

*"The whole program was phenomenal. Best continuing education course I've been to in a long time."*

Nathalie Peladeau, Clinical Nurse Specialist - Psychiatry  
Mount Sinai Hospital, Toronto



## The Osgoode Certificate in Mental Health Law

For those on the frontlines, including clinicians, lawyers and  
those managing and directing healthcare facilities.

**WEBCAST  
AVAILABLE**

April 14 - May 12, 2015 | Toronto, Canada | 5 Modules over 5 weeks



## Program Details

### Dates

#### Module 1

Overview of Mental Health Law  
April 14, 2015

#### Module 2

Consent, Capacity and  
Substitute Decision Making  
April 21, 2015

#### Module 3

Special Issues in the Geriatric  
and Pediatric Contexts  
April 28, 2015

#### Module 4

Privacy, Confidentiality and  
Risk Assessment  
May 5, 2015

#### Module 5

The Forensic System  
May 12, 2015

All modules will be held at *Osgoode Professional Development's* Downtown  
Toronto Conference Centre.

### For Further Program-Related Information

Please contact:  
Mira Ortved, Program Lawyer  
at 416.673.4673 or email  
mortved@osgoode.yorku.ca

## Why You Should Attend

One of the many challenges in dealing with mental health law issues is understanding the relevant law and how to apply it in any given situation. Often decisions must be made quickly, with inadequate information or consultation. Failure to adequately assess risk, to properly address the rights of individuals and their families, or to provide proper patient care, can compromise essential rights of an individual and his or her family. It can also land you and your organization in investigation, inquiries and even litigation.

Now in its seventh year, this practice-based program was developed to give you the knowledge and practical skills you need to competently and confidently handle mental health law issues. Over five intensive one-day modules you will learn what you need to know and acquire best practices from some of the most knowledgeable and experienced experts in Canada. You will come away from this program with knowledge, tools, strategies and tactics that you can immediately apply.

### Key Benefits

- Gain a clear understanding of the core principles of mental health law
- Acquire tools and strategies for handling mental health law issues
- Receive comprehensive learning materials that will be a useful and ongoing resource
- Connect with and learn from experts and peers who share your challenges

### Who Should Attend

- Psychiatrists, physicians, nurses and other licensed medical professionals
- Representatives from hospitals, psychiatric facilities, long-term care facilities, CCACs and community service provider agencies
- Health and social service professionals • Social Workers • Health care risk managers
- Corrections and rehabilitation service representatives • Law enforcement officers
- Crown lawyers, Defence Counsel and Duty Counsel • Mental health patient advocates
- Health law practitioners • Government and public policy advisors



This unique certificate program, now in its seventh year, is designed to deliver practical knowledge that goes beyond traditional classroom-based learning. The fundamental concepts of mental health law, and strategies to apply these concepts, will be taught and reinforced in an interesting, informative and practical way, using a blended-delivery method which includes lectures, case studies, class/group discussions, directed readings and guest speakers.

## THE CURRICULUM

### MODULE 1

April 14, 2015, 8:45 a.m. – 4:45 p.m.

#### Overview of Mental Health Law

- An overview of the civil and forensic systems, as well as the systemic issues/themes in mental health
- Civil commitment under the *Mental Health Act*
- Admission to hospital and procedures
- Psychiatric assessment criteria
- The role of the patient advocate and patient rights
- Advising a client under care in a health care facility
- Ethno-cultural diversity and mental health
- Access, stigma and cultural competency
- Barriers to care in diverse populations
- Strategies for promoting health equity

#### Instructors

**Dr. Kwame McKenzie**, Medical Director of Underserved Populations Program, Centre for Addiction and Mental Health (CAMH) and Chief Executive Officer, The Wellesley Institute

**Kendra Naidoo**, Legal Counsel, Centre for Addition and Mental Health (CAMH)

**Mercedes Perez**, Swadron Associates Barristers & Solicitors

**Mélanie E. de Wit**, Borden Ladner Gervais LLP

***"The comprehensive nature of this course is excellent. Much of the information will assist my organization in understanding mental health Law, and in revising and updating our policies."***

**Sheila Berry**, Case Manager, Alliance Hospice  
Toronto, Ontario

***"Good discussion re: day to day issues."***

**Robert Walton**, Nurse Manager, Waypoint Centre  
for Mental Health Care

### MODULE 2

April 21, 2015, 8:45 a.m. – 4:15 p.m.

