

**56. *Mental Health Act 1996***

- (1) In this rule —  
**“authorised hospital”, “community treatment order”, “Council of Official Visitors”, “involuntary patient” and “supervising psychiatrist”** have the meanings given to those terms in the *Mental Health Act 1996* section 3.
- (2) If a document is required to be given to the Council of Official Visitors under the Act, the *Mental Health Act 1996* or these rules, it may be given to the Council by giving the document to the executive officer of the Council.
- (3) Despite rule 31, if a document is required to or may be given to an involuntary patient who is not the subject of a community treatment order, personal service is effected by leaving a copy of the document with the person in charge of the authorised hospital in which the person is detained.
- (4) Despite rule 31, if a document is required to or may be given to an involuntary patient who is the subject of a community treatment order personal service is effected —
  - (a) by leaving a copy of the document with him or her; or
  - (b) if the involuntary patient cannot be found, by leaving a copy of the document with his or her supervising psychiatrist.
- (5) Despite rule 31, if a document is required to or may be given to an involuntary patient who is absent on leave of absence and cannot be found, personal service is effected by leaving a copy of the document with the person in charge of the authorised hospital in which the person is required to be detained.
- (6) A copy of a document that must be given to an involuntary patient under the Act, an enabling Act or these rules must also be given to —
  - (a) the patient’s litigation guardian appointed under the Act section 40(2) (if any);
  - (b) the patient’s guardian ad litem (if any);
  - (c) if an administrator of his or her estate has been appointed under the *Guardianship and Administration Act 1990*, the administrator; and
  - (d) if the patient has a guardian appointed under a law of a State or Territory, that guardian.