**SECTION 78 VOLUNTARY TREATMENT PLAN ORDER**

Pursuant to Practice Direction 5D

*Mental Health and Related Services Act 1998, s78*

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| **To: The Chief Health Officer** |
| Judge: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Court and Location: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  File Number/s: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Name of Person Concerned: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  DOB: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Adjourned Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| The defendant having pleaded guilty or found guilty of an offence of .………..  …………………………………………………………………………………………  …………………………………………………………………………………………  OR  …………………………………………………………………………………………  …………………………………………………………………………………………  AND the court is exercising summary jurisdiction in the proceedings  AND the court is of the opinion that the person suffers from a mental illness or mental disturbance that is likely to have contributed to the conduct constituting the offence  AND being satisfied the person:   * recognises that he or she suffers from a mental illness or mental disturbance; and * has made, or is willing to make, a conscientious effort to address problems associated with the mental illness or mental disturbance.   AND the court is considering it appropriate for the offence to be dealt with under Division 3  AND the prosecution and the person both consent to the offence being dealt with under Division 3  Requests an assessment of the person, and if appropriate, a voluntary treatment plan for the person. |
| Judge: Date: |