

Mental Health Bill [HL]

RUNNING LIST OF ALL AMENDMENTS IN COMMITTEE OF THE WHOLE HOUSE

*Tabled up to and including
27 November 2024*

The amendments are listed in accordance with the following Instruction –

Clauses 1 to 3	Clauses 24 to 38
Schedule 1	Schedule 3
Clauses 4 to 23	Clauses 39 to 54
Schedule 2	Title

[Amendments marked ★ are new or have been altered]

Clause 4

BARONESS BARKER

- ★ Clause 4, page 4, line 41, at end insert –
“(iv) housing”

Member's explanatory statement

This amendment ensures that housing needs are considered as part of care, education and treatment review meetings.

LORD SCRIVEN

- ★ Clause 4, page 5, line 23, at end insert –
“(v) the patient,
(vi) the patient’s nominated person, and
(vii) the patient’s independent mental health advocate.”

Member's explanatory statement

This amendment ensures that nominated persons and independent mental health advocates receive copy of a care, education, and treatment review meeting report for children and young people with autism or a learning disability.

BARONESS BARKER

- ★ Clause 4, page 7, line 2, at end insert –

“(iii) housing”

Member's explanatory statement

This amendment ensures that housing needs are considered as part of care and treatment review meetings.

LORD SCRIVEN

- ★ Clause 4, page 7, line 28, at end insert –

“(v) the patient,
(vi) the patient’s nominated person, and
(vii) the patient’s independent mental health advocate.”

Member's explanatory statement

This amendment ensures that nominated persons and independent mental health advocates receive a copy of a care and treatment review meeting report.

Clause 20

BARONESS TYLER OF ENFIELD

- Clause 20, page 30, line 2, at end insert –

“(g) following the patient turning 18 years of age during the course of a care and treatment plan.”

Member's explanatory statement

This amendment ensures that individuals turning 18 during a care and treatment plan have their plans reviewed to maintain continuity of care while transitioning from child to adult services.

Clause 42

BARONESS BARKER

- Clause 42, page 54, line 15, at end insert –

“(c) providing access to advance choice documents and related information to patients and relevant parties in both physical and electronic formats, and other formats deemed appropriate by the Secretary of State.”

Member's explanatory statement

This amendment ensures that patients receive advance choice documents and relevant information in electronic format.

BARONESS BARKER

Clause 42, page 55, line 15, at end insert –

- “(c) providing access to advance choice documents and related information to patients and relevant parties in both physical and electronic formats, and other formats deemed appropriate by Welsh Government.”

Member's explanatory statement

This amendment ensures that the provisions in another amendment by Baroness Barker on advance choice documents extend to Welsh services.

After Clause 50

BARONESS TYLER OF ENFIELD

★ After Clause 50, insert the following new Clause –

“Review: Impact of this Act on schools

- (1) Within six months of the day on which this Act is passed, the Secretary of State must publish a review of the impact of provisions in this Act related to the treatment and care of mentally disordered persons on –
 - (a) under 18s,
 - (b) state-funded schools, and
 - (c) any other such persons they deem appropriate.
- (2) In the review, the Secretary of State must assess whether, in their view, the Act provides adequate support for ongoing treatment and care of mentally disordered persons in a school setting.”

Member's explanatory statement

This amendment requires the Secretary of State to publish a review of the impact of the provisions of the Act on under-18s and those in state funded schools and to assess whether the Act provides for adequate support for ongoing treatment and care in these settings.

LORD SCRIVEN

★ After Clause 50, insert the following new Clause –

“Cost and implementation reporting –

- (1) The Secretary of State must lay a report before Parliament four months after the passage of the Act, and annually thereafter, assessing the costs and implementation dates of provisions in the Act.
- (2) The report must include details on –
 - (a) the monetised and non-monetised costs to the health and social care system;
 - (b) the monetised and non-monetised costs to the justice system;

- (c) costs associated with additional training for NHS staff responsible for treatment provisions;
 - (d) costs related to community care services and infrastructure;
 - (e) costs for additional training for approved mental health practitioners and independent mental health advocates;
 - (f) additional costs incurred by local authorities;
 - (g) housing and care-related costs for individuals with autism or learning disabilities;
 - (h) additional costs incurred by the Care Quality Commission;
 - (i) costs for training responsible clinicians and other relevant parties involved in patient care.
- (3) The report must also include a monitoring and evaluation strategy for the reforms introduced by the Act, including –
- (a) commencement timelines for the Act’s provisions;
 - (b) an assessment of the Act’s impact on patient outcomes including user feedback;
 - (c) relevant data to evaluate whether the reforms are being delivered as intended;
 - (d) assessments of the impact of new safeguards and support mechanisms on patient and carer experiences.
- (4) Following the publication of the first report, the Secretary of State must arrange for the tabling of –
- (a) a motion for resolution on the report in the House of Commons moved by a Minister of the Crown, and
 - (b) a motion for the House of Lords to take note of the report moved by a Minister of the Crown.
- (5) If the report is rejected by the House of Commons, the Secretary of State must deliver a statement to Parliament within a period of three months which addresses the contents of the report.
- (6) Subsequent reports are not subject to the provisions of subsection (4).”

Member's explanatory statement

This amendment requires the Secretary of State to present a report to Parliament detailing the costs and implementation assessments of the Act after one year, and annually thereafter. The first report published under this provision must be subject to a resolution motion in both Houses of Parliament.

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