

MEDICO-LEGAL TRAINING

Elder Law for Non Lawyers

19 August 2011 - Auckland

Confidentiality & Privacy for Healthcare Providers

15 August 2011 - Auckland

Understanding Mental Health Law for Non Lawyers

16 August 2011 - Auckland

SEPARATELY BOOKABLE SEMINARS

Facilitators:

Cordelia
Thomas

Sebastian
Morgan-Lynch

Kris
Gledhill

Official Publication:

NEW ZEALAND HEALTH &
Hospital

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Conferenz
Management Training

Elder Law for Non Lawyers



Auckland
19 August 2011
Mercure Hotel

Facilitator:
Cordelia Thomas

As our population ages, the rights of our elderly are coming to the attention of more and more New Zealanders. Be it consent for medical treatment, power of attorney for those with diminished capacity, or regulation around the roles of rest homes and accommodation providers – Elder Law is a potential legal minefield for the non lawyer.

Elder Law for Non Lawyers is a one day in depth training course which will give non lawyers in the elder care sector the tools they need to understand legal rights, responsibilities and obligations that might impact on their roles in simple, plain English.

Medical Treatment and the Elderly

- Code of Patient Rights
- Informed Consent
- End-of-life planning
- Rights to Refuse Treatment
- “Do not resuscitate” orders
- Withdrawal of treatment
- Mental Health Act

Surrogate Decision Making

- Role of family and friends
- Role of medical professionals
- Introduction to the PPPR Act
- Capacity Assessment
- Welfare guardians
- Property orders
- Personal orders
- Enduring Power of Attorney
- Right 7(4) Code of Rights

Rest homes

- Health and Disability Services (Safety) Act 2001
- Health and Disability Services Standards 2008
- Quality of care issues



Cordelia Thomas

Cordelia Thomas obtained a LLB degree from Otago University, was admitted as a barrister and solicitor and practised law for some years.

Upon the birth of the first of her three children, she moved to Wellington Polytechnic and subsequently Massey University as a senior lecturer. She completed a LLM from Victoria University of Wellington, and has recently completed a PhD thesis in medical law and bioethics from Victoria University of Wellington. The thesis suggests a legal framework for the collection, retention and use of human body parts.

She has taught on a range of courses including Land Law, Property Law, Criminal law and Legal Executive subjects, she is the National Course Director of Legal Executive training on behalf of the New Zealand Law Society, and is a member of the Legal Aid Review Panel. She was previously the Senior Legal Advisor for the Bioethics Council and is currently acting as Chief Legal Advisor for the Health and Disability Commissioner. Her research interests are broadly in the area of Human Rights, particularly with regard to vulnerable people such as children or the elderly.

CUSTOMISED IN-HOUSE TRAINING

If you have a number of staff in your organisation who require training, Conferenz offers customised in-house training solutions. Contact us now to discuss how you can **SAVE UP TO 40%** on public training costs. Call Michael Earley on (09) 912 3610 or email mike@conferenz.co.nz

Confidentiality & Privacy for Healthcare Providers



Auckland
15 August 2011
Mercure Hotel

Facilitator:
Sebastian Morgan-Lynch

Privacy in New Zealand is legislated under the Privacy Act 1993 and tort law. Privacy can mean different things to different people and cultures, and is a particular minefield for those in the health care sector.

Confidentiality & Privacy for Healthcare Providers will provide you with the information and tools you need to ensure that you maintain the balance between patient welfare, family requirements and privacy law, giving you more time to focus on what's really important - your patients!

What is privacy?

- Key concepts and definitions
- The complaints process
- Sound work practices

Principles of privacy

- Collection
- Source
- Openness
- Lawful and Fair Collection
- Storage and Security
- Access
- Correction
- Accuracy & Relevance
- Retention
- Use
- Disclosure
- Unique Identifiers

Patients rights

- Privacy and Mentally Ill Patients

The Law

- Privacy Act 1993
 - What is the Privacy Act
 - What is a Privacy Act Request
 - Who can make a Privacy Act Request
- Health Information Privacy Code 1994
- Practical compliance with legislation
- Legal rights to privacy vs clinical demands
-

Privacy and "whistle blowing"

- CYFS Act
- Protected Disclosures Act
- Disclosure to Police and Social Workers, section 22C Health Act 1956

Interface with the OIA

- Public sector obligations
- Section 9(2)(a) refusing requests on privacy grounds
- Public Records Act data retention

Confidentiality and liability

- Legal Confidentiality, Evidence Act
- Ethical Confidentiality
- Interface between HDC and Privacy

Security of information

- Processes and Procedures
- RCGPNZ security framework
- HISO security framework

Disclosing to health insurance companies

- When can I disclose?
- How much can I disclose?

