

WEBINAR

**Radicalisation to violent extremism, fixation
and grievance-fuelled violence: Navigating
privacy, confidentiality and ethical challenges**



Australian Government



mhpn

Mental Health Professionals' Network

This webinar is funded by the Countering Violent Extremism Sub-Committee under the auspices of the Australia-New Zealand Counter-Terrorism Committee. It is supported by the Department of Home Affairs and produced by the Mental Health Professionals' Network.



Webinar aim

The Social Cohesion Division of the Department of Home Affairs, commissioned MHPN to develop and deliver three webinars for mental health professionals, this is the final webinar in the series. The aim of these webinars is to:

- **increase the health sector's awareness and understanding of countering violent extremism; and**
- **support mental health services/practitioners to better identify and manage the threat posed by those who are at risk of radicalisation to violent extremism.**



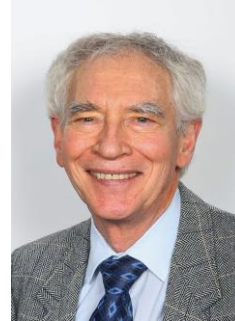
Tonight's panel



Dr Ines Rio
General Practitioner



Dr Danny Sullivan
Psychiatrist



Professor Alfred Allan
Clinical Psychologist



Professor Mark Creamer
Clinical Psychologist
(Facilitator)



Learning outcomes






Through a facilitated panel discussion using hypothetical scenarios, webinar participants will:

- be able to name the key principles of confidentiality, privacy and ethics when treating and/or supporting people who may pose a serious threat to themselves or others by way of radicalisation to violent extremism, fixation or grievance-fuelled violence;
- be able to describe the key indicators and circumstances for disclosure when treating and/or supporting people who may pose a serious threat to themselves or others by way of radicalisation to violent extremism, fixation or grievance-fuelled violence; and
- have an awareness of referral pathways and take appropriate steps if they are concerned that a person may pose a serious threat to themselves or others by way of radicalisation to violent extremism, fixation or grievance-fuelled violence.



Webinar room

To interact with the webinar platform and to access resources, hover over the colourful icons to the top right of your screen:

-  open the chat box
-  access resources including the case study, panel biographies and supporting resources
-  refresh button
-  exit button
-  open the feedback survey



General Practitioner's perspective

Supports, guidelines, protocols, and processes

Support

- Colleagues, medical defence organisation

Codes of conduct

- AMA Code of Ethics
- Medical Board of Australia; Good medical practice: a code of conduct for doctors in Australia



Dr Ines Rio
General Practitioner



General Practitioner's perspective

Guidelines

- AMA Privacy and Health Record Resource Kit is based on the Privacy Resource Handbook
- RACGP - Privacy and managing health information in general practice/information management relating to patients
 - Compliance indicators for the Australian Privacy Principles (checklist)
- Avant Mutual Group: Privacy and Confidentiality (and associated pages)
- Office of the Australian Information Commission
- Health Complaints Commissioner: Health records
- Victorian government:
 - Disclosure of health information
 - Mandatory reporting



Dr Ines Rio



General Practitioner's perspective

Continuing professional development

- Medical Indemnity Protection society: Privacy and Confidentiality CPD online unit

Legislation

- Commonwealth's Privacy Act 1988, Privacy Amendment (Enhancing Privacy Protection) Act 2012 and the Australian Privacy Principles (APPs)
- Victorian Health Records Act 200, Health Records Regulations 2012, Privacy and Data Protection Act 2014, Freedom of Information Act 1982



Dr Ines Rio



Clinical Psychologist's perspective

Specific Information

Employee

- Relevant policy, procedures and protocols

Private practice

- Own protocol and list of resources

Possible people to consult and telephone number, such as

- Joint police and mental health teams, if any
- Fixated Threat Assessment Centre (FTAC), if any



Professor Alfred Allan
Clinical Psychologist



Clinical Psychologist's perspective

Australian Psychological Society Guidelines and Resources

- Ethical guidelines for working with clients when there is a risk of serious harm to others
- Managing risk of harm to other



Professor Alfred Allan



Clinical Psychologist's perspective

Government websites

- Office of the Australian Information Commission
- Department of Home Affairs' [Living Safe Together](#) website
- National Security Hotline – 1800 123 400

Training

- APS Institute Countering Violent Extremism webinar MHPN webinars www.mhpn.org.au



Professor Alfred Allan



Psychiatrist's perspective

Ethically complex terrain

- FTAC involves data-sharing between police and mental health system
 - The justification is public interest
- VS
- We have duties to protect our clients' interests
 - At a higher level, our clients interests are not helped by offending
 - Conclusions: these are WICKED PROBLEMS



Dr Danny Sullivan
Psychiatrist



Psychiatrist's perspective

Confidentiality

- A fiduciary duty
- *A prima facie* duty
- Often a statutory duty
- Conveyed by codes of ethics
 - E.g. RANZCP Code of Ethics
 - E.g. APS Code of Ethics



Dr Danny Sullivan



Psychiatrist's perspective

A 'duty to warn' ?

- 'Leakage' is important
- There are few statutory duties to warn
- Common law duties are enacted in negligence cases
but...
- If your client commits a serious offence, it is a poor outcome for them as well!



Dr Danny Sullivan



Psychiatrist's perspective

Advice

Always helpful, even if just to salve your anxiety!

- Peers
- Indemnity organisations
- Your professional body (?)



Dr Danny Sullivan



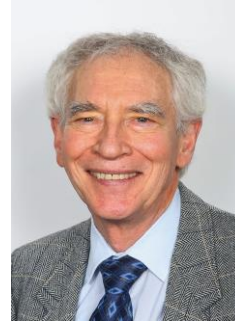
Exploring the hypothetical scenarios



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General Practitioner



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Panellist and Department of Home Affairs recommended supporting resources

For access to resources recommended by the Department of Home Affairs and the panel, click on the supporting resources tab at the top right hand of your screen.



Thank you for your participation

- Please ensure you complete the feedback survey before you log out.
- Click the Feedback Survey tab at the top of the screen to open the survey.
- A Statement of Attendance will be emailed within four weeks.
- You will receive the recording and supporting resources via email in the next few weeks.

