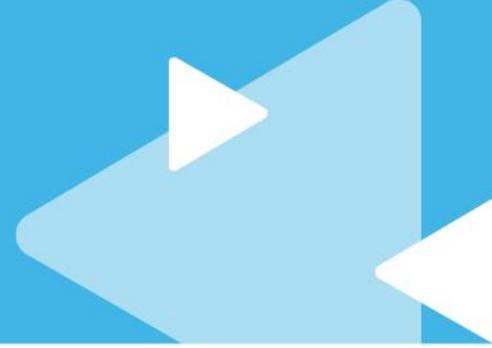


Mental Health Legislation Committee

Background information to the
presentation to the Council of
Governors

18th October 2023

Dr. Olayinka Fadahunsi-Oluwole
Non-Executive Director
Sheffield Health and Social Care
NHS Trust

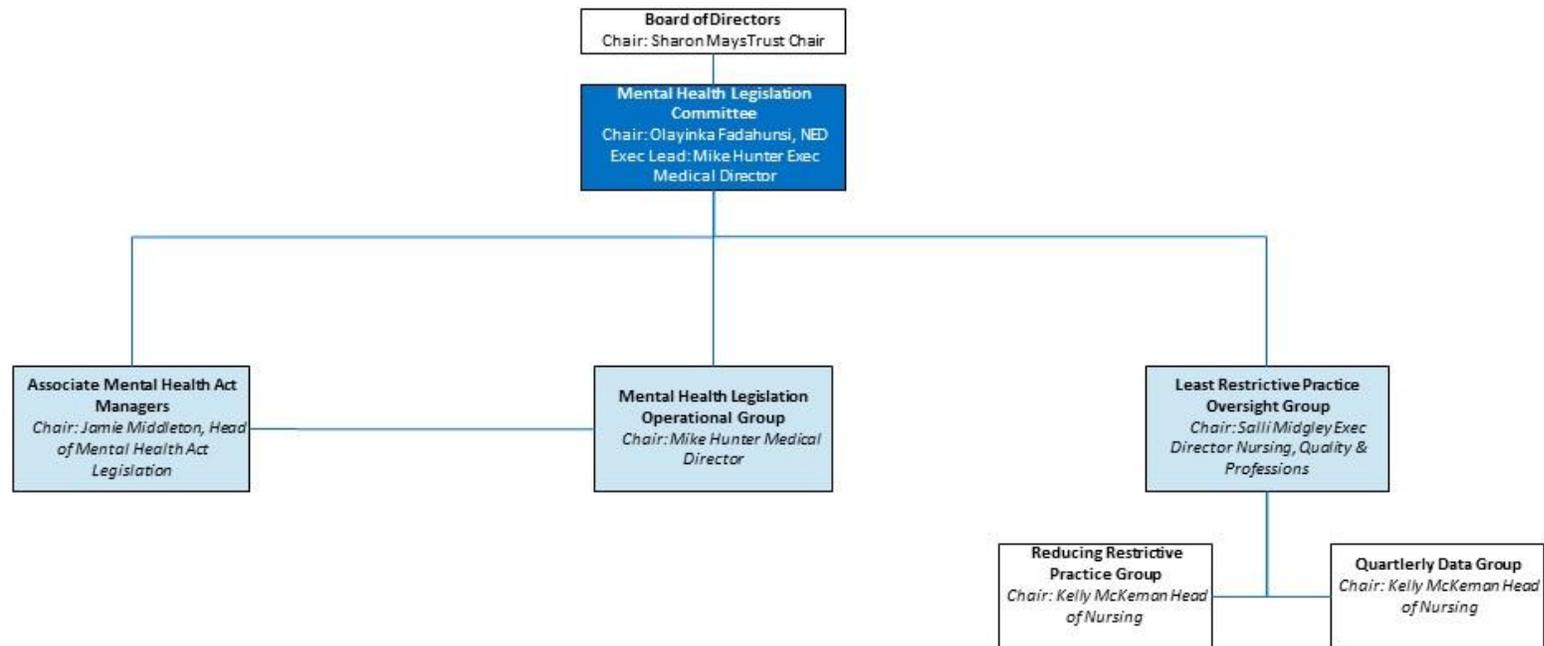


- Governance Structure
- Membership
- Role of the Committee
- Background
- Why governance is so important
- Mental health legislation governance structure
- Current key issues
- Priorities for 2023/24

▶ Governance Structure

Sheffield Health and Social Care NHS FT Corporate Governance Structure

Board & Committee Governance Structure – Mental Health Legislation Committee



► Membership

Members:

- Three Non-Executive Directors(one of which will be appointed chair).
- Medical Director (Executive Lead)
- Executive Director of Nursing, Professions and Quality
- Director of Corporate Governance

Attendees:

- Director of Operations and Transformation
- Clinical Director: Rehabilitation and Specialist Services
- Clinical Director: Community and Acute Services
- Clinical Director: Learning Disability Services
- Lead Social Worker
- Head of Mental Health Legislation, Human Rights and Chaplaincy
- Human Rights Officer
- Head of Nursing
- Nurse Consultant for Restrictive Practice
- Head of Safeguarding
- Service user/Carer representative
- Governor Observer

▶ Role of the Committee

The Mental Health Legislation Committee has been established to ensure effective application and administration of mental health legislation.

This includes (but is not exclusive to):

- The Mental Health Act 1983 (as amended)
- The Mental Capacity Act 2005
- The Human Rights Act 1998
- The Mental Health Units (Use of Force) Act 2018
- The Deprivation of Liberty Safeguards (DOLS)

and any associated secondary pieces of legislation eg. Codes of Practice.

The Committee provides assurance to the Board on the probity of the Trust and support the other Board Committees in the achievement of clinical effectiveness and safe outcomes for service users, maintaining positive service user and carer experience and equality and inclusion

▶ Objectives for 2023-24

- To seek assurance that inequalities are recognised where they occur in relation to the use of mental health related legislation and associated policies and that remedial action and reasonable adjustments are utilised to address them with data that is informative and accurate.
- To seek assurance on effective implementation of action plans developed in response to reviews and audits to improve legislative compliance and service user experience
- To oversee all risks delegated to the Committee via the Corporate Risk Register (CRR) and Board Assurance Framework (BAF). To include receiving assurance that risks are being appropriately managed and mitigated against.
- To triangulate with the other committees, afford a holistic approach that ensure that Human Rights are upheld for our service users, with care that is prompt and appropriate and fair.
- To continue to measure the risks from seclusion, with use of force and rapid tranquilisation.
- To move towards a streamlined method to ensure that our service users, carers and families are offered information to keep them abreast regarding their care to make informed choices recognising that this may need to be revisited frequently and offer an inclusive approach to all concerned