

Summarised Minute from the Executive Team Meeting for the Scottish Mental Health Law Review

Date: 17th September 2020

Via Zoom

Present: John Scott QC, Colin McKay, Jill Stavert, Graham Morgan, Karen Martin

Secretariat: Kirsty McGrath, Sophie Ryder, Nicola Paterson

1. Update from secretariat

- Sandra McDonald will be joining the secretariat from 28th September

2. Response to People First

- It was agreed that the review would respond explaining that they are waiting for the SG response to the Rome review which is expected next month. At this point the review will see what work re LD and autism we need to pick up and we will be in touch then to see about representation.
- Nick Timothy from the National Autistic Society is working jointly with People First on a campaign to ensure that the recommendations from the Rome Review are implemented, this also includes awareness and training. A report is due to be issued in November.

3. Lived Experience Feedback

- It was agreed that an invitation would be sent to those with lived experience participating in the advisory groups inviting them to a session where they can share their opinions on whether they feel listened to and confident speaking reflecting a peer support model.

4. Questions for the Royal College of Psychiatry

- Following the meeting we had with RCPsych, on 18th August, they have been in touch saying there is a real appetite to support the work for the Review, with developing scenarios to test the legislation and changes to it. They are looking for direction from the Review on how to proceed with this work.
- It was agreed that the cases should come from the Royal College and should include the hard cases which include a high degree of risk to enable a discussion around UNCRPD.
- It was agreed that these scenarios should be based on the law as it stands so that current gaps or problems in the legislation can be identified and the review can work with the college to decide what the solutions might be.
- Looking at transition from the perspective of the Royal College would be useful, this will enable the review to identify problems with communication.

5. Advance Directives

- It was acknowledged that once work starts on the AWI Act the review will need to start looking at Advance Directives and end of life treatment, but to what extent?
- This may need to be a separate piece of work to recommend separate legislation.
- It was accepted that the Capacity and SDM workstream might support a move towards this.

6. Next meeting

The next meeting is on 1st October at 2pm.

SMHLR Secretariat – 22 September 2020