

Mental Health (Wales) Measure 2010

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Mental Health (Wales) Measure

Intended effect

- expand provision of local primary mental health support services (Part 1)
- ensure all service users within secondary care have a care coordinator and a care plan (Part 2)
- provide a mechanism for re-access to secondary care for previous service users (Part 3)
- expand independent advocacy to all inpatients and inpatient and community sections of MHA83 (Part 4)



Part 1 - Local primary mental health support services

- Local mental health partners to develop joint schemes for provision of local primary mental health support services
- The scheme is for the local authority area



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Part 1 - Local primary mental health support services

Schemes must cover

- all persons (of all ages) registered with a GP
- all persons set out in the Regulations

Schemes may cover

- persons subject to 1983 Act
- persons in secondary mental health services
- persons who may not otherwise be entitled



Local primary mental health support services comprise:

- primary mental health assessments
- provision of local primary mental health treatment
- making of referrals
- provision of information, advice and other assistance to primary care providers
- provision of information and advice for patients and their carers



Timescales, support and funding for Part 1

Commencement expected to be summer
2012



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Timescales, support and funding for Part 1

Implementation agenda to include:

- LHBs/LAs recommended to appoint a local Implementation Lead
- WAG to publish National Service Model (Summer 2011)
- WAG to publish results of mapping exercise (Summer 2011)
- Consultation on draft subordinate legislation (Oct-Dec 2011, provisional)
- WAG to publish guidance on preparing Part 1 schemes (October 2011, provisional)



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The Explanatory Memorandum states that:

- Pre-implementation funding of £0.5m will be available during 2011/12
- Additional recurring annual funding of £3.5m will be available from 2012/13 onwards



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Part 2 - Coordination of, and care planning for, secondary mental services

- Duties on mental health service providers to
 - appoint a care coordinator for a relevant patient
“as soon as is reasonably practicable...”
 - coordinate mental health services to improve effectiveness of the mental health services
- The care coordinator
 - works with patient and service providers to agree outcomes and care and treatment plan
 - records the care and treatment plan in writing



Part 2 - Coordination of, and care planning for, secondary mental services

- Regulations
 - eligibility of care coordinators
 - form and content of care and treatment plans
 - review and revision of plans
 - persons to be consulted in making, reviewing and revising plans
 - persons to be provided with copies of plans
 - information on discharge from secondary mental health services



Timescales, support and funding for Part 2

- Consultation on draft Regulations - Spring 2011
- Statutory duties come into effect in January 2012
- Interim CPA Guidance published in July 2010 - final guidance (or Code of Practice) will be published when Regulations have been agreed and made
- CPA Learning resources to be available from Spring 2011
- The Explanatory Memorandum states that £0.75m will be made available during 2011/12 to assist change management programme



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Part 3 - Arrangements for assessment of former users of secondary mental health services

- Local mental health partners make arrangements for responding to requests
- Conditions to be eligible to request an assessment:
 - resident in the area
 - discharged from secondary services
 - request made within relevant period
- Duty on partners to carry out assessments
- Purpose of assessment:
 - analysis of mental health and identification of secondary mental health service, community care services or housing or well-being services
- Assessment will produce a written report and relevant referrals to services



Timescales for Part 3

- Consultation on draft Regulations - Spring 2011
- Statutory duties come into effect in January 2012
- Revised CMHT Guidance published in July 2010 – Final guidance (or Code of Practice) will be published when Regulations have been agreed and made
- No additional funding available as no significant costs on LHBs expected to arise



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Part 4 - Mental Health Advocacy

- Policy intentions:
 - expand existing IMHA scheme for sections 4 and 5 Mental Health Act 1983
 - expand existing IMHA scheme for informal inpatients
 - expand functions of IMHA and help they may make available
- Drafting approach is that Part 4 (and Schedules 1 and 2) amend the Mental Health Act 1983



Timescales, support and funding for Part 4

- Consultation on draft Regulations - Spring 2011
- Statutory duties are in 2 phases:
 - compulsory patients October 2011
 - informal patients January 2012
- New guidance for commissioners/providers published February 2011
- The Explanatory Memorandum states that:
 - £0.4m pre-implementation funding available 2010/11
 - £1.4m additional funding available from 2011/12



Duty to review

- Welsh Ministers must review the operation of the Measure and publish one or more reports
- Report(s) must
 - cover Parts 1 to 4
 - be published no later than four years from commencement of relevant Part
 - be laid before National Assembly for Wales



Further questions...

Mental Health Legislation Team

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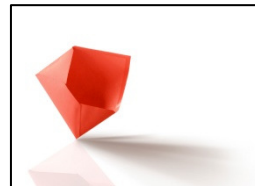
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