Current developments in health IT

- National Health IT Plan
- Privacy issues around regional and national collections of health information



Sebastian Morgan-Lynch,
Health Policy Adviser,
Office of the Privacy Commissioner

Sebastian Morgan-Lynch is the Health Policy Adviser for the Office of the Privacy Commissioner. He has worked at the Office since 2001 after obtaining an LLM from Victoria University. He has a strong interest in, and awareness of, a range of current information issues including technology, privacy and copyright.

Understanding Mental Health Law for Non Lawyers



Auckland

16 August 2011
Mercure Hotel

Facilitator:
Kris Gledhill

Dealing with those who suffer from mental illness can be a potential minefield from a medico-legal perspective. **Understanding Mental Health Law for Non Lawyers** is an in depth, one day course which will give you a working understanding of the Act and supporting legislation, and practical, simple to follow tools and steps to ensure compliance and positive outcomes in your interactions with patients, families and other medical practitioners.

Mental health in New Zealand

- Overview of Mental Health in New Zealand
- Facts and Figures

Mental health legislation in New Zealand

- Alcoholism and Drug Addiction Act 1966
- Intellectual Disability (Compulsory Care & Rehabilitation) Act 2003
- Mental Health (Compulsory Assessment & Treatment) Act 1992
- Mental Health (Compulsory Assessment & Treatment) Amendment Act 1999
- Convention on the Rights of Persons with Disabilities

Criminal law and mental disorder

- Victims' Rights Act 2002
- Misuse of Drugs 1975 - Section 24
- Crimes Act 1961
- Criminal Procedure (Mentally Impaired Persons) Act 2003

Mental health and human rights issues

- Privacy and Confidentiality
- Themes in International Human Rights Law
- New Zealand Compliance with Human Rights Standards

Specific issues arising

- Intellectual Disability
- Young People
- Discharge
- Seclusion and Restraint



Kris Gledhill, University of Auckland

Kris Gledhill came to New Zealand in 2006 to undertake a PhD course, having developed an appellate criminal and public law practice in England which included numerous appearances in precedent setting cases in the House of Lords and Court of Appeal. He accepted a lectureship at Auckland University Law School from the start of 2007, though he maintains his English practice on a part-time basis. Prior to joining academia on a full-time basis, he had taught extensively on judicial training courses for the Mental Health Review Tribunal in England (of which he is a legal member) and continuing professional development courses; and had been involved in teaching an online mental health law course at New York Law School.

Kris has a particular interest in forensic risk assessment and the regulation of its use in the legal arena; he has spoken on this topic to the New Zealand Judiciary, the Department of Corrections and the Medico-Legal Society and is currently engaged in research and writing in this area. His other keen interest is in comparative human rights law, particularly its impact on mental health law: he has spoken on this topic in many forums, and recently authored a report for the Mental Health Commission of Ireland on the compliance of the Mental Health Act 2001 with human rights standards.

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About these courses

ELDER LAW FOR NON LAWYERS

KEY LEARNING OBJECTIVES

- Gain an understanding of how the law relates to medical treatment and the elderly
- Understand surrogate decision making
- Understand the responsibilities and obligations of rest homes

CONFIDENTIALITY & PRIVACY FOR HEALTHCARE PROVIDERS

KEY LEARNING OBJECTIVES

- Understand your patients rights to privacy
- Gain a working knowledge of the Privacy Act 1993 & Health Information Privacy Code
- Gain practical tools compliance with legislation
- Balance legal rights to privacy vs clinical demands
- Understand interface with the OIA
- Confidentiality and Liability
- Ensure Security of Information

UNDERSTANDING MENTAL HEALTH LAW FOR NON LAWYERS

KEY LEARNING OBJECTIVES

- Gain an understanding of Mental Health in New Zealand
- Identify & understand the relevant legislation
- Understand the impact of Mental Health on Capacity and Consent
- Comply with Privacy requirements

WHO SHOULD ATTEND?

