

MENTALLY IMPAIRED ACCUSED ACT — REVIEW

3795. Hon Ljiljanna Ravlich to the Parliamentary Secretary representing the Attorney General

- (1) Will there be a review of the *Mentally Impaired Accused Act*?
- (2) If yes to (1), when?
- (3) Have senior forensic clinicians and magistrates been instrumental in recommending changes to the *Mentally Impaired Accused Act* since 1996?

Hon MICHAEL MISCHIN replied:

- (1)-(2) Criminal Law (Mentally Impaired Accused) Act 1996 (WA) (CLMIA Act) is currently under review; the review commenced under the previous government. On 30 April 2007 the former government approved the drafting of a Bill to repeal the CLMIA Act. In August 2009 I approved further work being undertaken on the draft Bill. It is currently anticipated that this work should be finalised by the end of 2011.
- (3) Yes. The review process has involved extensive consultation with stakeholders from the mental health and legal sectors, including members of the judiciary and forensic practitioners. Consultation with key stakeholders will continue as the draft Bill is further refined.