

A respite resident with dementia punched a hole in the wall of his room. Can the family be asked to pay for the damage?

Answer

The service provider is responsible for the adequate maintenance of their buildings and grounds. If a resident causes deliberate damage then they are held responsible. However, in this case, the resident has dementia and so he cannot be held accountable for his actions.

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Empowering older Victorians

Elder Rights Advocacy is the registered business name of Residential Care Rights Inc. (ABN 63 367 539 827) which is part of the National Aged Care Advocacy Program - an Australian Government Initiative.

Note, the information in this document is general information about the law in Victoria— it is not legal advice.

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