

## **Disability Resource Hub Disclaimer**

The material on the Disability Resource Hub is for reference only. No claim or representation is made or warranty given, express or implied, in relation to any of the material. You use the material entirely at your own risk.

The material is provided as point-in-time reference documents. FACS does not maintain the material and does not undertake to ensure that it is accurate, current, suitable or complete.

Where conditions and warranties implied by law cannot be excluded, FACS limits its liability where it is entitled to do so. Otherwise, FACS is not liable for any loss or damage (including consequential loss or damage) to any person, however caused (including for negligence), which may arise directly or indirectly from the material or the use of such material.



# Decision Making and Consent Other resources

Summary: The Decision Making and Consent Other Resources contains additional information and links relating to supporting a person with disability to make decisions that affect them.



# Other resources

## Decision Making and Consent

1. Legislation
2. Policies
3. Other resources
4. ELMO e-learning modules
5. Contacts
6. Working with people from Aboriginal and Torres Strait Islander communities

## 1 Legislation

*Crimes Act 1900 (NSW)*

*Crimes (Forensic Procedures) Act 2000 (NSW)*

*Disability Inclusion Act 2014 (NSW)*

*Guardianship Act 1987 (NSW)*

## 2 Policies

Abuse and Neglect Policy, Procedures and Guidelines

Behaviour Support Policy and Practice Manual

FACS Incident Reporting and Management Policy for people accessing Ageing and Disability Direct Services November 2014

FACS Incident Reporting and Management Policy and Guidelines for people accessing Ageing and Disability Direct Services November 2014

Financial Procedures

Health and Wellbeing Policy

Lifestyle Planning Policy

Records Management Procedures

Risk and Safety Policy, Procedures and Guidelines

Sexuality and Relationships Guidelines

Policies for People: An Approach to Policies and Procedures for Disability Services, Jim Simpson, Western Sydney Intellectual Disability Support Group, 2002

## 3 Other resources

### **Standards in Action**

Practice requirements and guidelines for services funded under the *Disability Inclusion Act 2014* and *Disability Inclusion Regulation 2014*.

[http://www.adhc.nsw.gov.au/sp/quality/standards\\_in\\_action](http://www.adhc.nsw.gov.au/sp/quality/standards_in_action)

### **Capacity Toolkit, 2015, NSW Department of Justice**

The Capacity Toolkit is a guide to assessing a person's capacity to make legal, medical, financial and personal decisions.

[http://www.justice.nsw.gov.au/diversityservices/Pages/divserv/ds\\_capacity\\_tool/ds\\_capacity\\_tool.aspx](http://www.justice.nsw.gov.au/diversityservices/Pages/divserv/ds_capacity_tool/ds_capacity_tool.aspx)

Supported Decision Making Framework resources:

'My life, my decision – A handbook for decision makers'; 'Supported Decision Making – A handbook for supporters'; 'Supported Decision Making – A handbook for facilitators'.

### **Links to NSW Civil and Administrative Tribunal Fact Sheets and Information**

[http://www.ncat.nsw.gov.au/Pages/guardianship/publications\\_resources/gd\\_fact\\_sheets.aspx](http://www.ncat.nsw.gov.au/Pages/guardianship/publications_resources/gd_fact_sheets.aspx)

### **NSW Council for Intellectual Disability**

<http://www.nswcid.org.au/health/ee-health-pages/easy-fact-sheets.html>

### **Young people and the law**

[http://www.lawstuff.org.au/nsw\\_law/topics](http://www.lawstuff.org.au/nsw_law/topics)

For topics including mobile phones; tattoos and piercing; discrimination; voting; marriage; sexual assault and sexual harassment.

More topics can be found on the site linked to those listed.

### **Disability Advocacy Network Australia (DANA)**

<http://www.dana.org.au/>

Provides supported decision making information and resources - ADVOKIT

<http://www.advokit.org.au/decision-making/the-right-to-make-decisions/>

### **ACT Disability, Aged and Carer Advocacy Services (ADACAS)**

Information and resources on supported decision making

<http://www.adacas.org.au/decision-support>

### **Intellectual Disability Rights Service**

Free legal advice for people with an intellectual disability, their family, carers or advocates.

