

From: David Crofts <david.crofts@gmail.com>

Sent: Monday, 26 October 2015 12:41 PM

To: VCAT-HRD@justice.vic.gov.au

Cc: The Chief Psychiatrist; Mental Health Tribunal

Subject: My Objection to MHT Statement of Reasons dated 2015.09.28

VCAT-Human Rights List

Dear Sir/Madam,

I am now formally applying for a review of the Mental Health Tribunal decision regarding me referred to by its Statement of Reasons documents dated 28 September 2015.

As my request for a review comes 20 business day after the reasons for this decision were made known to me, I believe that I have complied with all correspondence deadlines.

Because I chose not to attend the Mental Health Tribunal hearing, I believe that you, also, can validate my treatment by the medical profession, without me attending your tribunal hearing as well.

All correspondence relevant to your review is contained by :-

<http://www.davidcrofts.com.au/my-inspired-documents/my-mental-health-act/2015>

Yours sincerely,

David Crofts.

**VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL
HUMAN RIGHTS DIVISION
HUMAN RIGHTS LIST**

VCAT Reference: H224/2015

APPLICANT: AYC
FIRST RESPONDENT: Mental Health Tribunal
SECOND RESPONDENT: Casey Hospital
WHERE HELD: In Chambers
BEFORE: Member A. Dea
DATE OF ORDER: 12 November 2015

DIRECTIONS

1. Casey Hospital is joined as a respondent to the proceeding.
2. The authorised psychiatrist, Casey Hospital shall by **4 December 2015**, send to the Tribunal and the applicant a current Report on Compulsory Treatment.
3. The applicant may file with the Tribunal or bring to the hearing any further material that is relevant to the application.
4. The proceeding is listed for hearing at **10:00am at 55 King Street Melbourne on 18 December 2015.**
5. The Casey Hospital shall be represented by a medical practitioner who has knowledge of the applicant and the applicant's current treatment plan.
6. The Mental Health Tribunal is excused from attending the hearing.



MEMBER A. DEA



From: David Crofts <david.crofts@gmail.com>
To: VCAT-HRD@justice.vic.gov.au <VCAT-HRD@justice.vic.gov.au>
Cc: Atanas.Yonchev@monashhealth.org
Subject: Re: Fw: adjournment
Date: Thu, 26 Nov 2015 10:59:13 +1100

Dear Sir/Madam,

My original request for a review concerns the decision of the MHT on 4 September 2015.

Since that date I have consistently refused to engage with all members of the treating team.

Therefore; no further relevant information about me is available for my upcoming VCAT hearing other than that already contained in the authorized psychiatrist's report supplied to the MHT for this offending hearing in question.

I would suggest that the covering Registrar and Psychiatrist have ample time in which to study this report; which logically and legally should contain all the objective reasons why my certification should continue beyond 4 September 2015; in the form of an objective explanation for my proposed treatment, and is in fact the very reason for my requested review in the first place.

Similarly, I also see no reason why the order of VCAT; for a report on involuntary status by the authorized psychiatrist; due on 4 December 2015, should not stand.

Sincerely,

David Crofts.

P.S.

As you have excused both the authorized psychiatrist and MHT from appearing at my hearing it makes little difference who attends as long as they are familiar with the report referred to above.

----- Forwarded Message -----

From: VCAT-HRD@justice.vic.gov.au
To: david.crofts@gmail.com
Subject: Fw: adjournment
Date: Thu, 26 Nov 2015 08:59:21 +1100

Dear Sir/Madam

The Tribunal refers to the above matter and below email, requesting an adjournment of the hearing for 18 December 2015.

Please provide your views to this request as soon as possible.

Should you have any further queries, please contact our Customer Service team on the number below.

Regards

Customer Service n Human Rights Division
Victorian Civil and Administrative Tribunal
Level 5, William Cooper Justice Centre (WCJC)
223 William Street, Melbourne VIC 3000
GPO Box 5408 Melbourne VIC 3001, DX 210613 Melbourne

T	(03) 9628 9911/9900 1300 079 413	E	vcat-hrd@vcat.vic.gov.au
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F	(03) 8685 1404		
	(03) 9032 1155		

----- Forwarded by Mikaela Meggetto/Person/DOJ on 26/11/2015 08:55 AM -----

Atanas Yonchev <Atanas.Yonchev@monashhealth.org> 23/11/2015 06:23 PM	To	"vcat-hrd@justice.vic.gov.au" <vcat-hrd@justice.vic.gov.au>, "vcat-hrd@vcat.vic.gov.au" <vcat-hrd@vcat.vic.gov.au> ,
	cc	
	Subject	adjournment

Dear Sir/Madam,

I am the treating Psychiatrist of the applicant in the case with your Ref #: H224/2015. We received the notification for the hearing today on 23 of November 2015.

The circumstances for the date of the hearing (18/11/2015) are preventing our team from presenting the case:

- The treating Psychiatric Registrar is on annual leave and overseas
- The treating Psychiatrist is on annual leave and out of state in the period of 16/11/2015 to 21/11/2015. The covering Registrar and Psychiatrist don't know the patient's case in details.

We would like to apply for adjournment of the hearing for a different date.

