

REVOCATION OF AN INVOLUNTARY ADMISSION OR RENEWAL ORDER

Responsible consultant psychiatrist to complete and forward to the Mental Health Commission upon the revocation of an admission or renewal order.

BLOCK CAPITALS (Before completing this form please read the notes overleaf)
In accordance with Part 2 of the Mental Health Act 2001

1. Full Name of Patient

2. Date of Birth

 / /

Gender M F

was involuntarily admitted to

3. Name and Address of
Approved Centre to which
patient was admitted

 Ward:

on

4. Date:

 / /

5. Full Name of Responsible
Consultant Psychiatrist
(and Professional Address if
other than Section 3 above)

I examined this patient on

6. Date:

 / /

Time: : :
(24 hour clock e.g. 2.41p.m. is written as 14.41)

In my opinion this patient is no longer suffering from a mental disorder as defined in the Mental Health Act (2001)

I have given to the patient concerned and his or her legal representative a copy of this form, as specified by the Mental Health Commission, to the effect that he or she—

- (a) is being discharged pursuant to *Section 28* of the Mental Health Act 2001,
AND
 (b) is entitled to have his or her detention reviewed by a tribunal in accordance with the provisions of *Section 18* or, where such review has commenced, completed in accordance with that section if he or she so indicates by notice in writing addressed to the Mental Health Commission within 14 days of the date of his or her discharge.

I hereby revoke the relevant admission / renewal order from

7. Date of revocation:

 / /

Time: : :
(24 hour clock e.g. 2.41p.m. is written as 14.41)

Please provide details of the patient's mental disorder using the latest ICD system,

F . .

Signed:

(Responsible Consultant Psychiatrist)

Date:

 / /

Time: : :
(24 hour clock e.g. 2.41p.m. is written as 14.41)

A copy of this form must be sent to the Mental Health Commission within 24 hours of revocation.

The notes are for guidance only and do not constitute an exact statement of the provisions of the Mental Health Act 2001.

The Health Act 2004 dissolves Health Boards. References to Health Boards in the Mental Health Act 2001 are to be read as references to the Health Service Executive.

SECTIONS OF THE MENTAL HEALTH ACT 2001

- 28.— (1) Where the consultant psychiatrist responsible for the care and treatment of a patient becomes of opinion that the patient is no longer suffering from a mental disorder, he or she shall by order in a form specified by the Commission revoke the relevant admission order or renewal order, as the case may be, and discharge the patient.
- (2) In deciding whether and when to discharge a patient under this section, the consultant psychiatrist responsible for his or her care and treatment shall have regard to the need to ensure:
- (a) that the patient is not inappropriately discharged, and
 - (b) that the patient is detained pursuant to an admission order or a renewal order only for so long as is reasonably necessary for his or her proper care and treatment.
- (3) Where a consultant psychiatrist discharges a patient under this section, he or she shall give to the patient concerned and his or her legal representative a notice in a form specified by the Commission to the effect that he or she—
- (a) is being discharged pursuant to this section,
 - (b) is entitled to have his or her detention reviewed by a tribunal in accordance with the provisions of *section 18* or, where such review has commenced, completed in accordance with that section if he or she so indicates by notice in writing addressed to the Commission within 14 days of the date of his or her discharge.
- (4) Where a consultant psychiatrist discharges a patient under this section, he or she shall cause copies of the order made under *subsection (1)* and the notice referred to in *subsection (3)* to be given to the Commission and, where appropriate, the relevant health board and housing authority.
- (5) Where a patient is discharged under this section—
- (a) if a review under *section 18* has then commenced, it shall be discontinued unless the patient requests by notice in writing addressed to the Commission within 14 days of his or her discharge that it be completed, or
 - (b) if such a review has not then commenced, it shall not be held unless the patient indicates by notice in writing addressed to the Commission within 14 days of his or her discharge that he or she wishes such a review to be held, and, if he or she requests that a review under *section 18* be completed or held, as the case may be, the provisions of *sections 17 to 19* shall apply in relation to the review with any necessary modifications.