Title | Demonstrate knowledge of law related to support work in mental health and addiction services
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Level | 4
Credits | 5

Purpose
People credited with this unit standard are able to describe statutes and regulations that underpin the practice of support workers, and explain a statute specific to own area of practice as a support worker, in mental health and addiction services.

Classification
Health, Disability, and Aged Support > Mental Health and Addiction Support

Available grade
Achieved

Explanatory notes

1 Legislation relevant to this unit standard includes:
   Alcoholism and Drug Addiction Act 1966;
   Children, Young Persons, and Their Families Act 1989;
   Criminal Justice Act 1985;
   Criminal Procedure (Mentally Impaired Persons) Act 2003;
   Health and Disability Commissioner (Code of Health and Disability Services Consumers' Rights) Regulations 1996;
   Human Rights Act 1993;
   Intellectual Disability (Compulsory Care and Rehabilitation) Act 2003;
   Medicines Act 1981;
   Mental Health (Compulsory Assessment and Treatment) Act 1992;
   Misuse of Drugs Act 1975;
   Privacy Act 1993;

2 New Zealand Standards relevant to this unit standard include:
   NZS 8134.0:2008 Health and disability services Standards – Health and disability services (general) Standard;
   NZS 8134.1:2008 Health and disability services Standards – Health and disability services (core) Standards;
   NZS 8134.2:2008 Health and disability services Standards – Health and disability services (restraint minimisation and safe practice) Standards;
   NZS 8134.3:2008 Health and disability services Standards – Health and disability services (infection prevention and control) Standards.
   New Zealand Standards are available from [http://www.standards.co.nz](http://www.standards.co.nz).
3 References
Mental Health Commission – Te Kaitātaki Oranga; [http://www.mhc.govt.nz](http://www.mhc.govt.nz);
Ministry of Health. (1998). *Guidelines for clinical risk assessment and management in mental health services*. Wellington: Ministry of Health in partnership with the Health Funding Authority;

4 Definition
*Key requirements* of statutes and regulations are those principal parts, sections, or elements of relevant legislation that apply specifically to the role or practice of support workers in mental health and addiction services.

**Outcomes and evidence requirements**

**Outcome 1**

Describe statutes and regulations that underpin the practice of support workers in mental health and addiction services.

**Evidence requirements**

1.1 Statutes and regulations that underpin the practice of support workers in mental health and addiction services are described in relation to their key purpose.


1.2 Statutes and regulations that underpin the practice of support workers in mental health and addiction services are described in terms of their key requirements.

*Range* includes – Health and Disability Commissioner (Code of Health and Disability Services Consumers' Rights) Regulations 1996, Human Rights Act 1993, Privacy Act 1993; evidence is required of one key requirement from each.
1.3 The role of and restrictions on support workers in mental health and addictions services in relation to medication are described in terms of statutes, regulations, and standards related to medication.

Range may include but is not limited to – Medicines Act 1981, Medicines Regulations 1984, Mental Health (Compulsory Assessment and Treatment) Act 1992, Misuse of Drugs Act 1975, Misuse of Drugs Regulations 1977, and NZS 8134.0:2008 Health and disability services Standards; evidence is required of one statute, regulation, or standard related to each of prescribing, dispensing, and administration of medication.

Outcome 2

Explain a statute specific to own area of practice as a support worker in mental health and addiction services.

Range Alcoholism and Drug Addiction Act 1966; Children, Young Persons, and Their Families Act 1989; Crimes Act 1961, s. 23; Criminal Procedure (Mentally Impaired Persons) Act 2003; Intellectual Disability (Compulsory Care and Rehabilitation) Act 2003; Land Transport Act 1998, s. 19; Mental Health (Compulsory Assessment and Treatment) Act 1992, ss. 45 and 46; Misuse of Drugs Act 1975, s. 24; Protection of Personal and Property Rights Act 1988; Victims' Rights Act 2002, s. 37; evidence is required of a minimum of one statute or particular provision(s) within a statute specific to own area of practice.

Evidence requirements

2.1 A statute specific to own area of practice as a support worker in mental health and addiction services is explained in relation to its purpose.

2.2 A statute specific to own area of practice as a support worker in mental health and addiction services is explained in terms of the key requirements of the legislation.

 Planned review date 31 December 2016

 Status information and last date for assessment for superseded versions

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Consent and Moderation Requirements (CMR) reference 0024

This CMR can be accessed at http://www.nzqa.govt.nz/framework/search/index.do.
Please note
Providers must be granted consent to assess against standards (accredited) by NZQA, before they can report credits from assessment against unit standards or deliver courses of study leading to that assessment.

Industry Training Organisations must be granted consent to assess against standards by NZQA before they can register credits from assessment against unit standards.

Providers and Industry Training Organisations, which have been granted consent and which are assessing against unit standards must engage with the moderation system that applies to those standards.

Requirements for consent to assess and an outline of the moderation system that applies to this standard are outlined in the Consent and Moderation Requirements (CMR). The CMR also includes useful information about special requirements for organisations wishing to develop education and training programmes, such as minimum qualifications for tutors and assessors, and special resource requirements.

Comments on this unit standard

Please contact the Community Support Services ITO Limited info@careerforce.org.nz if you wish to suggest changes to the content of this unit standard.