

Health & Care Information Model:

nl.zorg.LegalSituation-v4.0

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Release status: Prepublished

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1. nl.zorg.LegalSituation-v4.0

DCM::CoderList	Werkgroep RadB Verpleegkundige Gegevens
DCM::ContactInformation.Address	*
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DCM::ContactInformation.Telecom	*
DCM::ContentAuthorList	
DCM::CreationDate	20-4-2018
DCM::DeprecatedDate	
DCM::DescriptionLanguage	nl
DCM::EndorsingAuthority.Address	
DCM::EndorsingAuthority.Name	PM
DCM::EndorsingAuthority.Telecom	
DCM::Id	2.16.840.1.113883.2.4.3.11.60.40.3.7.17
DCM::KeywordList	Juridische status, wettelijke vertegenwoordiger, voorgedij
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HCIM::PublicationLanguage	EN

1.1 Revision History

Publicatieversie 1.0 (26-02-2019)

Bevat: ZIB-670.

Publicatieversie 2.0 (01-09-2020)

Bevat: ZIB-1127, ZIB-1136.

Publicatieversie 3.0 (01-12-2021)

Bevat: ZIB-1357, ZIB-1480, ZIB-1504.

Publicatieversie 3.1 (10-06-2022)

Bevat: ZIB-1379, ZIB-1613.

Publicatieversie 4.0 (15-10-2023)

Bevat: ZIB-2099.

1.2 Concept

A legal situation can concern a legal status and/or representation.

The legal status indicates the basis on which the patient is staying in a healthcare organization. This can be either voluntary or involuntary, however the legal status is always determined by a judge.

Representation is important in situations where a person is legally not competent to give permission and/or factually (partly) incapable of doing so. A representative supports and takes decisions in the interest of the representee when they cannot do so themselves (temporarily or permanently).

1.3 Mindmap

1.4 Purpose

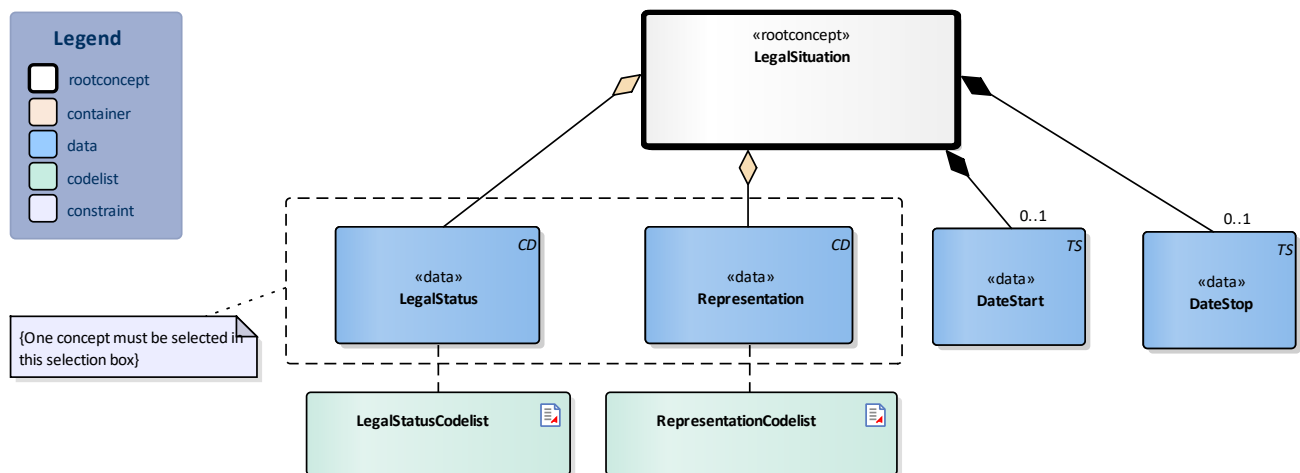
Health professionals must be aware of the existence of a legal status or representation because this in part determines what type of care can be provided to the patient. For example, a supporting legal status can be required for using freedom restricting interventions. For a mentally incompetent patient, it must be clear that there is a representative for further decision-making: in this case, the health professional should follow the decision of the representative of the mentally incompetent patient, unless this is incompatible with the care of a good health professional.

1.5 Patient Population

1.6 Evidence Base

In version 2.0, the new legal statuses resulting from the new legislation on involuntary / compulsory care have been added to the LegalStatus value list. In version 1.0 this list was based on the Vektis value list LegalStatus. However, this list is no longer maintained. That is why the value lists in the new version are based on an internal Nictiz codesystem.

