

## Psychiatry: Core EPA # 9

### Applying relevant legislation and legal principles to patient care and clinical practice

#### Key Features:

- This EPA includes activities in which clinicians must apply legislation or ensure they employ a legally defensible approach in evaluation, diagnosis, and communication.
- Examples include the following: performing suicide and self-harm risk assessments; performing acute violence risk assessments; restricting rights of a patient; evaluating and defending an opinion for various capacities; obtaining and documenting informed consent; evaluating and communicating an opinion regarding restrictions and limitations relevant to disability; evaluating whether a duty exists to third parties.

#### Assessment plan:

Direct observation by psychiatrist/psychiatry subspecialist, TTP psychiatry resident, Core/TTP psychiatry subspecialty resident, or psychiatry/ psychiatry subspecialty fellow

Use Form 1. Form collects information on:

- Setting: emergency; inpatient unit; consultation liaison; outpatient; simulation
- Issue: capacity to consent to treatment; fitness to stand trial; financial capacity; testamentary capacity; capacity with respect to long-term care; MAID; disability; disclose information; restriction or limitation of rights; need for mandatory or discretionary reporting; other issue
- Initiating involuntary treatment or hospitalization: yes; no
- Complexity: low; medium; high

Collect 6 observations of achievement

- At least 2 capacity to consent to treatment in complex patients
- At least 2 restricting or limiting rights of a patient with the included due process protections such as initiating involuntary treatment and/or hospitalization
- At least 1 evaluation for restrictions/limitations relevant to disability
- At least 1 need for mandatory or discretionary reporting
- At least 4 by psychiatrists
- At least 2 different psychiatrist observers

#### Relevant Milestones:

- 1 ME 1.3 Apply knowledge of legal principles and legislation relevant to Psychiatry**
- 2 ME 2.2 Perform risk assessments, including for suicide, self-harm, and violence**
- 3 ME 3.2 Obtain and document informed consent**
- 4 ME 5.2 Adopt strategies that promote patient safety and address human and system factors**

- 5 **ME 2.2 Assess a patient's decision-making capacity**
- 6 **COM 1.6** Tailor approaches to decision-making to patient capacity, values, and preferences
- 7 **COM 5.1 Document clinical encounters in an accurate, complete, timely, and accessible manner, and in compliance with legal and privacy requirements**
- 8 **P 3.1 Adhere to requirements for mandatory and discretionary reporting**
- 9 **P 3.1 Fulfil and adhere to the professional and ethical codes, standards of practice, and laws governing practice**