#### Consent, Capacity and Substitute Decision Making

- Consent to treatment under the *Health Care Consent Act*
- Patients' rights to refuse treatment
- Capacity to make decisions (respecting treatment, admission to a care facility, personal assistance services, and management of property)
- Overview of the *Substitute Decisions Act*
- Rules with respect to emergency treatment
- Summary of case law relating to capacity assessments
- The roles and responsibilities of the substitute decision-maker
- Difference between attorneys and guardians under the *Substitute Decisions Act*
- Explanation of "best interest" under the law
- Rules relating to community treatment orders
- Issues related to property

#### NEW:

**Consent and Capacity Board (CCB) discussion on the CCB's process and practice**

#### Moderator

**Kendra Naidoo**, Legal Counsel, Centre for Addition and Mental Health (CAMH)

#### Panelists

**Dr. Jason Joannou**, Psychiatrist and Post Graduate Site Coordinator  
Centre for Addition and Mental Health (CAMH) and Lecturer, Department of Psychiatry, Faculty of Medicine, University of Toronto

**Michael D. Newman**, Vice Chair and Senior Lawyer Member  
Consent and Capacity Board of Ontario

**Carla Whillier**, Barrister & Solicitor

#### Instructors

**Ann-Marie O'Brien**, Social Worker and Co-ordinator of the Women's Health Program, The Royal Ottawa Health Centre

**Sidney Peters**, Counsel, Office of the Public Guardian and Trustee

**Lonny J. Rosen, C.S.**, Rosen Sunshine LLP

***"Well researched, very relevant and very lively presentations"***

**Dr. Jacqueline Duncan**, Psychiatrist  
Mental Health Centre, Penetanguishene



## MODULE 3

April 28, 2015, 8:45 a.m. – 4:15 p.m.

### Special Issues in the Geriatric and Pediatric Contexts

- Clinical issues in the treatment of elderly patients
- Assessment and management of older people with psychiatric disorders
- Working with older people with primary neurological disorders, including dementia, that have complex psychiatric manifestations
- The role of the Public Guardian and Trustee in investigations and treatment decisions
- Issues in admission to long-term care homes – both the patient advocate and institutional representative perspectives
- Challenges and limits in providing family centered care
- Youth mental health issues, including addiction, concurrent disorders, emergency department visits, readmission, continuity of care and aftercare
  - Clinical considerations
  - Legal considerations

#### Instructors

**Katharine Byrick**, Borden Ladner Gervais LLP

**Dr. Corine Carlisle**, Clinical Head, Youth Addiction and Concurrent Disorders Service, Centre for Addiction and Mental Health (CAMH)

**Saara L. Chetner**, Counsel, Office of the Public Guardian and Trustee

**Jane E. Meadus**, Staff Lawyer and Institutional Advocate  
Advocacy Centre for the Elderly

**Michele Warner**, Legal Counsel, Centre for Addiction and Mental Health (CAMH)

## MODULE 4

May 5, 2015, 8:45 a.m. – 4:30 p.m.

### Privacy, Confidentiality and Risk Assessment

- Privacy, confidentiality and mental health care
- Who is in the circle of care, and who is not
- Best practices for sharing information with families, disclosing information to the police and lockbox/corrections requests
- Duty to inform and violence risk assessment
- Practical strategies to minimize risk and maintain reliable documentation
- How to respond in a crisis; how to run the “huddle”
- Clinical risk management in mental health care settings
- Legal aspects of search and seizure in mental health settings and intersecting privacy issues
- Advocacy and mental health

#### NEW:

**Interactions with the police in the mental health context**

**PC Henry Dyck**, Toronto Police Services

**Kristin Taylor**, Vice-President, Legal Services, General Counsel  
Centre for Addiction and Mental Health (CAMH)

## Module 4 (Cont'd)

#### Instructors

**Jennifer Chambers**, Empowerment Council, Centre for Addiction and Mental Health (CAMH)

**Mary Jane Dykeman**, Dykeman Dewhirst O'Brien LLP

**Jane Paterson**, Director, Interprofessional Practice, Centre for Addiction and Mental Health (CAMH)

## MODULE 5

May 12, 2015, 8:45 a.m. – 4:30 p.m.

