

**MENTAL WELFARE COMMISSION FOR SCOTLAND  
MINUTES OF THE MEETING OF THE BOARD  
ON TUESDAY 3 NOVEMBER 2015  
IN CONFERENCE ROOM, THISTLE HOUSE, EDINBURGH  
AT 10.30AM**

**Present:**

The Very Rev'd Dr Graham Forbes CBE  
Mr Norman Dunning  
Mrs Elaine Noad  
Mr Nigel Henderson  
Ms Jan Killeen  
Mr Paul Dumbleton  
Dr Sivasankaran Sashidharan  
Ms Lesley Smith  
Mrs Safaa Baxter

**In Attendance:**

Mr Colin McKay, Chief Executive  
Mrs Alison Thomson, Executive Director – Nursing  
Mr Mike Diamond, Executive Director - Social Work  
Ms Kate Fearnley – Executive Director – Engagement and Participation  
Ms Alison McRae, Head of Corporate Services

**Secretary**

Mrs Alice Wallace, Finance Manager

**1. Welcome and apologies**

Apologies were received from Gary Morrison.

The Board were very pleased to personally welcome Graham Morgan and Kathleen Taylor to the Commission. They also welcomed (remotely) the new Nursing and Social Work Practitioners, Mary Leroy and Paula John. The Board gave their thanks and best wishes to Ann Smith and Margaret Christie on their retirement.

**2. Announcements**

Mr Dunning announced that he will be standing down as Independent Chair of the South Lanarkshire Child Protection Committee.

**3. Minutes of Board meeting held on 8 September 2015**

The above minutes were approved subject to one small amendment which was noted for inclusion in the final version.

#### **4. CEO Update**

##### **Publications**

Mr McKay announced that the Annual Report is out and invited comment from the Board. The Board welcomed the redesign of the report with its brighter, more visually appealing format.

Mr McKay outlined the recently published Monitoring reports most of which have been published on line.

Mr McKay updated the Board on the Commission joint publication with SHRC; Human rights in mental health care report.

**Mental Health Act 2015 implementation** Mr McKay updated the Board on progress around preparation for the implementation of the Mental Health Act. Technical work is underway to finalise the specification to update the patient information system in particular the changes required to forms.

The SCLD have expressed interest in working together with the Commission and Scottish Government on the review of learning disability in the Act.

Mr McKay updated the Board on progress around the new mental health strategy .

Mr McKay stated that the investigation requested by Scottish Ministers had not started yet as the Health Board is still undertaking its own review. It is hoped that the health board report will be completed by the end of November.

Executives and managers at the Commission have received training in Corporate Parenting from Who Cares? Scotland. Those present learned how to work with others to help young care leavers with mental health issues have better outcomes than they do now.

#### **5. Items for discussion and/or approval**

##### **5.1 Investigation Report**

Mr McKay presented the above report to the Board who commended the report as thorough and well argued. The Board requested that the report sharpen up some of the findings, particularly about clinical failures in the weeks leading up to the death. The Board expressed their thanks to those who had prepared the report. Subject to the above, the report can be published.

## **5.2 CCTO Report (Community Care Treatment Orders)**

Mr McKay presented the themed visit report to people on community based CTOs to the Board. The Board endorsed the concern that few people on these orders had any meaningful 'revocation strategy'. The Board requested that the report emphasise even more strongly that care and treatment needs to address wider issues of wellbeing, and to spell out in more detail what a recovery focus looks like. It was also suggested that future themed visit reports might be structured more explicitly round the principles of the Mental Health Act (like reciprocity, benefit, participation). Subject to the above, the report can be published.

## **5.3 Mid-year Business Plan Review**

Ms McRae invited any comments on the mid-year business plan review. The Board were satisfied with the progress against the business objectives.

## **5.4 Mid-year Chief Executive Objectives**

Mr McKay presented progress against his objectives for the year. The Board were content with the progress made so far.

## **5.5 Budget Update (Mid- year review)**

*The Board noted the report.*

## **5.6 Sustainability Report**

The Board noted the contents of the sustainability report and thanked Mrs Wallace and Mr Bowes for their work on this. The report can be published.

## **6. Items for Information**

### **6.1 Advisory Committee note of meeting 7 October 2015**

Ms Fearnley commented that the new workshop format is working well. The Board wanted to know what the Commission is doing to ensure Black and minority representation. Ms Fearnley advised that the BMF is contacted when meetings are being arranged. Ms Fearnley is planning to contact the BMF to encourage BME representation.

### **6.2 Appropriate Adults Services in Scotland - Consultation**

The Board noted the paper. It was agreed that such consultations be circulated to Board members in future to give them an opportunity to participate in consultation responses at an earlier stage.

### **6.3 SG Consultation on Wilful Neglect in Children's Services**

The paper was noted by the Board.

**7. Any Other Business**

7.1 Commission meeting dates

The Board agreed the 2016 dates

**8. *Date of next meeting – To be confirmed***