



# Mental Health (Wales) Measure 2010

2010 nawm 7

## PART 4

### MENTAL HEALTH ADVOCACY

#### **32 Further provision about independent mental health advocacy for Welsh qualifying compulsory patients**

After section 130E of the Mental Health Act 1983 insert—

##### **“130F Arrangements under section 130E for Welsh qualifying compulsory patients**

- (1) The help available to a Welsh qualifying compulsory patient under arrangements under section 130E shall include help in obtaining information about and understanding—
  - (a) the provisions of this Act by virtue of which he is a qualifying compulsory patient;
  - (b) any conditions or restrictions to which he is subject by virtue of this Act;
  - (c) what (if any) medical treatment is given to him or is proposed or discussed in his case;
  - (d) why it is given, proposed or discussed;
  - (e) the authority under which it is, or would be, given; and
  - (f) the requirements of this Act which apply, or would apply, in connection with the giving of the treatment to him.
- (2) The help available under the arrangements to a Welsh qualifying compulsory patient shall also include—
  - (a) help in obtaining information about and understanding any rights which may be exercised under this Act by or in relation to him;
  - (b) help (by way of representation or otherwise)—
    - (i) in exercising the rights referred to in paragraph (a);

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*Status: Point in time view as at 03/01/2012.*

*Changes to legislation: There are currently no known outstanding effects for the Mental Health (Wales) Measure 2010, Section 32. (See end of Document for details)*

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- (ii) for patients who wish to become involved, or more involved, in decisions made about their care or treatment, or care or treatment generally;
- (iii) for patients who wish to complain about their care or treatment;
- (c) the provision of information about other services which are or may be available to the patient;
- (d) other help specified in regulations made by the Welsh Ministers.”

**Commencement Information**

- I1** S. 32 in force in so far as not already in force at 3.1.2012 by S.I. 2011/3046, art. 2(b) (with art. 5)
- I2** S. 32 partly in force; s. 32 in force at 15.2.2011 in so far as it confers power to make subordinate legislation see s. 55

**Status:**

Point in time view as at 03/01/2012.

**Changes to legislation:**

There are currently no known outstanding effects for the Mental Health (Wales) Measure 2010, Section 32.