
First Session, Forty-third Parliament
4 Charles III, 2025
Legislative Assembly of British Columbia

BILL 32

**MENTAL HEALTH
AMENDMENT ACT (No. 2), 2025**

Honourable Josie Osborne
Minister of Health

Explanatory Notes

CLAUSE 1: *[Mental Health Act, section 16]* extends liability protection to providers of authorized professional services, care and treatment.

CLAUSE 2: *[Mental Health Act, section 31]* removes a provision that deems patients to have consented to treatment if the director has authorized treatment.

BILL 32 – 2025

MENTAL HEALTH AMENDMENT ACT (No. 2), 2025

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:

1 *Section 16 of the Mental Health Act, R.S.B.C. 1996, c. 288, is amended by adding the following paragraph:*

(b.4) providing to a patient a professional service, or care or treatment, authorized by the director under this Act to be given to the patient, including treatment described in a consent to treatment form signed under section 8 (a); .

2 *Section 31 is amended*

(a) *by repealing subsection (1), and*

(b) *in subsection (2) by striking out “A patient to whom subsection (1) applies,” and substituting “A patient who is detained in a designated facility under section 22, 28, 29, 30 or 42 or is released on leave or is transferred to an approved home under section 37 or 38,”.*

Commencement

3 This Act comes into force on the date of Royal Assent.