

Dear Colleague

MENTAL WELFARE COMMISSION REPORT: SPECIFIED PERSON MONITORING

Introduction

The purpose of this letter is to draw to Health Boards' attention the recently published report by the Mental Welfare Commission on Specified Person monitoring.

Background

The Mental Health (Care and Treatment) (Scotland) Act 2003 Sections 281 to 286 and associated regulations provide the framework within which restrictions can be placed on individuals detained in hospital.

The report which was published on 31 July 2014 can be viewed at http://www.mwcscot.org.uk/media/192163/final_specified_persons.pdf and makes seven recommendations to hospital managers. The recommendations cover training, provision of information and support to patients and auditing of practice.

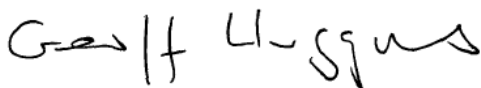
Recommendation 3 says:

"The current 2003 Act Code of Practice should be made available and staff should know how to access it in all hospital settings where specified persons restriction or prohibitions may be in use"

The Code of Practice is available on the Scottish Government website at: <http://www.scotland.gov.uk/Topics/Health/Services/Mental-Health/Law/Code-of-Practice>.

A very limited supply of the Code of Practice is available on request from mentalhealthlaw@scotland.gsi.gov.uk.

Yours sincerely



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CEL 19 (2014)

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Addressees

For action
Hospital Managers

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