



# Mental Health (Wales) Measure 2010

2010 nawm 7

## PART 2

### COORDINATION OF AND CARE PLANNING FOR SECONDARY MENTAL HEALTH SERVICE USERS

#### *Coordination of mental health services*

#### **18 Functions of the care coordinator**

- (1) A relevant patient's care coordinator must work with the relevant patient and the patient's mental health service providers—
  - (a) with a view to agreeing the outcomes which the provision of mental health services for the patient are designed to achieve, including (but not limited to) achievements in one or more of the following areas—
    - (i) finance and money;
    - (ii) accommodation;
    - (iii) personal care and physical well-being;
    - (iv) education and training;
    - (v) work and occupation;
    - (vi) parenting or caring relationships;
    - (vii) social, cultural or spiritual;
    - (viii) medical and other forms of treatment including psychological interventions;
  - (b) with a view to agreeing a plan (“a care and treatment plan”) for achieving those outcomes;
  - (c) in connection with the review and revision of a care and treatment plan in accordance with provision in regulations made by the Welsh Ministers.
- (2) Where a care and treatment plan has been agreed, the care coordinator must record the plan in writing.

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*Changes to legislation: There are currently no known outstanding effects for the*  
*Mental Health (Wales) Measure 2010, Section 18. (See end of Document for details)*

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- (3) Subsections (4) and (5) apply if the outcomes referred to in subsection (1)(a) or the plan referred to in subsection (1)(b) cannot be agreed between the persons mentioned in subsection (1).
- (4) If the relevant patient has a sole mental health service provider, the provider must, having regard to any views expressed by the relevant patient, determine the outcomes which the provision of mental health services for the patient are designed to achieve and determine a plan for achieving those outcomes.
- (5) If the relevant patient has more than one mental health service provider, each provider must, having regard to any views expressed by the patient, determine the outcomes which the provision of mental health services by the provider are designed to achieve and determine a plan for achieving those outcomes.
- (6) The care coordinator must—
  - (a) where a plan has been determined under subsection (4), record the plan in writing;
  - (b) where plans have been determined under subsection (5), record all of them in writing in a single document.
- (7) The records made under subsection (6) are care and treatment plans for the purposes of subsection (1)(c) and (8) to (10).
- (8) The Welsh Ministers may by regulations make provision as to—
  - (a) the form and content of care and treatment plans;
  - (b) any persons whom the care coordinator is to consult in connection with the exercise of the coordinator's functions under subsection (1)(a) or (b);
  - (c) the obligations of persons specified in the regulations in connection with the agreement or determination of care and treatment plans;
  - (d) the persons to whom written copies of a care and treatment plan are to be provided (including in specified cases the provision of copies without the consent of the relevant patient to whom the plan relates);
  - (e) the information to be provided by mental health service providers to an individual who has ceased to be a relevant patient.
- (9) The provision that may be made by regulations under subsection (1)(c) includes (but is not limited to) provision—
  - (a) for care and treatment plans to be reviewed and revised in specified circumstances;
  - (b) conferring a discretion upon the care coordinator as to whether a review or revision is to be carried out;
  - (c) as to any persons whom the care coordinator is to consult in connection with a review or revision;
  - (d) imposing obligations upon persons specified in the regulations in connection with a review or revision;
  - (e) as to the provision of copies of revised plans to specified persons (including in specified cases the provision of copies without the consent of the relevant patient to whom the plan relates).
- (10) So far as it is reasonably practicable to do so, a mental health service provider must ensure that mental health services for a relevant patient are provided in accordance with the patient's current care and treatment plan.

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(11) In this section “mental health services” has the same meaning as in section 17(5).

**Commencement Information**

- I1** S. 18 in force in so far as not already in force at 1.10.2012 by S.I. 2012/2411, art. 2(h)
- I2** S. 18 in force for specified purposes at 6.6.2012 by S.I. 2012/1397, art. 2(g)
- I3** S. 18 partly in force; s. 18 in force at 15.2.2011 in so far as it confers power to make subordinate legislation see s. 55

**Changes to legislation:**

There are currently no known outstanding effects for the Mental Health (Wales) Measure 2010, Section 18.