

- (4) In this section:

treating health practitioner or health professional, in relation to a child or young person, means a health practitioner or health professional who has a professional relationship with the child or young person for the provision of health services.

Division 16.4.4 Therapeutic protection register

633 Therapeutic protection register

- (1) The operating entity for a therapeutic protection place must keep a register (a *therapeutic protection register*) of children and young people for whom the Childrens Court makes an interim therapeutic protection order or a therapeutic protection order and who are confined at the therapeutic protection place.
- (2) The therapeutic protection register must include the following details for each child or young person for whom the Childrens Court makes an interim therapeutic protection order or a therapeutic protection order:
 - (a) name, sex and date of birth;
 - (b) details of the therapeutic protection order;
 - (c) the therapeutic protection plan for each proposed period of confinement;
 - (d) the therapeutic protection history for each period of confinement;
 - (e) if the child or young person is strip searched or body searched during a period of confinement—
 - (i) the reason for the search; and
 - (ii) when and where the search was conducted; and
 - (iii) the name of each person present at any time during the search; and

- (iv) if, under section 600 (4), section 612 (4) or section 617 (4), a requirement for a person present at the search to be the same sex as the child or young person was not complied with—the operating entity's reasons for believing the requirement did not apply; and
- (v) details of anything seized during the search; and
- (vi) details of any force used for conducting the search, and why force was used;

Note Strip searches are authorised under s 598. Body searches are authorised under s 609.

- (f) if force was used on the child or young person during the period of confinement—the reason why force was used;
- (g) where and with whom the child or young person lived before the period of confinement;
- (h) anything else prescribed by regulation.

Note Information in the therapeutic protection register is protected information (see ch 25).

- (3) The register may contain anything else the operating entity for the therapeutic protection place considers relevant.

634 Therapeutic protection register—who may have access?

- (1) The following people may have access to a therapeutic protection register:
 - (a) the director-general or a person authorised by the director-general;
 - (b) a magistrate;
 - (c) a judge;
 - (d) the ombudsman;
 - (e) an official visitor;

- (f) a commissioner exercising functions under the *Human Rights Commission Act 2005*;
 - (g) the public advocate;
 - (h) a person prescribed by regulation.
- (2) The operating entity for a therapeutic protection place must ensure that the therapeutic protection register kept by the operating entity is only accessed by the people mentioned in subsection (1).

Note An authorised person may, at any reasonable time, enter a therapeutic protection place (see s 816).

635 Therapeutic protection register—public advocate to inspect

The public advocate must inspect the therapeutic protection register at least once every 3 months.