



**CWM TAF MORGANNWG UNIVERSITY HEALTH BOARD**

**'UNCONFIRMED' MINUTES OF THE MEETING OF THE MENTAL  
HEALTH ACT MONITORING COMMITTEE HELD ON 3  
NOVEMBER 2021, AS A VIRTUAL MEETING WHICH WAS HELD  
VIA MICROSOFT TEAMS**

**PRESENT**

- |                |   |   |
|----------------|---|---|
| Jayne Sadgrove | - | Independent Member/ Health Board Vice-Chair (Chair) |
| James Hehir    | - | Independent Member                                  |
| Mel Jehu       | - | Independent Member                                  |

**IN ATTENDANCE**

- |                       |   |   |
|-----------------------|---|---|
| Julie Denley          | - | Director of Primary, Community & Mental Health  |
| Robert Goodwin        | - | Service Group Manager, Mental Health            |
| Peter Thomas          | - | South Wales Police Advisor for Mental Health    |
| Mark Wilkinson        | - | Bridgend County Borough Council                 |
| Angela Edavene        | - | Merthyr Tydfil County Borough Council           |
| Frances Hall          | - | Rhondda Cynon Taff County Borough Council       |
| Karen Thomas          | - | South Wales Police                              |
| Alyson Jones          | - | Merthyr Tydfil County Borough Council           |
| Katie McPheat-Collins | - | Welsh Ambulance Service NHS Trust               |
| Wendy Penrhyn-Jones   | - | Head of Corporate Governance and Board Business |
| Kathrine Davies       | - | Corporate Governance Manager (Secretariat)      |

**PART 1. PRELIMINARY MATTERS**

MHA/21/11/1

**WELCOME AND INTRODUCTIONS**

The Chair welcomed everyone to the meeting.

MHA/21/11/2

**APOLOGIES FOR ABSENCE**

Apologies for absence had been received from Philip Lewis, Head of Nursing, Mental Health.

MHA/21/11/3

**DECLARATIONS OF INTERESTS**

There were no interests declared.

**PART 2. CONSENT AGENDA**

Members confirmed that the Action Log would be moved to the main agenda for further updates.

MHA/21/11/4 **'UNCONFIRMED' MINUTES OF THE MEETING HELD ON 4 AUGUST 2021**

Resolution: The minutes were **APPROVED** as a true and accurate record.

MHA/21/11/5 **'UNCONFIRMED' MINUTES OF THE IN COMMITTEE MEETING HELD ON 4 AUGUST 2021**

Resolution: The minutes were **APPROVED** as a true and accurate record.

**PART 3 - MAIN AGENDA**

MHA/21/11/8 **ACTION LOG**

The Committee **noted** updates on the following actions:

- MHA/20/041 - Training to be included at induction for locums and agency doctors – J. Denley would pick up with P. Lewis outside the meeting.
- MHA/20/011 – Training and Refresher Training for Independent Members in the Mental Health Act – R. Goodwin advised that a training slot would try to be arranged prior to Christmas and whether Independent Members would consider putting themselves forward for the role of associate hospital managers.
- MHA/21/011 – St. John Ambulance Pilot – Update contained within the Operational Group Report.
- MHA/21/011 – Clinical Representation on the Committee – J. Denley advised that this would be considered with the new Associate Medical Director. The job description was awaiting approval and the advert was due to be live within the next month.
- MHA/21/013 – All Wales Benchmarking Data – J. Denley advised that an update was contained within the Errors and Breaches report.
- MHA/21/8/9 – MHA Quarterly Activity Report, data to be extracted on Section 135/136 for 2019/20 – J. Denley advised that P. Lewis would be asked to provide an update on this for the Action Log.

### IMPROVING CARE

MHA/21/11/9

#### MHA OPERATIONAL GROUP REPORT

R Goodwin presented the report which provided Members with an update on the work of the MHA Operational Group.

J. Hehir queried whether a date has been set for the estimated roll-out times for the new Welsh Community Care Information System (WCCIS) into community adult mental health. R. Goodwin advised that there was no date set as yet for the roll-out but clarification had been sought. J. Denley advised that a report would be going to the Management Board in December 2021. The pilot was being led by Aneurin Bevan University Health Board and progress was being monitored.

