

5. INFORMATION – Right to be informed.

I have a right to open, clear and timely communication about services, treatment, options and costs in a way that I can understand. When needed, I have the right to a competent professional interpreter.

6. PARTICIPATION – Right to actively participate.

I have a right to be fully involved in decisions and choices about services planned and received. I have a right to support and advocacy so I can participate. I have a right to seek advice or information from other sources. I have a right to give, withhold or withdraw my consent at anytime.

7. PRIVACY – Right to privacy and confidentiality.

I have a right to have my privacy respected and my personal information kept confidential and secure. Personal information about me may not be disclosed without my consent, unless the disclosure is required to lessen or prevent a serious threat to life, wellbeing, or safety or is required by law. I have a right to request and gain access to my records, unless there is legal restriction in place. I can nominate person/s with whom information can be shared.

8. COMMENT – Right to comment and / or complain.

I have a right to be listened to and to comment on, or make a complaint about services sought or provided to me. I have a right to have my complaint dealt with properly and promptly, and without retribution as a result of having made a complaint. I have a right to a representative of my choice to support and advocate for me when making a complaint. My feedback and complaints are managed openly to ensure improvements.

contact hcsc

For more information about the HCSCC Charter of Health and Community Services Rights in South Australia

- call the hcsc Enquiry Service
Monday - Friday 9am - 5pm
p 8226 8666

Country SA from a landline
p 1800 232 007

TTY

p 133 677

p 1800 555 677 (Country SA from a landline)

If we can't answer your call immediately, please leave a message on the answering machine and we will get back to you.

- write to:
hcsc
PO Box 199
Rundle Mall SA 5000
- visit the hcsc website
www.hcsc.sa.gov.au
- send an email to hcsc
info@hcsc.sa.gov.au
- send a fax to hcsc
f 8226 8620



hcsc
health & community services
complaints commissioner

Know Your Rights

when receiving a Health or
Community Service

a guide to the HCSCC Charter of
Health and Community Services Rights
in South Australia

about the HCSCC Charter

The South Australian Health and Community Services Complaints Act (2004) **Charter of Health and Community Services Rights**.

The HCSCC Charter sets out the rights of people who use most health and community services in South Australia, and to the family members, carers and nominees who act on behalf of a person seeking or using a service.

Services include a wide range of health and community services in the public, private and non-government sectors.

the HCSCC Charter will be used by:

Service users:

- to help people to understand their rights when seeking or using a health or community service
- when raising a complaint with a service provider - to help communicate concerns

Service providers:

- to inform service users about their rights
- when responding to a complaint - to identify and act on the area/s of concern
- to engage with service users about service improvements
- as a person-centred quality improvement tool
- to report to hcsccl about complaints and action taken in response to them, linked to the HCSCC Charter rights

The Health & Community Services Complaints Commissioner:

- to provide information, education and advice about the rights of service users
- when a complaint is made to hcsccl to determine if the service provider acted reasonably
- to monitor and report complaint trends and systemic issues to improve services

the HCSCC Charter has:

5 Guiding principles:

Diversity - South Australian society is made up of people with different cultures, needs, values and ways of life and this is to be recognised and respected.

Decision making capacity - Some people may have impaired capacity to make decisions due to illness, injury, disability or development. Impaired capacity may be temporary or permanent, partial or complete. If a person has impaired decision making capacity the service provider should enable supported decision making. If a person has impaired decision making capacity the service provider must involve or seek the consent of a substitute decision maker, including a carer. Individuals with impaired decision making capacity must not be disadvantaged in the provision of health or community services.

Partnership - A genuine partnership between service users, carers and providers promotes safe, high quality services and the best possible outcomes. This requires sharing relevant information and treating each other with respect.

Provider contribution - Providers of health and community services are recognised for their contribution to the healthcare, well-being and welfare of individuals.

Authority - Some rights can be affected when legal orders or processes are in place.

8 Charter rights:

1. ACCESS – Right to access health and community services. I have a right to access health and community services that meet my identified needs.

2. SAFETY – Right to be safe from abuse. I have a right to be safe from abuse, or the risk of abuse, and to have my legal and human rights respected and upheld. I have a right to receive services free from discrimination and harassment.

3. QUALITY – Right to high quality services. I have a right to receive safe, reliable, coordinated services that are appropriate to my needs and provided with care, skill and competence. Services I receive should comply with legal, professional, ethical and other relevant standards. Any incidents involving me are managed openly to ensure improvements.

4. RESPECT – Right to be treated with respect. I have a right to be treated with courtesy, dignity and respect. I have a right to receive services that respect my culture, beliefs, values and personal characteristics.