

"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 healthcare,
law enforcement and social work professionals

April 10 - May 8, 2014 | Toronto, Canada | 5 Modules over 5 weeks



Professional Development
CLE



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

LSUC (ON) CPD: 33.25 CPD Hours (32.0 Substantive,
1.25 Professionalism)

Health Leadership
& Learning Network

York University Faculty of Health



Program Details

Dates

Module 1

Overview of Mental Health
Law in Ontario
April 10, 2014

Module 2

Consent, Capacity and
Substitute Decision Making
April 17, 2014

Module 3

Special Issues in the
Geriatric/Pediatric Context
April 23, 2014

Module 4

Privacy, Confidentiality
and Risk Assessments
May 1, 2014

Module 5

Mental Health -
The Forensic System
May 8, 2014

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 416.597.9724 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 and land you and your organization in investigation, inquiries and even litigation.

This practice-based program, now in its sixth year, 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 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 use immediately to deal with mental health law issues.

Key Benefits

- Gain a clear understanding of the core principles of mental health law
- Learn strategies for handling mental health law issues
- Receive comprehensive learning materials that will be a useful working guide
- Connect with a group of 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 homes and community care agencies
- Health and social service professionals • Law enforcement officers
- Corrections and rehabilitation service representatives • Crown lawyers • Defence Counsel
- Duty Counsel • Mental health patient advocates • Health law practitioners
- Health care risk managers • Government and public policy advisors



This unique certificate program, now in its sixth 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 those 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 10, 2014, 8:55 a.m. - 4:30 p.m.

Overview of Mental Health Law in Ontario

- 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 the detained client
• Overview of the Mental Health Commission of Canada
• Results of Adverse Childhood Experiences ("ACE") study
• Post-traumatic Stress Disorder ("PTSD") and the law
• Ethno-cultural diversity and mental health
• Access, stigma and cultural competency
• Barriers to care in diverse populations
• Strategies for promoting health equity

Keynote Luncheon Address

Dr. Melyn Leszcz, Psychiatrist-in-Chief, Mount Sinai Hospital, Joseph and Wolf Lebovic Health Complex, Professor and Vice Chair, Clinical University of Toronto, Department of Psychiatry

Instructors

- Cindy Clarke, Borden Ladner Gervais LLP
Dr. Kwame McKenzie, Medical Director of Underserved Populations Centre for Addiction and Mental Health (CAMH)
Kendra Naidoo, Legal Counsel, Centre for Addiction and Mental Health (CAMH)
Anita Szigeti, Barrister

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

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

MODULE 2

April 17, 2014, 9:00 a.m. - 4:00 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
• Jurisdiction and procedure of Consent and Capacity Board (CCB)
• Rules relating to community treatment orders
• Issues related to property

Instructors

- Saara L. Chetner, Counsel, The Office of the Public Guardian and Trustee
Michael Newman, Vice Chair, Senior Lawyer Member, Consent and Capacity Board of Ontario
Ann-Marie O'Brien, Social Worker, Project Manager Women's Mental Health, The Royal Ottawa Mental Health Centre
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 23, 2014, 9:00 a.m. – 4:00 p.m.

Special Issues in the Geriatric/Pediatric Context

- Preparing for a Consent and Capacity Board Hearing
- Practising mental health-related litigation
- The role of the Public Guardian and Trustee in investigations and treatment decisions
- Issues in admission to long-term care homes
- Challenges and limits in providing family-centered care
- The oppositional adolescent; how and when can treatment occur despite refusal?
- Dealing with parents who refuse to consent to treatment
- Working with children: A workshop

Keynote Luncheon Address

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

Instructors

Mary Jane Dykeman, Dykeman Dewhirst O'Brien LLP

Dr. Rose Geist, Chief & Medical Director, Mental Health Program, Trillium Health Partners, Associate Professor, Psychiatry, University of Toronto

Daphne Jarvis, Borden Ladner Gervais LLP

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

MODULE 4

May 1, 2014, 9:00 a.m. – 4:15 p.m.

