

ACC
v
MENTAL HEALTH TRIBUNAL
[2025] HCADisp 223
P28/2025

- 1 The applicant requires an extension of time within which to seek special leave to appeal from the judgment of the Court of Appeal of the Supreme Court of Western Australia (Mitchell and Vaughan JJA), which dismissed the applicant's appeal from a decision of the State Administrative Tribunal of Western Australia (Deputy President Jackson) ("the WASAT"), which in turn dismissed the applicant's application for review of a decision of the Mental Health Tribunal of Western Australia ("the MHT") affirming an inpatient treatment order made in respect of the applicant. The WASAT dismissed the applicant's application for review in circumstances where a community treatment order had subsequently been made in respect of the applicant after she applied for review of the MHT's decision, but before the applicant's application for review was heard by the WASAT. The WASAT held that the community treatment order rendered the inpatient treatment order ineffective.
- 2 The proposed appeal raises no point of principle and would have no prospects of success. It is not in the interests of the administration of justice, either generally or in this case, for special leave to appeal to be granted. It would therefore be futile to grant the extension of time that is sought.
- 3 Special leave to appeal is refused.

Gordon J
Beech-Jones J

9 October 2025