M. Jehu referred to the four policies contained on page 8 that were marked 'red' and currently under review and queried whether there was a possibility of harm to service users due to the reviews having not yet been concluded. R. Goodwin advised that he was not aware of any issues within the existing policy framework and confirmed that he would undertake a high level review with the MHA team to ensure that the service was not being compromised.

The Chair referred paragraph 2.6 and queried whether any progress had been made with regard to the misinterpretation and conflict of interest amongst clinicians over the Code of Practice. R. Goodwin advised that some progress had been made, however, the evidence would be more visible when the numbers of Section 4 reduced to lower levels and the Approved Mental health Professionals (AMHPs) were confident that they would be able to secure the services of a Section 12 doctor. He confirmed that there was an update report on Section 12 doctors later on in the agenda. F. Hall advised that there had previously been misunderstanding around the use of the Act but had not been of recent.

R. Goodwin advised that the team had been engaging in further training with the doctors, however, feedback would be obtained from consultant colleagues at the forthcoming consultant committee meeting in order that an update could be brought back to the Committee.

Resolution: The Committee **APPROVED** the Report.

- Action: MH team to undertake high level review of the policies currently marked red to ensure that the service was not being compromised.
- Action: Feedback to be obtained from consultant colleagues at the consultant committee meeting on the conflict of interest and misinterpretation of the code of practice.

### MHA/21/11/10 **MENTAL HEALTH ACT QUARTERLY ACTIVITY REPORT**

Julie Denley presented the report that provided the Committee with an overview of MHA activity for Adult, Older Persons and CAMHS for Quarter 2 July - September 2021.

J. Hehir referred to the current capacity issues within the MH team and sought assurance that this was being managed. J. Denley advised that it was a very small team. The bandings had also been uplifted to reflect the work that staff were doing and currently seeking to recruit temporary administrative staff for basic administrative roles and bench-marking in terms of sustainability within the team.

J. Sadgrove referred to the increase of adult detentions within the Bridgend area and queried whether there was a reason for this. J. Denley stated that the numbers fluctuated quarter to quarter. M. Dickinson advised that he would ask the AMHP team in Bridgend to provide analysis on whether there were any changes in terms of trends, looking into detail of each assessment and this would be channel through to the Committee by way of the Operational Group report.

M. Jehu referred to paragraph 2.6 on page of the report and sought clarity J. Denley confirmed that the training related to staff that had been trained but required re-fresher training and also for novice staff who required additional training.

M. Jehu referred to the CAMHS compliance and queried whether this was a legal requirement and were there any issues that the Committee should be made aware of. J. Denley advised that the Operational Group were carrying out triangulation work with a dedicated meeting to take forward along with an action plan to address the lack of compliance that the group will oversee and report back on. The Chair requested that updates on this to be provided within the Operational Group report to the Committee.

Resolution: The Committee **NOTED** the report.

Action: AMHP team in Bridgend to provide some analysis on the increase in Adult detentions and report back to Operational Group.

Action: Updates on actions to address CAMHS compliance to be provided within the Operational Group report to the Committee.

**MHA/21/11/11 BREACHES/ANALYSIS OF UNLAWFUL DETENTIONS**

J. Denley presented the report that provided the Committee with the data regarding errors and breaches that occurred during the application of the Act.

The Committee discussed consolidating the Quarterly Activity Report and the Breaches Report together which would be more helpful.

Resolution: The Committee **NOTED** the report.

Action: To consolidate the Quarterly Activity Report and Breaches Report.

**MHA/21/11/12 RISKS RELATING TO THE MONITORING OF THE MENTAL HEALTH ACT**

J Denley presented the report which provided an overview of the current risks relating to the monitoring of the Mental Health Act for Quarter 2 July – September 2021.

M. Jehu referred to page 2 of the report Section 5 (4) and queried whether there was any difference in the locations with regard to the legislation. J. Denley advised that there had been the last quarter but had reduced significantly this month. R. Goodwin advised that this matter had been referred to the Head of Nursing in Taff Ely to investigate.

Resolution: The report was **NOTED**

**MHA/21/11/12 CRISIS CARE CONCORDAT QUARTERLY UPDATE REPORT**

F. Thomas presented the report which provided an update on progress in relation to the development of a Regional Crisis Care Concordat group.

