**332. A Mortimer**

Name: A Mortimer

Proposal 2–1

Yes. Having been exposed to an assault upon my uncle ( I am his guardian) in residential aged care, where this appears to not even be a reportable offence, it appears to me that a major perpetrator of elder abuse lies in government policy.

Proposal 2–2

Yes. But more importantly require the WHS reporting of all incidents - not optional!

Proposal 3–1

Yes but importantly the Aged Care Complaints Commissioner must have the power to arbitrate complaints of elder abuse.

Proposal 3–2

Yes

Proposal 3–3

Yes

Proposal 3–4

Absolutely yes.

Our experience was that assault is swept under the carpet and the victim is required to carry on and live in fear of the perpetrator.

Proposal 3–5

Yes and this should also protect staff in aged care facilities so that they can report assaults that are resident upon resident.

Proposal 5–1

Yes

Proposal 5–2

N/A

Proposal 5–3

N/A

Question 5–1

N/A

Question 5–2

Yes

Proposal 5–4

Yes

Proposal 5–5

Yes

Proposal 5–6

Yes

Proposal 5–7

Yes

Proposal 5–8

Yes

Proposal 5–9

Yes

Proposal 5–10

Yes but an Aged care facility should also respect and inform a guardian if an assault upon the person to whom they hold this legal protection occurs.

Proposal 5–11

N/A

Proposal 5–12

N/A

Proposal 5–13

N/A consider the role of executor separately

Proposal 6–1

Yes

Question 6–1

no it is legally explained.

Proposal 6–2

No it is a legal undertaking already

Question 6–2

N/A

Question 6–3

Not sure

Proposal 7–1

Yes

Proposal 7–2

May not be practical

Question 7–1

N/A

Question 7–2

N/A

Proposal 8–1

yes

Question 8–1

as agreed by the elder

Proposal 9–1

Yes

Proposal 9–2

Yes

Proposal 9–3

Yes

Proposal 10–1

Yes and it should include mandatory reporting of all assaults in aged care

Proposal 10–2

good idea but may not be practical as families are often in a medical crisis which informs an elder going into care.

Proposal 10–3

Yes

Proposal 10–4

Yes but are you aware that the government policy surrounding assault upon elders in aged care mean that it is reasonable to accuse he government of abuse based upon negligence of a duty of care.

Proposal 11–1

Yes. The assault upon my uncle was nearly fatal and was not reportable and no protocol seemed to exist to address the safety moving forward of my uncle.

Proposal 11–2

Absolutely and it should be a part of a WHS reporting system. The data should inform accreditation and the risk of assault should inform staff ratios.

Proposal 11–3

Absolutely -  it is a dangerous practice and in my view one of the most serious examples of systemic elder abuse.

How do you address a problem that you pretend does not exist?

Proposal 11–4

Of course!

Again this failure informs systemic elder abuse!

Proposal 11–5

Yes and it should be centralised for all employment related to the vulnerable including disabled and children.

Some doors need to be closed to high risk employees.

Question 11–1

All criminal offences such as molestation, rape and assault.

Question 11–2

Until an incident is recorded, investigated and proved to be criminal.

Question 11–3

Domestic violence.

Proposal 11–6

Yes

Proposal 11–7

Yes but there should be appropriate separation between those who are the at risk violent people and the frail aged.

Proposal 11–8

There should not be this framework to inform Aged Care, they are not incarcerated.

Proposal 11–9

Yes

Proposal 11–10

Yes

Proposal 11–11

Yes