

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?

Yes

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

No

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?

No

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?

Yes

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

No

Q9. Q3b: How could such difficulties be addressed?

No Response

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

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

No

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?

Yes

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

Only that without sufficient awareness, this role and input will be diminished.

Q15. Q5b: How could your concerns be addressed?

Greater awareness specifically and generally about Scottish Mental Health Commission.

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?

Yes

Q17. Q6a: Please explain your answer.

It seems to appropriately address needs.

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?

More focus required on excluded, misunderstood, or underestimated needs groups, such as personality disorders, psychopath, ocd, gender diversity and trans people.

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

Overcoming ignorance and stigma attributed and better, earlier diagnosis.

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

It is essential that earlier, better diagnosis is available to distinguish between mental health disorders, autism, personality disorders etc.

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

Greater awareness, education and support services.

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?

Yes

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

Not overlooking comorbidity issues such as alcohol or substance abuse.

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?

There appears to be an over reliance on not always available nhs, statutory, or third sector agency services, due to funding, staffing and local area restrictions.

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

Respondent Information Form

Q27. Name of person submitting the response

Ashley Mowat

Q28. Email address of person submitting the response

ash.mowat@hotmail.com

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