J. Hehir queried how much of the work of the Concordat was being managed and commissioned within NHS resources. F. Thomas confirmed that in terms of the work of the group, they were

currently in the process of undertaking a fact finding exercise to ascertain what was being delivered between the NHS, Police, third sector and voluntary sector which would form the basis of the work plan for the group moving forward. This detail would be provided to the Committee once completed.

The Chair commented that it was good to see the plans taking shape and looked forward to receiving a further update in six month's time.

Resolution: The report was **NOTED**.

### MHA/21/11/13 **INDIVIDUALLY COMMISSIONED PLACEMENTS AND NHS USE AND ASSURANCE**

J. Denley provided a verbal update to the Committee.

Members **NOTED** the update and **AGREED** to receive further written reports to future meetings on the Mental Health and Learning Disability aspect of the commissioned placements.

Resolution: The Committee **NOTED** the verbal update.

### MHA/21/11/14 **STRATEGIC UPDATE FROM SOUTH WALES POLICE**

P Thomas presented the report that provided the Committee with key data highlights and comparisons on Section 136, Suicides and the Alternative Place of Safety.

M. Jehu commended the Chief Officer for the support commitment to working with the NHS and the community psychiatric nurses in the Public Service Centre.

M. Jehu referred to the numbers of suicides on page 2 of the report, which was indicative of a downward trend compared with 2020 showing a decrease of 20% and queried whether it was possible to break this down for the CTM area to enable the Committee to contextualise. P. Thomas confirmed he was able to do so and proceeded to provide this detail.

P. Thomas advised that the data was also provided to the British Transport Police.

The Chair confirmed that the issue of suicides was periodically reported to Quality & Safety Committee and strands of this work

were also received at the Together for Mental Health multi-sector Group.

J. Denley confirmed that given the remit of the Committee was to oversee the application of the Mental Health Act the reporting route was via the Suicide Board.

Resolution: The Committee **NOTED** the report.

### MHA/21/11/15 **STRATEGIC UPDATE FROM LOCAL AUTHORITY PARTNERS**

M. Dickinson sought clarity from the Committee on what they would like to see in terms of updates from the Local Authority and whether it would be strategic or operational. It was **AGREED** that the terms of reference for the Committee would be shared and a discussion outside of the meeting to consider the future updates.

Action: The Committee Terms of Reference to be shared.

### MHA/21/11/16 **UPDATE ON THE RECRUITMENT PROCESS FOR SECTION 12 DOCTORS**

R. Goodwin presented the report that provided the Committee with an update on the current recruitment process of Section 12 Doctors.

The Chair queried that with regard to the lack of willingness to share the All-Wales list of validated doctors that data protection and confidentiality issues should be explored with the assistance of the Director of Corporate Governance/Board Secretary as to issues preventing access to the register. The Committee **AGREED** that advice be sought through the Director of Corporate Governance with regard to the need to validate the list of approved doctors.

Resolution: The Committee **NOTED** the work of the MHA Operational Group in reviewing the independent Section 12 Approved Doctor list and developing a recruitment plan to increase the pool of available doctors.

Action: Advice be sought through the Director of Corporate Governance with regard to the need to validate the list of approved doctors.

## **PART 4 – OTHER MATTERS**

MHA/21/11/17 **TO DISCUSS AND AGREE THE COMMITTEE HIGHLIGHT REPORT TO BOARD**

Resolution: The Committee considered items to include within the report and **AGREED** that the report would be prepared by the Governance Team following the meeting.

MHA/21/11/18 **FORWARD WORK PLAN**

Resolution: The Forward Work Programme was **NOTED**.

MHA/21/11/19 **ANY OTHER URGENT BUSINESS**

P. Thomas advised the Committee that Superintendent K. Thomas was retiring at the end of the month and paid tribute to her. Members of the Committee also expressed their good wishes.

MHA/21/11/20 **HOW DID WE DO TODAY**

A discussion was held to evaluate the meeting. The following responses were provided:

- Local Authority Partners be asked to consider any updates required for future meetings of the Committee to the meeting.
- The Committee had grown over the last six years and had made significant improvements in terms of the quality of reports which helped Independent Members to scrutinise compliance with the provisions of the Mental Health Act.

MHA/21/11/21 **DATE AND TIME OF NEXT MEETING**

- 2 March 2022 at 2:00 pm