Sincerely yours,

Dr Atanas Yonchev

Psychiatrist, Casey Continuing Care Team

Telephone: (03) 87681731 Fax: (03) 87681955

Mobile: 0438042983

Email: atanas.yonchev@monashhealth.org

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From: David Crofts <david.crofts@gmail.com>

To: Grace.Horzitski@dhhs.vic.gov.au

Cc: mht@dhhs.vic.gov.au, VCAT-HRD@justice.vic.gov.au, Atanas.Yonchev@monashhealth.org

Subject: Emailing: 2015.10.30_My_APPEAL.pdf, 2015.11.24_LETTER.pdf

Date: Thu, 26 Nov 2015 11:57:21 +1100

Item 10 on page 2 of your letter dated 2015.11.24 should read :-

Copy Report on Compulsory Treatment, dated 26 October 2015.

This is clearly the most important and up to date report and you have omitted it !!!!!!!!!!!!!!!!!!!!!

Your message is ready to be sent with the following file or link attachments:

2015.10.30_My_APPEAL.pdf

2015.11.24_LETTER.pdf

Note: To protect against computer viruses, email programs may prevent you from sending or receiving certain types of file attachments. Check your email security settings to determine how attachments are handled.



**Mental Health
Tribunal**

Level 30
570 Bourke St, Melbourne
Victoria 3000 Australia

T +61 3 8601 5270
F +61 3 8601 5299
T 1800 242 703 (Toll-free)
E mhrb@health.vic.gov.au
W mhrb.vic.gov.au

24 November 2015

Mr David Crofts
23 Brisbane Street
Berwick VIC 3806

Dear Mr Crofts

Re: Your application to the Victorian Civil and Administrative Tribunal

I enclose the section 49 materials in response to your application as required by the *Victorian Civil and Administrative Tribunal Act 1998*.

Please note that the Tribunal will not be appearing at any VCAT hearing unless directed by the VCAT member.

Yours sincerely

Grace Horzitski
Legal Officer



**Mental Health
Tribunal**

Level 30
570 Bourke St, Melbourne
Victoria 3000 Australia

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H224/2015

**Victorian Civil and Administrative Tribunal of Victoria
Human Rights List**

Applicant: AYC
First Respondent: Mental Health Tribunal
Second Respondent: Casey Hospital

Index of documents lodged pursuant to s49 of the *Victorian Civil and Administrative Tribunal Act 1998* by the First Respondent:

1. Copy Treatment Order, dated 19 June 2015 and expiring on 10 September 2015.
2. Copy Application for further Treatment Order, dated 26 August 2015.
3. Copy Report on Compulsory Treatment, dated 28 August 2015.
4. Copy Treatment and Recovery Plan, dated 27 August 2015.
5. Copy Action/ Relapse Prevention Plan, undated.
6. Copy Tribunal determination, dated 4 September 2015.
7. Copy Treatment Order, dated 4 September 2015 and expiring on 1 September 2016.
8. Copy Tribunal statement of reasons, dated 28 September 2015.
9. Copy Application for revocation, dated 19 October 2015.
10. Copy Tribunal determination, dated 30 October 2015.

The following email is a consequence of me deleting a VCAT-HRD email after only reading the below 3 words :-

- 1/ Reschedule
- 2/ Unavailable
- 3/ Representative

From: David Crofts [<mailto:david.crofts@gmail.com>]

Sent: Tuesday, 8 December 2015 01:20 PM

To: VCAT-HRD@justice.vic.gov.au

Subject: RE: H224/2015- AYC v Mental Health Tribunal, Casey Hospital

Dear Sir/Madam,

If you will not force the covering psychiatrist to learn the report of the authorized psychiatrist inside the next 10 days you can just fuck the whole thing off !!!!!!!!!!!!!!!!!!!!!!!

You will then be proved nothing more than just another un-ashamed arse-licker of the medical profession !!!!!!!!!!!!!!!!!!!!!!!

Sincerely,

David Crofts.

P.S.

I refuse to be fucked over by these cunts again !!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!_

<https://youtu.be/moJ07FFL9I8>

From: Mikaela.Meggetto@vcat.vic.gov.au [mailto:Mikaela.Meggetto@vcat.vic.gov.au] On Behalf Of VCAT-HRD@justice.vic.gov.au

Sent: Thursday, 10 December 2015 02:00 PM

To: Atanas Yonchev

Cc: David Crofts

Subject: Fw: H224/2015- AYC v Mental Health Tribunal, Casey Hospital

Dear Parties

The Tribunal refers to the above matter and confirms the hearing is on [20 January 2016](#).

As per order dated 12 November 2015 (attached), the authorised psychiatrist is to provide a report on compulsory treatment on 4 December 2015.

Please provide this report as soon as possible.

Should you have any further queries, please contact our Customer Service team on the number below.

Regards

Customer Service ¾ Human Rights Division

Victorian Civil and Administrative Tribunal

Level 5, William Cooper Justice Centre (WCJC)

223 William Street, Melbourne VIC 3000

GPO Box 5408 Melbourne VIC 3001, DX 210613 Melbourne

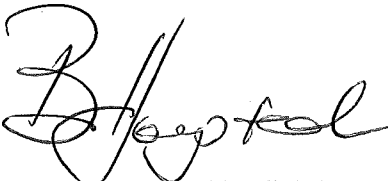
**VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL
HUMAN RIGHTS DIVISION
HUMAN RIGHTS LIST**

VCAT Reference: H224/2015

APPLICANT: AYC
FIRST RESPONDENT: Mental Health Tribunal
SECOND RESPONDENT: Casey Hospital
WHERE HELD: Melbourne
BEFORE: Member B Hoysted
HEARING TYPE: Hearing
DATE OF HEARING: 20 January 2016
DATE OF ORDER: 20 January 2016

ORDER

1. The Tribunal records that the applicant did not attend the hearing of his application for review of the Treatment Order 4 September 2015.
2. The application is struck out.


MEMBER B HOYSTED