### The Forensic System

- First interactions with the justice system: mobile crisis, mental health diversion, jails, corrections and the police
- Systemic issues linking mental health and the criminal justice system
- Essential components of the defence of “not criminally responsible”
- Forensic mental health and the *Criminal Code*
- Ontario Review Board hearings
- Challenges and tools for assessing violent and sexual offenders
- Treatment of the mentally disordered accused
- Mental health issues and youth criminal justice
- Legal and ethical issues with respect to mental health in the federal correctional system

#### Instructors

**Janice E. Blackburn**, Bersenas Jacobsen Chouest Thomson  
Blackburn LLP

**Curt M. Flanagan**, Crown Attorney, Crown Attorney's Office  
Brockville, Ontario

**Dr. Alexander (Sandy) Simpson**, Chief, Forensic Psychiatry, Complex Mental Illness, Centre for Addiction and Mental Health (CAMH)

**Dr. Tracey Skilling**, Clinical & Forensic Psychologist and Clinician Scientist, Child, Youth and Family Services, Centre for Addiction and Mental Health (CAMH)

**Michele Warner**, Legal Counsel, Centre for Addiction and Mental Health (CAMH)

### Certificate of Program Completion

Participants must attend all program modules and complete the take home assignment to receive a certificate. Upon completion of the *Osgoode Certificate in Mental Health Law*, you will receive an *Osgoode* certificate stating that you have successfully completed the program.



The *Osgoode Certificate in Mental Health Law* draws on the expertise and experience of leading health and legal experts, including:

**Janice E. Blackburn**, Bersenas Jacobsen  
Chouest Thomson Blackburn LLP

**Katharine Byrick**, Borden Ladner Gervais LLP

**Dr. Corine Carlisle**, Clinical Head, Youth  
Addiction and Concurrent Disorders Service  
Centre for Addiction and Mental Health (CAMH)

**Jennifer Chambers**, Empowerment Council  
Centre for Addiction and Mental Health (CAMH)

**Saara L. Chetner**, Counsel, Office of the Public  
Guardian and Trustee

**PC Henry Dyck**, Toronto Police Services

**Mary Jane Dykeman**, Dykeman Dewhirst O'Brien  
LLP

**Curt M. Flanagan**, Crown Attorney, Crown  
Attorney's Office, Brockville, Ontario

**Dr. Jason Joannou**, Psychiatrist and Post  
Graduate Site Coordinator, Centre for Addition  
and Mental Health (CAMH) and Lecturer  
Department of Psychiatry, Faculty of Medicine  
University of Toronto

**Jane E. Meadus**, Staff Lawyer and Institutional  
Advocate, Advocacy Centre for the Elderly

**Dr. Kwame McKenzie**, Medical Director of  
Underserved Populations Program, Centre for  
Addiction and Mental Health (CAMH) and Chief  
Executive Officer, The Wellesley Institute

**Kendra Naidoo**, Legal Counsel, Centre for  
Addiction and Mental Health (CAMH)

**Michael D. Newman**, Vice Chair and Senior  
Lawyer Member, Consent and Capacity Board  
of Ontario

**Ann-Marie O'Brien**, Social Worker and  
Co-ordinator of the Women's Health Program  
The Royal Ottawa Health Centre

**Jane Paterson**, Director, Interprofessional  
Practice, Centre for Addiction and Mental Health  
(CAMH)

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Child, Youth and Family Services, Centre  
for Addiction and Mental Health (CAMH)

**Dr. Alexander (Sandy) Simpson**, Chief, Forensic  
Psychiatry, Complex Mental Illness, Centre for  
Addiction and Mental Health (CAMH)

**Kristin Taylor**, Vice-President, Legal Services,  
General Counsel, Centre for Addiction and Mental  
Health (CAMH)

**Michele Warner**, Legal Counsel, Centre for  
Addiction and Mental Health (CAMH)

**Carla Whillier**, Barrister & Solicitor

**Mélanie E. de Wit**, Borden Ladner Gervais LLP

## ADVISORY BOARD

### PROGRAM DIRECTORS

**Kristin Taylor**, Vice-President,  
Legal Services, Centre for Addiction  
and Mental Health (CAMH)

**Michele Warner**, Legal Counsel, Centre  
for Addiction and Mental Health (CAMH)

### ADVISING FACULTY

**Kendra Naidoo**, Legal Counsel, Centre  
for Addiction and Mental Health (CAMH)

### ADVISORY BOARD MEMBERS

**Janice E. Blackburn**, Bersenas Jacobsen  
Chouest Thomson Blackburn LLP

**Mary Jane Dykeman**, Dykeman Dewhirst  
O'Brien LLP

**Dr. Michael Colleton**, Staff Psychiatrist  
Law and Mental Health Program, Centre for  
Addiction and Mental Health (CAMH)