Privacy, Confidentiality and Risk Assessments

- Privacy, confidentiality and mental health care
- Duty to inform and violence risk assessment
- PHIPA: privacy, confidentiality and risk assessments
- Clinical risk management in mental health care settings
- Overview of the Community Mental Health Initiative
- Looking forward: Mental Health Commission of Canada

Keynote Luncheon Address

Dr. Hy Bloom, Lawyer, Director & CEO, Workplace.calm Inc.
Associate, Psilex Group, Assistant Professor, Department of Medicine
University of Toronto

Module 4 (Cont'd)

Instructors

Kate Dewhirst, Dykeman Dewhirst O'Brien LLP

Mary Jane Dykeman, Dykeman Dewhirst O'Brien LLP

Judith Goldstein, Counsel, Information & Privacy Commissioner
Ontario

MODULE 5

May 8, 2014, 9:00 a.m. – 4:45 p.m.

Mental Health – The Forensic System

- Systemic issues linking mental health and the criminal justice system
- An overview of the Human Services and Justice Coordination Project
- 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
- Mental health and police issues
- 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 Flanagan, Crown Attorney, Crown Attorney's Office
Brockville, Ontario

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

Dr. Scott Woodside, Psychiatrist, 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

Dr. Hy Bloom, Lawyer, Director & CEO Workplace.calm Inc., Associate, Psilex Group Assistant Professor, Department of Medicine University of Toronto

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

Cindy Clarke, Borden Ladner Gervais LLP

Kate Dewhirst, Dykeman Dewhirst O'Brien LLP

Mary Jane Dykeman, Dykeman Dewhirst O'Brien LLP

Curt Flanagan, Crown Attorney, Crown Attorney's Office, Brockville, Ontario

Dr. Rose Geist, Chief & Medical Director Mental Health Program, Trillium Health Partners Associate Professor, Psychiatry, University of Toronto

Judith Goldstein, Counsel Information & Privacy Commissioner, Ontario

Daphne Jarvis, Borden Ladner Gervais LLP

Dr. Melyn Leszcz, Psychiatrist-in-Chief Mount Sinai Hospital, Joseph and Wolf Lebovic Health Complex, Professor and Vice Chair Clinical, University of Toronto, Department of Psychiatry

Dr. Kwame McKenzie, Medical Director of Underserved Populations, Centre for Addiction and Mental Health (CAMH)

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

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

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

Ann-Marie O'Brien, Social Worker Project Manager, Women's Mental Health The Royal Ottawa Mental Health Centre

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

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Anita Szigeti, Barrister

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

Dr. Scott Woodside, Psychiatrist, Centre for Addiction and Mental Health (CAMH)

ADVISORY BOARD

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Bersenas Jacobsen Chouest
Thomson Blackburn 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 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

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

Sara Johnson, Ontario Federation of Indian Friendship Centres

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.

**THE OSGOODE CERTIFICATE IN MENTAL HEALTH LAW
APRIL 10 - MAY 8, 2014**

*"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: _____
Telephone: _____ Fax: _____ Priority Service Code:

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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 for a total of \$3,610.35.

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: _____



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 20, 2014 will include an administration charge of \$700. Non-attendance or withdrawal after the program start date will incur a full program fee. Payment must be received by April 3, 2014.

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: Mira Ortved, Program Lawyer at 416.597.9724 or email mortved@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.



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

CPD Credits **LSUC (ON)CPD:** 33.25 CPD Hours (32.0 Substantive, 1.25 Professionalism); **Quebec/BC/Manitoba/New Brunswick/NWT/Nunavut/PEI/Yukon and Saskatchewan:** eligible for 30.75 CPD/MCLE credit hours towards professional development requirements; **NSBS CPD:** eligible for 33.0 credit hours; **NY CLE Board (on-site participants only):** eligible for 36.5 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 or refer to the program website.

Public CLE Seminars Customized CLE Programs Skills Training & Certification ITAW Professional LLM

4 Convenient Ways to Register

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

Professional Development
CLE