1.7 Information Model



«rootconcept»	LegalSituation	
Definitie	Root concept of the LegalSituation information model. This root concept contains all data elements of the LegalSituation information model.	
Datatype		
DCM::ConceptId	NL-CM:7.17.1	
Opties		

«data»	LegalStatus	
Definitie	The legal status that applies to the patient. The legal status indicates the basis on which the patient is staying in a healthcare organization. This can be either voluntary or involuntary, however the legal status is always determined by a judge. A patient can also receive healthcare based on a forensic status.	
Datatype	CD	
DCM::ConceptId	NL-CM:7.17.2	
DCM::DefinitionCode	SNOMED CT: 303186005 Legal status of patient	

DCM::ExampleValue	Voogdij	
DCM::ValueSet	LegalStatusCodelist	OID: 2.16.840.1.113883.2.4.3.11.60.40.2.7.17.1
Opties		

«data»	Representation	
Definitie	In some situations, a person is legally not competent to give permission and/or factually (partly) incapable of doing so. A representative supports and takes decisions in the interest of the representee when they cannot do so themselves (temporarily or permanently). The representative should involve the patient as much as possible in the fulfillment of their tasks and the factual capability of the patient must be honored as much as possible. The Wgbo (Dutch law) determines who are able to become representatives as well as an enforced order.	
Datatype	CD	
DCM::ConceptId	NL-CM:7.17.5	
DCM::DefinitionCode	SNOMED CT: 151701000146105 Type of guardian	
DCM::ValueSet	RepresentationCodelist	OID: 2.16.840.1.113883.2.4.3.11.60.40.2.7.17.2
Opties		

«data»	DateStart	
Definitie	The date on which the legal situation of the patient starts.	
Datatype	TS	
DCM::ConceptId	NL-CM:7.17.3	
Opties		

«data»	DateStop	
Definitie	The date on which the legal situation of the patient ends.	
Datatype	TS	
DCM::ConceptId	NL-CM:7.17.4	
Opties		

«document»	RepresentationCodelist	
Definitie		
Datatype		
DCM::ValueSetBinding	Required	
DCM::ValueSetId	2.16.840.1.113883.2.4.3.11.60.40.2.7.17.2	
HCIM::ValueSetLanguage	--	
Opties		

VertegenwoordigingCodelijst			OID: 2.16.840.1.113883.2.4.3.11.60.40.2.7.17.2	
Concept Name	Concept Code	Coding Syst. Name	Coding System OID	Description
Custody	6	JuridischeVertegenwoordiging	2.16.840.1.113883.2.4.3.11.60.40.4.23.3	Voogdij
Property and financial affairs deputyship	7	JuridischeVertegenwoordiging	2.16.840.1.113883.2.4.3.11.60.40.4.23.3	Bewindvoering
Personal welfare deputyship	8	JuridischeVertegenwoordiging	2.16.840.1.113883.2.4.3.11.60.40.4.23.3	Mentorschap
Legal guardianship	9	JuridischeVertegenwoordiging	2.16.840.1.113883.2.4	Onder curatele

			.3.11.60.40.4.23.3	stelling
Agency of necessity	10	JuridischeVertegenwoordiging	2.16.840.1.113883.2.4 .3.11.60.40.4.23.3	Zaakwaarneming
Health care power of attorney	20	JuridischeVertegenwoordiging	2.16.840.1.113883.2.4 .3.11.60.40.4.23.3	Volmacht zorg en behandeling (benoemd in schriftelijke verklaring)
Vertegenwoordiging op basis van relatie [DEPRECATED]	21	JuridischeVertegenwoordiging	2.16.840.1.113883.2.4 .3.11.60.40.4.23.3	Vertegenwoordiging op basis van relatie
Financial power of attorney	22	JuridischeVertegenwoordiging	2.16.840.1.113883.2.4 .3.11.60.40.4.23.3	Volmacht financieel (benoemd in schriftelijke verklaring)
Representation in case of mental incapacity	30	JuridischeVertegenwoordiging	2.16.840.1.113883.2.4 .3.11.60.40.4.23.3	Vertegenwoordiging bij wilsombekwaamheid
Legal representation based on parental authority	25	JuridischeVertegenwoordiging	2.16.840.1.113883.2.4 .3.11.60.40.4.23.3	Wettelijke vertegenwoordiging op basis van ouderlijk gezag

