



PWYLLGOR DEDDFWRIAETH IECHYD MEDDWL MENTAL HEALTH LEGISLATION COMMITTEE

DYDDIAD Y CYFARFOD: DATE OF MEETING:	01 March 2022
TEITL YR ADRODDIAD: TITLE OF REPORT:	Mental Health Legislation Committee (MHLC) – Health Inspectorate Wales (HIW) Visits to Mental Health and Learning Disabilities Facilities
CYFARWYDDWR ARWEINIOL: LEAD DIRECTOR:	Liz Carroll, Director of Mental Health & Learning Disabilities Directorate
SWYDDOG ADRODD: REPORTING OFFICER:	Sara Rees, Assistant Director of Nursing, Mental Health & Learning Disabilities Directorate

Pwrpas yr Adroddiad (dewiswch fel yn addas)

Purpose of the Report (select as appropriate)

Er Gwybodaeth/For Information

ADRODDIAD SCAA

SBAR REPORT

Sefyllfa / Situation

This paper provides an overview of the Directorates current status with regards to HIW visits and inspections that the Directorate has been and is subject to. The paper is concerned with elements of the HIW visits that relate to Mental Health legislation.

Background

Throughout the pandemic Health Inspectorate Wales (HIW) introduced Tier 1 quality checks. Quality checks are a snapshot of the standards of care within healthcare services. They are conducted entirely offsite and focus on three key areas: infection prevention and control, governance (specifically around staffing) and the environment of care. The work explores arrangements put in place to protect staff and patients from COVID 19, enabling us provide fast and supportive improvement advice on the safe operation of services during the pandemic. HIW requests the submission of information prior to the inspectorate interviewing (remotely) the ward manager/team leader.

Asesiad / Assessment

Since April 2021 the Mental Health and Learning Disability Directorate has received four Tier 1 quality checks:

Begelly Learning Disability Residential Unit – April 2021

Morlais Ward Adult Mental Health – April 2021

St Caradog Ward Adult Mental Health – August 2021

Tyn Bryn Learning Disability Inpatient Unit – November 2021

Out of the four quality checks only one recommendation related to legislation.

The health board must provide assurance that long term segregation or seclusion is appropriately managed within the confines of the Mental Health Act (1983) and in keeping with individual patient care plans, to ensure and allow opportunity for personal skills growth and development.

Ty Bryn is currently closed to allow significant estates work to be undertaken to ensure that a safe environment can be provided. The seclusion policy is currently being reviewed led by the Consultant Nurse in collaboration with the Head of Health and Safety and the MH/LD legislation lead. It will include both seclusion and long term segregation. It will be presented to MHLC once complete. The current policy remains in place whilst the review is undertaken.

Argymhelliad / Recommendation

- For Information

The Mental Health Legislation Committee will be kept updated on the review of the seclusion policy which, once complete, will be submitted to committee for final approval.

Amcanion: (rhaid cwblhau) Objectives: (must be completed)	
Committee ToR Reference: Cyfeirnod Cylch Gorchwyl y Pwyllgor:	
Cyfeirnod Cofrestr Risg Datix a Sgôr Cyfredol: Datix Risk Register Reference and Score:	
Safon(au) Gofal ac Iechyd: Health and Care Standard(s):	4. Dignified Care Choose an item. Choose an item. Choose an item.
Amcanion Strategol y BIP: UHB Strategic Objectives:	5. Safe sustainable, accessible and kind care Choose an item. Choose an item. Choose an item.
Amcanion Llesiant BIP: UHB Well-being Objectives: Hyperlink to HDdUHB Well-being Objectives Annual Report 2018-2019	10. Not Applicable Choose an item. Choose an item. Choose an item.

Gwybodaeth Ychwanegol: Further Information:	
Ar sail tystiolaeth: Evidence Base:	MHA Code of Practice National Association of Psychiatric Intensive Care
Rhestr Termiau: Glossary of Terms:	
Partion / Pwyllgorau â ymgynhorwyd ymlaen llaw y Pwyllgor Deddfwriaeth Iechyd Meddwl:	The policy review will go through the following consultation process: MH/LD Written Control Document Group

Parties / Committees consulted prior to Mental Health Legislation Committee:	Health and Safety Committee MH/LD Mental Health Legislation Scrutiny Group Wider consultation through global email
--	--

Effaith: (rhaid cwblhau) Impact: (must be completed)	
Ariannol / Gwerth am Arian: Financial / Service:	Non-compliance with the Mental Health Act could result in legal proceedings being brought against the Health Board who is the detaining authority.
Ansawdd / Gofal Claf: Quality / Patient Care:	There is a patient representative on the Mental Health Legislation Committee
Gweithlu: Workforce:	NA
Risg: Risk:	Risk of non-compliance with the 1983 Act and with the Welsh Government's <i>Mental Health Act 1983 Code of Practice for Wales</i> and with the <i>Good Governance Practice Guide – Effective Board Committees (Supplementary Guidance) Guidance</i> . Safety of patients Assurance – use of statutory mechanisms
Cyfreithiol: Legal:	As outlined above
Enw Da: Reputational:	Mental Health Act media focus
Gyfrinachedd: Privacy:	As above
Cydraddoldeb: Equality:	N.A