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Bwrdd Iechyd Prifysgol
Bae Abertawe
Swansea Bay University
Health Board



		Agenda Item	2.4 vi
Freedom of Information Status		Open	
Reporting Committee	Mental Health Legislation Committee		
Author	Georgia Pennells, Corporate Governance Officer		
Chaired by	Stephen Spill, Vice Chair		
Lead Executive Director (s)	Gareth Howells, Executive Director of Nursing and Patient Experience (Interim)		
Date of last meeting	04 August 2022		
Summary of key matters considered by the committee and any related decisions made.			
Mental Health Act Monitoring Report – Members received the Mental Health Act Monitoring Report, <i>no concerns</i> were raised during the quarter with the data remaining consistent throughout. It was pleasing see the use of section 136 was continuing to decline and the voluntary assessments are increasing, with continued hard work undertaken by the local mental health police liaison officers in Swansea, Neath and Port Talbot. In terms of governance and risk issues, the errors on the paperwork previously reported continue to fall due to the programme of training in place and better communication with the staff. It was noted that the unannounced director reviews as part of the quality assurance framework have now commenced.			
Key matters raised by members; <ul style="list-style-type: none">- <i>Independent members would be invited to a training day in October 2022 and the powers of discharge meeting in January 2023.</i>			
Key risks and issues/matters of concern of which the board needs to be made aware:			
Deprivation of Liberty Safeguards – It was confirmed an additional £102,000 of Welsh Government funding had been awarded to the Health Board for 2022/23 to help manage the ongoing Deprivation of Liberty Safeguards breaches and provide additional training in preparation of Liberty Protection Safeguards which is predicted to be implemented between October 2023/April 2024. A further bid for £152,000 would be submitted to Welsh Government by 1st August 2022.			
Key matters raised by members; <ul style="list-style-type: none">- <i>Further delay on the implementation date for LPS. Suggested proposed time scale is likely to be Oct 2023/April 2024. The aim of this delay is to allow health boards to have sufficient time to implement these changes;</i>- <i>Lack of BIA Assessors – both internal and external continues to be challenging;</i>- <i>The scope of work for the organisation is a far greater change than just the new legislation.</i>			
Delegated action by the committee:			
None identified.			
Main sources of information received:			

- Mental Health Act Monitoring Report.
- Mental Capacity Act Report and an Update on Deprivation of Liberty Safeguards.
- An update on the health board's implications and preparedness surrounding Liberty Protection Safeguards.
- Mental Health Measure Monitoring Report.

Highlights from sub-groups reporting into this committee:

None identified.

Matters referred to other committees

None identified.

Date of next meeting

03 November 2022