

Investigating deaths occurring during compulsory care and treatment under mental health legislation in Scotland

Section 2: Summary of revised process proposed by the Commission

Q1. Q1: Do you agree that the Commission should be responsible for initiating, directing and quality assuring the process of investigating deaths during compulsory treatment in all cases?

Not sure

Q2. Q1a: Do you foresee any difficulties with this arrangement?

PF should the charge hand if needed appeal to Sheriff.

Q3. Q1b: How could such difficulties be addressed?

No Response

Section 2: Summary of the revised process proposed by the Commission

Q4. Q2: Do you agree that the Commission should be responsible for producing and disseminating an annual report on the results of the investigations as described in paragraph 30 of the consultation document?

Yes

Q5. Q2a: Do you foresee any difficulties with this arrangement?

No Response

Q6. Q2b: How could such difficulties be addressed?

No Response

Section 2: Summary of revised process proposed by the Commission

Q7. Q3: Do you agree that the Commission should develop guidance and standards for use by local services when undertaking investigations into deaths during compulsory treatment?

No

Q8. Q3a: Do you foresee any difficulties with this arrangement?

Lord Advocate guidelines- PF- instructing Police happens. Commission appears to be stepping way too far outside their scope here.

Q9. Q3b: How could such difficulties be addressed?

All deaths are reported to the PF for consideration as happens. More input from family/friends/groups of the deceased should be gathered for Police reporting to PF that might be suggestive of failings.

Section 2: Summary of the revised process proposed by the Commission

Q10. Q4: Do you have any comments on the revised process as set out in Section 2, paragraphs 34 to 43, of the consultation document?

No Response

Q11. Q4a: Do you foresee any difficulties with this process?

No Response

Q12. Q4b: How could such difficulties be addressed?

No Response

Section 3: Involving families and carers

Q13. Q5: Do you think that the role of the Commission Liaison Officer will help to improve the involvement of, and communication with, families and carers during investigations of deaths?

Not sure

Q14. Q5a: Do you have any concerns about this type of arrangement?

Concerned how impartial the commission is as it stands. There is already questions on the Crown Office-Lord Advocate role well before the recent media kick up- which is welcome as drew attention to the issue.

Q15. Q5b: How could your concerns be addressed?

No Response

Section 4: Other matters for consideration

Q16. Q6: Do you agree that the revised process, described in Section 2 of the consultation document, will meet the values and principles set out in paragraph 50?

Not sure

Q17. Q6a: Please explain your answer.

No Response

Section 4: Other matters for consideration

Q18. Q7: Do you have any comments on the potential impacts of the revised process on those with protected characteristics?

No Response

Q19. Q7a: Please explain what you think could be done to minimise any negative impacts on people with protected characteristics.

No Response

Q20. Q8: Do you have any comments on the potential impacts of the revised process on children and young people?

No Response

Q21. Q8a: Please explain what you think could be done to minimise any negative impacts on children and young people.

No Response

Section 4: Other matters for consideration

Q22. Q9: Do you agree that the revised process for investigating deaths during compulsory treatment (as described in Section 2 of the consultation document) is human rights compliant?

Not sure

Q23. Q9a: Please explain what you think could be done to ensure that the new process fully complies with human rights standards.

No Response

Section 4: Other matters for consideration

Q24. Q10: Do you have concerns in relation to any financial or administrative impacts the revised process may have, especially for local services?

No Response

Q25. Q10a: Please explain what you think could be done to minimise any negative financial or administrative impacts.

No Response

Section 4: Other matters for consideration

Q26. Q11: Do you have any other comments or concerns in relation to the revised process?

No Response

Respondent Information Form

Q27. Name of person submitting the response

Bryan John Morgan

Q28. Email address of person submitting the response

bryan-morgan@hotmail.co.uk

Q29. Are you responding as an individual, or on behalf of an organisation?

I am responding as an individual

Respondent Information Form - individual responses

Q30. Are you a family member or carer of a person who has died whilst being treated under mental health legislation in Scotland?

No Response

Q31. Do you wish your response to be published?

Yes, publish response with name