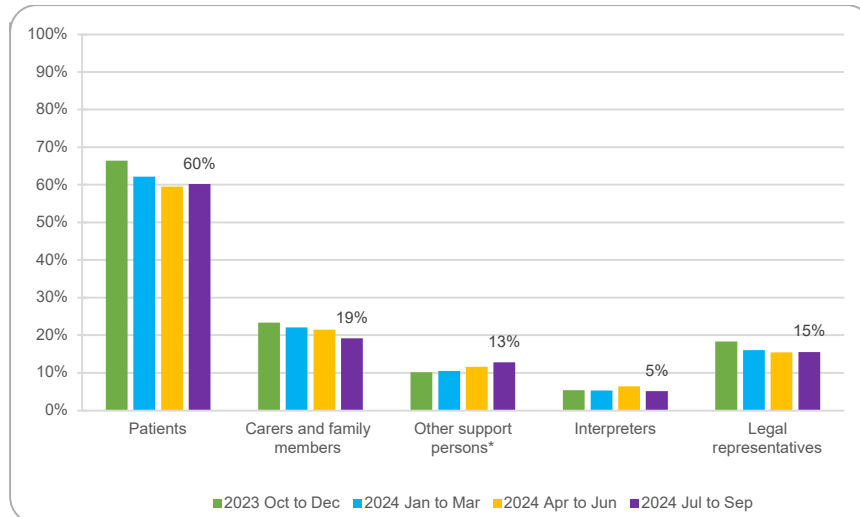


3.4.2 Quarterly comparison of the number of treatments authorised by ECT orders



4. Participation at hearings

The Tribunal is committed to promoting and encouraging the participation of patients and the people who support them in hearings. The Tribunal seeks to maximise the notice period as much as possible to allow people to participate.



* "Other support persons" includes nominated support persons, guardians, medical treatment decision makers, support workers, family and friends.

5. Complaints & feedback

This quarter the Tribunal received three complaints[^] and feedback, categorised in the table below.

All complaints and feedback have been responded to in accordance with the Tribunal's [Complaints and feedback policy](#) which is available on our website.

	Complaints	Feedback
Clarification of procedures	-	1
Conduct of hearings	2	-
Procedural fairness	-	-
Technical or administrative difficulty or error	-	-
Customer service	-	-

[^] Where multiple contacts are received about one hearing or issue these are counted once. Where a complaint is later withdrawn it is not counted.

*The number of complaints and feedback may not match the count of complaint or feedback types as each contact can raise multiple issues concerns.