

# 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?

No

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

I agree there requires to be better infrastructure with the MWC in terms of overseeing the system and processes of investigations from a quality improvement perspective and continuity across the healthboard with this. I also agree that this data requires to be measurable and improved.

My concern is independent investigation will be objective, i feel there requires to be a element of 'knowing the deceased' knowing there actual and potential risk and mental/physical presentation and history. Albeit this should be documented this leaves room for 'opinions' and not facts.

Q3. Q1b: How could such difficulties be addressed?

My thoughts would be their requires to be someone local who knew the deceased from a medical perspective involved on the panel of the investigation.

## 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?

Yes

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

*No Response*

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?

I feel there is a gap from point of admission to hospital (Hindering detention)

Person agreeable to informal admission awaiting medical assessment ( there has been SCI occurred in this timeframe).

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

Further clarity for the above sub group

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?

*No Response*

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?

Yes

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

claire mcgarvey

Q28. Email address of person submitting the response

claire.mcgarvey2@ggc.scot.nhs.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

Q31. Do you wish your response to be published?

Yes, publish response with name