**The Hon. Justice Edward F. Ormston**  
Chair, Consent and Capacity Board

*"The presenters were truly  
outstanding professionals in  
their area."*

**Sara Johnson**, Ontario Federation  
of Indian Friendship Centres

*"Phenomenal lineup of passionate  
experts and speakers. Bravo!"*

**Shelly Pasher**, Registered Nurse  
Unit Leader, Regional Mental Health  
Centre, London, Ontario

Osgoode Hall Law School's *Osgoode Professional Development* offers both credit and non-credit programming to meet the life-long learning needs of lawyers and other professionals who need legal information. Osgoode Hall Law School is one of the world's pre-eminent law schools. *Osgoode Professional Development* embodies the law school's commitment to meeting the educational needs of the broader community and has offered many continuing legal education programs for health care, law enforcement and other professionals.

Register online today at [www.osgoodepd.ca](http://www.osgoodepd.ca)

# THE OSGOODE CERTIFICATE IN MENTAL HEALTH LAW

April 14 - May 12, 2015

*"All sessions pertinent,  
relevant and excellent."*

Karen Redmond, Community  
Mental Health Service Co-ordinator  
Huron Healthcare Alliance

Name:	Title:								
Firm/Company:	Practice Area:								
Address:									
City:	Province:	Postal Code:							
Email:									
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- ☐ Please add me to your mailing list. ☐ Please delete me from your mailing list.  
☐ If you do not wish to be contacted by e-mail, indicate here.

## Fee Per Delegate

\$3,195 plus 13% HST.

Fees include attendance, program materials, continental breakfast, lunch and refreshments for each of the 5 days of the program. Please inquire about group discounts and financial assistance. Dress is business casual.

### Payment Options

- ☐ Cheque enclosed (payable to York University – GST# R119306736)  
☐ Bill my credit card: ☐ VISA ☐ Mastercard

Card# \_\_\_\_\_ Expiry: \_\_\_\_\_

Signature: \_\_\_\_\_

Payment Amount: \_\_\_\_\_



CANADIAN COLLEGE OF  
HEALTH LEADERS  
COLLÈGE CANADIEN DES  
LEADERS EN SANTÉ

### Maintenance of Certification

Attendance at this program entitles certified Canadian College of Health Leaders members (CHE / Fellow) to **10 Category II credits** toward their maintenance of certification requirement.

## Cancellations/Rainchecks/Substitutions

If you are unable to attend the program your organization may name a replacement. A full refund will be issued for cancellations received a minimum of 21 days before the program start date. Written cancellations received after March 24, 2015 will include an administration charge of \$700. No refunds will be issued after the program commences. Non-attendance or withdrawal after the program start date will incur a full program fee. Payment must be received by April 7, 2015.

## Location

Osgoode Professional Development  
Downtown Toronto Conference Centre  
1 Dundas St. W., 26th Floor  
Toronto, ON, M5G 1Z3

## For Further Program-Related Information

Please contact: Umair Abdul Qadir, Program Lawyer  
at 416.619.9352 or email [uabdulqadir@osgoode.yorku.ca](mailto:uabdulqadir@osgoode.yorku.ca)

## Program Changes

We will make every effort to present the certificate program as advertised, but it may be necessary to change the dates, location, speakers or content with little or no notice. In the event of program cancellation, York University and Osgoode Hall Law School's liability is limited to reimbursement of paid fees.



### CPD Credits



Osgoode Professional Development has been approved as an Accredited Provider of Professionalism Content by The Law Society of Upper Canada.

**LSUC (ON) CPD:** 34.0 CPD Hours (30.5 Substantive, 3.5 Professionalism); **NB/NT/NU/YK/QC/PEI/SK:** 31.5 credit hours; **NS/MB:** 34.0 credit hours; **NY CLE Board (onsite participants only):** 36.0 credit hours in the Area of Professional Practice for Transitional and Non-transitional lawyers. Also eligible for CLE/Insurance Premium Credits Program offered by the **Law Society of PEI** and for Alberta CPD credit with the **Law Society of Alberta**. Questions? E-mail: [cpd@osgoode.yorku.ca](mailto:cpd@osgoode.yorku.ca) or refer to the program website.

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## 4 Convenient Ways to Register

- MAIL** your registration form to:  
Osgoode Professional Development  
Downtown Toronto Conference Centre  
1 Dundas St. W., 26th Floor  
Toronto, ON M5G 1Z3
- ONLINE** at [www.osgoodepd.ca](http://www.osgoodepd.ca)
- FAX** your registration to 416.597.9736
- CALL US** at 416.597.9724 or 1.888.923.3394