1800 666 611 (free call) or 02 9318 0144

<http://www.idrs.org.au>

### **Behaviour Support**

Restrictive Practice resources developed by the Clinical Innovation and Governance unit of ADHC: <http://www.nds.org.au/projects/article/185>

## 4 ELMO e-learning modules

### **Good to Great Portal**

<http://www.elearn.com.au/adhc/goodtogreat>

Username: adhc

Password: goodtogreat

## 5 Contacts

### **NSW Civil and Administrative Tribunal Guardianship Division**

<http://www.ncat.nsw.gov.au/Pages/guardianship/guardianship.aspx>

Level 6, John Maddison Tower , 86-90 Goulburn Street, Sydney

Phone

02 9556 7600

1300 006 228

TTY 9556 7634

### **Public Guardian**

<http://www.publicguardian.justice.nsw.gov.au/>

Head Office & Western Team

160 Marsden Street, Parramatta

Phone

02 8688 2650

1800 451 510

TTY 1800 882 889

Southern Team

Level 2, Downing Centre, 143-147 Liverpool Street, Sydney

Phone

02 9287 7660

Northern Team

Level 3, 4 Watt Street, Gosford

Phone

02 4320 4888

## **NSW Trustee and Guardian**

[www.tag.nsw.gov.au](http://www.tag.nsw.gov.au)

1300 364 103 – information about Trustee Services (wills, power of attorney, trusts and estate administration)

1300 360 466 – information about Managed Clients

## **Disability Advocacy NSW**

1300 365 085 – information and referral for advocacy support

## **6 Working with people from Aboriginal and Torres Strait Islander communities**

### **Aboriginal Policy Statement**

The Aboriginal Policy Statement underpins our strategic direction for Aboriginal people

[http://www.adhc.nsw.gov.au/\\_data/assets/file/0003/236829/870\\_ADHC\\_Aboriginal\\_Policy\\_Statement\\_WEB\\_R.pdf](http://www.adhc.nsw.gov.au/_data/assets/file/0003/236829/870_ADHC_Aboriginal_Policy_Statement_WEB_R.pdf)

### **Aboriginal Cultural Inclusion Framework**

The Aboriginal Cultural Inclusion Framework provides a mode of accountability for monitoring programs and services to ensure real improvements are delivered to older Aboriginal people, Aboriginal people with disability, their families and carers

[http://www.adhc.nsw.gov.au/\\_data/assets/file/0005/239837/Aboriginal\\_Cultural\\_Inclusion\\_Framework\\_2011-2015.pdf](http://www.adhc.nsw.gov.au/_data/assets/file/0005/239837/Aboriginal_Cultural_Inclusion_Framework_2011-2015.pdf)

### **Aboriginal Indigenous Health InfoNet**

<http://www.healthinfonet.ecu.edu.au/key-resources/organisations>

### **Aboriginal Health and Medical Research Council of NSW**

[http://www.ahmrc.org.au/index.php?option=com\\_content&view=article&id=2&Itemid=2](http://www.ahmrc.org.au/index.php?option=com_content&view=article&id=2&Itemid=2)

### **Conflict resolution**

[http://www.cjc.nsw.gov.au/agdbasev7wr/cjc/documents/pdf/cjc\\_pamphlet\\_blewin\\_jan\\_2012.pdf](http://www.cjc.nsw.gov.au/agdbasev7wr/cjc/documents/pdf/cjc_pamphlet_blewin_jan_2012.pdf) Guidelines

### **Aboriginal Home Care**

[http://www.adhc.nsw.gov.au/individuals/help\\_at\\_home/aboriginal\\_home\\_care](http://www.adhc.nsw.gov.au/individuals/help_at_home/aboriginal_home_care)

### **Learning and Development**

The FACS Learning & Development Branch has created an Aboriginal Learning Centre (ALC) as a live resource for all staff. It can be accessed here:

<http://cslearning.nsw.gov.au/alc>

## **Aboriginal staff and positions**

Refer to District Disability Directors for information on the location of Aboriginal staff and positions available in your District. You can also search the ADHC intranet by typing in Aboriginal and seeing what positions and roles are available within ADHC's Strategic Aboriginal Development Unit, Strategic Change Directorate and FAC's Aboriginal Policy and Strategy Directorate and Aboriginal NGO Strategy Unit, Strategic Policy and Cabinet Coordination Directorate.

## **Working with Aboriginal People and Communities: Practice Guide**

[http://docsonline.dcs.gov.au/docsintwr/assets/main/document/aboriginal\\_services/working\\_with\\_aboriginal\\_people.pdf](http://docsonline.dcs.gov.au/docsintwr/assets/main/document/aboriginal_services/working_with_aboriginal_people.pdf)