«document»		LegalStatusCodelist		
Definitie				
Datatype				
DCM::ValueSetBinding	Required			
DCM::ValueSetId	2.16.840.1.113883.2.4.3.11.60.40.2.7.17.1			
HCIM::ValueSetLanguage	NL			
Opties				
JuridischeStatusCodelijst		OID: 2.16.840.1.113883.2.4.3.11.60.40.2.7.17.1		
Concept Name	Concept Code	CodeSys. Name	CodeSystem OID	Description
Onder toezichtstelling (ots)	OTS	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Onder toezichtstelling (ots)
Plaatsing in een inrichting voor jeugdigen (PIJ-maatregel)	PIJ	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Plaatsing in een inrichting voor jeugdigen (PIJ-maatregel)
Tbs: ter beschikking stelling van de regering (tbs)	TBS	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Tbs: ter beschikking stelling van de regering (tbs)
Besluit tot opname en verblijf	OPM	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Besluit tot opname en verblijf
Rechterlijke machtiging	RM	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Rechterlijke machtiging

Voortgezette machtiging	VM	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Voortgezette machtiging
Beschikking tot inbewaringstelling (ibs)	IBS	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Beschikking tot inbewaringstelling (ibs)
Beschikking tot WZD opname in PsychGeriatrische instelling	IBS-PG	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Beschikking tot WZD opname in PsychGeriatrische instelling
Beschikking tot WZD opname in een instelling voor Verstandelijk Gehandicapten	IBS-VG	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Beschikking tot WZD opname in een instelling voor Verstandelijk Gehandicapten
Voorwaardelijke machtiging voor jongvolwassenen met een verstandelijke beperking (VMM)	VMM	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Voorwaardelijke machtiging voor jongvolwassenen met een verstandelijke beperking (VMM)
Zorgmachtiging	ZM	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Zorgmachtiging
Crisismaatregel	CM	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Crisismaatregel
Machtiging tot voortzetting van de crisismaatregel	VCM	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Machtiging tot voortzetting van de crisismaatregel
Voorlopige onder toezichtstelling	VOTS	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Voorlopige onder toezichtstelling
Tijdelijke verplichte zorg in een noodsituatie/onvoorziene situatie waarin de zorgmachtiging of crisismaatregel niet voorziet	NOOD	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Tijdelijke verplichte zorg in een noodsituatie/onvoorziene situatie waarin de zorgmachtiging of crisismaatregel niet voorziet
Tijdelijke verplichte zorg voorafgaand aan een crisismaatregel	TEMP	JuridischeStatus	2.16.840.1.113883.2.4.3.11.60.40.4.23.2	Tijdelijke verplichte zorg voorafgaand aan een crisismaatregel

	Legend
Definitie	
Datatype	
Opties	

	Constraint
Definitie	One concept must be selected in this selection box
Datatype	
Opties	

1.8 Example Instances

JuridischeSituatie	
JuridischeStatus	Onder toezichtstelling (ots)
DatumAanvang	01-01-2018
DatumEinde	01-01-2020
Vertegenwoordiging	

1.9 Instructions

In case of an intervention, a distinction is made between seclusion and separation. For the purpose of unambiguous recording, the following definitions are used:

Seclusion:

Seclusion is the confinement of a patient for care, nursing and treatment in a specially designated seclusion room. A seclusion room is generally a bare single room with only a bed, sometimes with a table, a chair, a wardrobe and occasionally washing facilities. Seclusion may not take place in the "own" bedroom.

Separation:

Separation is the confinement of a patient in a specially designated enclosed space that has been approved as a separation residence; for several years now the term Extra Secure Room (EBK) has been used for this. The separation space is a specially equipped room, with a mattress or riveted bed and mostly without furniture. Separation should be applied with great caution. The risks of harmful side effects of separation, such as anxiety and stress, are significant. Also in the context of safety, separation should be avoided as much as possible and alternatives should be sought to avert the danger.

1.10 Interpretation

1.11 Care Process

1.12 Example of the Instrument

1.13 Constraints

1.14 Issues

1.15 References

1. Handreiking Argus [Online] Beschikbaar op: <https://www.ggz nederland.nl/uploads/publication/Argus%20Registratie%20van%20vrijheidsbeperkende%20interventies%20in%20de%20ggz.pdf> [Geraadpleegd: 12 mei 2020]
2. Handreiking "Vrijheidsbeperking in het ziekenhuis? Nee, tenzij..." (V&VN, 2013) [Online] Beschikbaar op: <https://www.venvn.nl/media/matngkx4/20131120-aanbevelingen-vbi-beleid.pdf> [Geraadpleegd: 12 mei 2020]
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1.16 Functional Model

1.17 Traceability to other Standards

1.18 Disclaimer

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