



Mental Health (Wales) Measure 2010

2010 nawm 7

PART 1

LOCAL PRIMARY MENTAL HEALTH SUPPORT SERVICES

Primary mental health assessments

10 Action following a primary mental health assessment

- (1) Where a primary mental health assessment identifies under section 9(1)(b) services which might improve, or prevent a deterioration in, an individual's mental health, the local mental health partner which carried out the assessment must—
 - (a) if the partner considers that it would be the responsible authority for providing any of the services, decide whether or not the provision of any of those services is called for; and
 - (b) if the partner considers that it would not be the responsible authority for providing any of the services, make a referral to the person whom the partner considers would be the responsible authority for providing those services.
- (2) A referral under subsection (1)(b) must inform the recipient that—
 - (a) the local mental health partner making the referral has identified services which it considers might improve, or prevent a deterioration in, the individual's mental health; and
 - (b) that the partner considers that the recipient would be the responsible authority for providing those services.
- (3) A person to whom a referral has been made must decide whether the provision of any of the services to which the referral relates is called for.
- (4) In this section “responsible authority” means the person who would be responsible for providing services if a decision were made to provide the services.
- (5) Nothing in this section requires or authorises a referral to be made to a responsible authority constituted, or acting exclusively, for an area wholly within England.

Status: Point in time view as at 01/10/2012.

*Changes to legislation: There are currently no known outstanding effects for the
Mental Health (Wales) Measure 2010, Section 10. (See end of Document for details)*

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Commencement Information

II [S. 10](#) in force at 1.10.2012 by [S.I. 2012/2411](#), [art. 2\(f\)](#)

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