

Position Details			
<b>Title</b>	Legal Member	<b>Current Remuneration</b>	\$181,637 p/a pro rata plus 10.5% superannuation for part-time appointments OR  \$1,128 per full-day casual rate plus 10.5% superannuation for sessional appointments only
	Psychiatrist Member		\$181,637 p/a pro rata plus 10.5% superannuation for part-time appointments OR  \$1,128 per full-day casual rate plus 10.5% superannuation for sessional appointments only
	Community Member		\$111,590 p/a pro rata plus 10.5% superannuation for part-time appointments OR  \$902 per full-day casual rate plus 10.5% superannuation for sessional appointments
<b>Status</b>	Members are appointed pursuant to s 476 of the Mental Health Act 2014 (WA) (the Act). Remuneration is as determined by the Minister on the recommendation of the Public Sector Commissioner (s 478(2)) and is subject to change. Members hold office on the terms and conditions of appointment determined by the Minister (s477(4)) for the period (not exceeding 5 years) specified in the instrument of appointment and are eligible for reappointment (s 477(3)).		
<b>Reports to</b>	Members report to the President of the Mental Health Tribunal Western Australia. Other than when exercising the jurisdiction of the Tribunal as conferred by Part 21 of the Act, Members are subject to the administrative oversight of the President.		

## The Mental Health Tribunal

The Mental Health Tribunal Western Australia (the Tribunal) is an independent statutory tribunal established under the Act. The Tribunal's primary role is to safeguard the rights of involuntary patients receiving psychiatric treatment without informed consent in Western Australia. The Tribunal reviews every involuntary treatment order in Western Australia shortly after it is made, and then every three months thereafter. The Tribunal also determines a range of other applications, including applications to administer electroconvulsive therapy and psychosurgery.

### *Our vision*

Our vision is accessible justice for those whose rights are affected by decisions made under the Act.

### *Our mission*

Our mission is safeguarding rights and promoting compliance and accountability under the Act by:

- ensuring involuntary treatment authorised under the Act strictly complies with the provisions and objects of the Act;
- determining applications for treatment by electroconvulsive therapy and psychosurgery;



- addressing non-compliance with prescribed requirements under the Act; and
- providing independent review of the validity of involuntary treatment orders, the admission of long-term voluntary patients, the validity and appropriateness of nominated persons, and the reasonableness of certain decisions under the Act restricting freedoms and affecting rights.

### ***Our values***

We value respect for the law, equality before the law, fairness, impartiality, independence, accessibility, efficiency, accountability, competence, and integrity.

### ***Our members***

The Tribunal is comprised of a President and:

- Legal Members;
- Psychiatrist Members; and
- Members who are not lawyers, medical practitioners, or mental health practitioners currently serving as staff members of a mental health service or private psychiatric hospital (referred to as a 'Community Member')

All members are appointed by the Governor on the recommendation of the Minister for up to five years and are eligible for reappointment. The current President of the Tribunal is Dr Andrew Lu AM.

### **The Expression of Interest Process**

To express interest in appointment as a Member of the Tribunal, please submit your application by clicking on the "Apply for Job" button on the [Legal/Psychiatrist/Community Members \(jobs.wa.gov.au\)](https://jobs.wa.gov.au)

Your application must include:

- A written statement of no more than 2 double-spaced, single-sided A4 pages (additional pages will not be accepted) articulating what drives your desire to be a Member of the Tribunal;
- A curriculum vitae of no more than 4 single-sided A4 pages (additional pages will not be accepted) focusing on the aspects of your professional experience that make you ideal to perform the requirements of the role; and
- Copies of your professional qualifications, evidence of your right to work in Australia, and your Australian Government COVID-19 digital certificate.

The Expression of Interest process described above must be completed by:

**MONDAY 20<sup>TH</sup> MARCH 2023 at 10:00AM**

***Hard copies of applications, incomplete applications, or late applications are unable to be accepted.***



## The Appointment Process

The appointment process will proceed in multiple stages. At each stage, a candidate's suitability for appointment will be assessed in relation to:

- The candidate's demonstrated commitment to the Tribunal's essential values in the performance of their professional functions.
- The candidate's demonstrated ability to meet the Tribunal's essential competencies and to work respectfully and cooperatively with others .
- The extent to which a candidate meets the Tribunal's specific operational needs.
- The expectation that the membership of the Tribunal should reflect the gender, social and cultural diversity of the community.
- For existing members applying for reappointment, their service history including the commencement date of their first appointment to the Tribunal.

The appointment process may require shortlisted candidates to provide further information and/or be interviewed by a panel. The appointment process will also involve reference checks. The Tribunal uses 360° reference checks, which means we may contact referees at several levels. Candidates may be asked to provide referees. Additionally, persons you have not specifically nominated as referees may be contacted if you are successful in progressing to the final stage of the appointment process. The appointment process may also involve probity and other pre-employment integrity checks, such as:

- **Lawyers, Psychiatrists, and any other professionally qualified candidates:** You may be required to provide consent to the making of enquiries of all present and former professional bodies concerning admission, registration, complaints, and or disciplinary history.
- **A National Police Certificate:** You may be required to provide a National Police Certificate listing all disclosable court outcomes and pending charges from all Australian jurisdictions (including traffic and non-police prosecuted matters).
- **Other relevant probity checks or enquiries:** Other relevant probity checks or enquiries also may be required at this stage.

A final short list of candidates considered most suitable for appointment will be referred to the Minister for Mental Health. The Minister will then make recommendations for appointment to the Governor in Council. The statutory appointment process can take a considerable time from the date of application (sometimes up to six months). is generally very limited.