Anyone involved with healthcare, who has an interest in medical, mental health or privacy law including:

- Doctors
- Clinicians
- Nurses
- Documentation Staff
- Pharmacists
- Privacy Officers
- Mental Health Professionals
- Psychiatric Social Workers
- Doctors and Medical Staff
- Corrections Staff
- Caregivers
- Advocacy Groups
- Policy Advisors
- Geriatricians
- Managers of Elder care facilities
- Clinicians
- Investigators
- General Practitioners

TRAINING METHODOLOGY:

These workshops combine seminar sessions with case studies in an interactive learning exercise. All attendees will be provided with a workbook and a certificate of completion

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1st Delegate

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Position _____ Email _____

Phone _____ Mobile _____

Elder Law for Non Lawyers Confidentiality & Privacy for Healthcare Providers Understanding Mental Health Law for Non Lawyers

2nd Delegate

Name (Mr/Ms/Mrs/Miss/Dr) _____
First name Last name

Position _____ Email _____

Phone _____ Mobile _____

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3rd Delegate

Name (Mr/Ms/Mrs/Miss/Dr) _____
First name Last name

Position _____ Email _____

Phone _____ Mobile _____

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Company Details

Company Name _____

Postal Address _____

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Approving Manager _____

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Name of Booking Contact _____

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Course Details

For groups of 4 or more people contact Michael Earley (mike@conferenz.co.nz) on 09 912 3610 to discuss group discounts or in-house training options

EARLY-BIRD SAVER

Register & Pay BEFORE date below*

FULL PRICE

Register & Pay AFTER date below*

	EARLY-BIRD SAVER	FULL PRICE
Elder Law for Non Lawyers	\$1195 plus GST SAVE \$100 (1 July 2011*)	\$1295 plus GST (1 July 2011*)
Confidentiality & Privacy for Healthcare Providers	\$1195 plus GST SAVE \$100 (27 June 2011*)	\$1295 plus GST (27 June 2011*)
Understanding Mental Health Law for Non Lawyers	\$1195 plus GST SAVE \$100 (28 June 2011*)	\$1295 plus GST (28 June 2011*)

TRAIN YOUR TEAM

Register on any 2 one day seminars and save \$250 off the full price. Delegates must be from the same organisation, and bookings must be made at the same time. For larger bookings call (09) 912 3610 or email mike@conferenz.co.nz to discuss further in-house or group training options.

Team Discounts

Any 2 one day seminars SAVE \$250 off total price*

(*total price will be based on early-bird or full price depending on booking date)

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Step 1:

Phone us and we will take your registration over the telephone
TELEPHONE: (09) 912 3616

OR

REGISTER ONLINE:
www.conferenz.co.nz

EMAIL:
register@conferenz.co.nz

OR

FACSIMILE: (09) 912 3617

OR

POST:

Send your registration form to:
 Conferenz Ltd
 Freepost 83430, PO Box 31 506, Auckland 0741

A tax invoice will be issued upon receipt of registration. **Payment must be received before the event to secure your place.**

Registration is for named delegate only and cannot be shared.

HOW TO PAY

Our preference is for you to either, direct credit or mail a crossed cheque.

Either:

- DIRECT CREDIT**
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 BANK: The National Bank, North Shore Corporate
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- PAY BY CHEQUE**
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Should you be unable to attend, a substitute delegate is welcome. Alternatively, a full refund less \$300+GST service charge, per registrant, will be made for cancellations received in writing (letter, fax or email) up to ten working days prior to the event. Regrettably, no refund can be made less than ten working days prior to an event. Delegates are responsible for their own travel/accommodation bookings and no compensation will be made should the seminar be rescheduled or cancelled.

Please Note: Conferenz Ltd reserves the right to make any amendments that we may deem to be in the best interest of the seminar.

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