
STATUTORY RULES OF NORTHERN IRELAND

1998 No. 427

MENTAL HEALTH

**The Mental Health (Nurses, Guardianship,
Consent to Treatment and Prescribed Forms)
(Amendment) Regulations (Northern Ireland) 1998**

Made - - - - *8th December 1998*
Coming into operation *25th January 1999*

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 7(3) and Article 135(1) of the Mental Health (Northern Ireland) Order 1986(1), and of all powers enabling it in that behalf, hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Mental Health (Nurses, Guardianship, Consent to Treatment and Prescribed Forms) (Amendment) Regulations (Northern Ireland) 1998 and shall come into operation on 25th January 1999.

(2) In these regulations,

“the principal regulations” means the Mental Health (Nurses, Guardianship, Consent to treatment and Prescribed Forms) Regulations (Northern Ireland) 1986(2)

Amendment of regulation 3 of the principle regulations

2. For the existing regulation 3 there shall be substituted:

“For the purposes of Article 7(3) (power to detain patient in hospital for maximum of 6 hours), a nurse of the prescribed class shall be a nurse registered in Part 3 (first level nurses trained in the nursing of persons suffering from mental illness), Part 4 (second level nurses trained in the nursing of persons suffering from mental illness (England and Wales)), Part 5 (first level nurses trained in the nursing of persons suffering from learning disabilities), Part 6 (second level nurses trained in the nursing of persons suffering from learning disabilities (England and Wales)), Part 7 (second level nurses (Scotland and Northern Ireland)) who is assessed as competent in the nursing of persons suffering from mental illness or learning disabilities, Part 13 (nurses qualified following a course of preparation in mental health nursing) or Part 14 (nurses qualified following a course

(1) S.I. 1986/595 N.I. 4)

(2) S.R. 1986 No. 174, the relevant amending rules are S.R. 1994 No. 65 and S.R. 1994 No. 349

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of preparation in learning disabilities nursing) of the register prepared and maintained under section 7 of the Nurses, Midwives and Health Visitors Act 1997(3) (the professional register).”.

Amendment of Schedule to the principal regulations

3. In the Schedule to the principal regulations, for Form 6 there shall be substituted Form 6 in the Schedule.

Sealed with the Official Seal of the Department of Health and Social Services on

L.S.

8th December 1998.

P. A. Conliffe
Assistant Secretary

Schedule

Regulation 3

FORM 6

MENTAL HEALTH (NORTHERN IRELAND) ORDER 1986

Article 7(3)

NURSE'S RECORD IN RESPECT OF HOSPITAL IN-PATIENT NOT LIABLE TO BE
DETAINED

To [name and address of responsible authority].

[Full name of patient] is receiving treatment for mental disorder as an in-patient in [name of hospital], but is not liable to be detained there under the Mental Health (Northern Ireland) Order 1986.

It appears to me

- (a) that an application for assessment ought to be made in respect of this patient;
- AND
- (b) that it is not practicable to secure the immediate attendance of a medical practitioner for the purpose of furnishing a report under Article 7(2) of the Order.

I am [full name of nurse], a nurse registered—

- *(a) in Part 3 (first level nurse trained in the nursing of persons suffering from mental illness)
- *(b) in Part 4 (second level nurse trained in the nursing of persons suffering from mental illness (England and Wales))
- *(c) in Part 5 (first level nurse trained in the nursing of persons suffering from learning disabilities)
- *(d) in Part 6 (second level nurse trained in the nursing of persons suffering from learning disabilities (England and Wales))
- *(e) in Part 7 (second level nurse (Scotland and Northern Ireland)) who is assessed as competent in the nursing of persons suffering from mental illness or learning disabilities
- *(f) in Part 13 (nurse qualified following a course of preparation in mental health nursing)
- *(g) in Part 14 (nurse qualified following a course of preparation in learning disabilities nursing)

of the professional register

*(Delete if not applicable)

Signed.....

Date.....

Time.....

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EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations amend the Mental Health (Nurses, Guardianship, Consent to Treatment and Prescribed Forms) Regulations (Northern Ireland) 1986. They reflect a change to the name by which “mental handicap nursing” is known, to “learning disabilities nursing”, and a consequent change to the description of certain nurses in the register of qualified nurses, midwives and health visitors, under the Nurses, Midwives and Health Visitors (Miscellaneous Amendments) Order 1998. They also add three further categories of nurse to the prescribed class for the purposes of Article 7(3) of the Mental Health (Northern Ireland) Order 1986, as nurses on the basis of whose written record in prescribed Form 6, a patient who is receiving treatment for a mental disorder as an in-patient in hospital may be detained for up to 6 hours.

These regulations also substitute a new Form 6 prescribed in the Schedule to the 1986 regulations. This new form is required because of the change of name and the addition of the three further categories of nurse.