

WELSH INFORMATION GOVERNANCE & STANDARDS BOARD

DSC Notice:	DSCN 2011 / 06
Date of Issue:	22 nd July 2011

Ministerial / Official Letter: n/a	Subject: Correction to DSCN 2011 / 01 - Legal Status and Mental Category
Sponsor: Mental Health, Vulnerable Groups & Offenders Healthcare Policy Branch, Health and Social Services Directorate General, WAG	
Implementation Date: 1 st April 2011	

DATA SET CHANGE NOTICE

A Data Set Change Notice (DSCN) is an information mandate for a new or revised information standard.

This DSCN was approved by the Welsh Information Governance and Standards Board (WIGSB) at its meeting on the 21st July 2011

WIGSB Reference: IGRN 2010 / 013

Summary:

To correct an error in DSCN 2011 / 01 to ensure the data item Legal Status is accurately represented in the NHS Wales Data Dictionary.

Data sets / returns affected:

Admitted Patient Care (APC) data set
Psychiatric Census

Please address enquiries about this Data Set Change Notice to the Data Standards Team in Health Solutions Wales
E-mail: data.standards@wales.nhs.uk Tel: 02920502539

The Welsh Information Governance and Standards Board is responsible for appraising information standards. Submission documents and WIGSB Outcomes relating to the approval of this standard can be found at: <http://howis.wales.nhs.uk/sites3/page.cfm?orgid=742&pid=24632>

DATA SET CHANGE NOTICE

Introduction

Due to an oversight in the development of the *DSCN 2011 / 01 - Legal Status and Mental Category*, an error was made whereby the 'Valid To' date was incorrectly omitted from the Legal Status value of '33' in the published DSCN.

Furthermore, new text had been incorrectly highlighted as already existing in the Data Dictionary.

Description of Change

To amend the description and 'valid to' date for Legal Status '33' to reflect the correct status of this value.

Data Dictionary Version

This DSCN will be reflected in version 3.4 of the NHS Wales Data Dictionary.

Appendix A: Table reflecting areas that are impacted as a result of this DSCN

The following table shows all Data Items, Terms and associated areas that are linked with the changes documented within this DSCN.

Data Definition Type	Name	New / Retired / Changed
Data Item	Legal Status	Changed

Appendix B: Highlighted changes to be made to the NHS Wales Data Dictionary

Changes to the NHS Wales Data Dictionary are detailed below, with new text being highlighted in **blue** and deletions are shown with a ~~strikethrough~~. The text shaded in **grey** shows existing text copied from the NHS Wales Data Dictionary.

Legal Status

Change History	
DSCN 2011 / xx	Legal Status amendment to the Wales Data Dictionary
DSCN 2011 / 01	To update the data items Legal Status and Mental Category as a result of changes to the Mental Health Act 1983.
DSCN (2008) 07 (W)	The Introduction of Valid Period Date Ranges for Data Items within the APC Data Set
DSCN 11/04 (W)	Legal Status for 'Not Applicable'

This is a classification of a patient's legal status which is either informal or as designated in the Mental Health Act 1983 or other acts. The classification "informal" is used for those patients who are not formally detained or not receiving supervised aftercare. The classification is required for all patients who have a hospital provider spell which includes the care of a Consultant in the psychiatric specialties or have been discharged from such a hospital provider spell and are required to receive supervised aftercare under the provision of the Mental Health (Patients in the Community) Act 1995.

For the APC ds99 this data item became effective from April 1999 and, with the data item Administrative Category, replaced the data item Category of Patient.

Format: 2 digit numeric

Value	Meaning	Valid From	Valid To
01	Informal (including voluntary patients under Section 131)	Pre 28 th December 1995	
02	Formally detained under Mental Health Act Section 2 (Admission for assessment)	Pre 28 th December 1995 Amended 1 st February 2011	
03	Formally detained under Mental Health Act Section 3 (Admission for treatment of non-offender to hospital for assessment, for medical treatment)	Pre 28 th December 1995 Amended 1 st February 2011	
04	Formally detained under Mental Health Act Section 4 (Admission for assessment in cases of emergency)	Pre 28 th December 1995 Amended 1 st February 2011	
05	Formally detained under Mental Health Act Section 5 (2) (Power to hold informal patient already in hospital, by doctor or approved clinician)	Pre 28 th December 1995 Amended 1 st February 2011	

06	Formally detained under Mental Health Act Section 5 (4) (Power to hold informal patient already in hospital, by nurse)	Pre 28 th December 1995	
07	Formally detained under Mental Health Act Section 35 (Remand to hospital for report on accused's mental condition)	Pre 28 th December 1995 Amended 1 st February 2011	
08	Formally detained under Mental Health Act Section 36 (Remand of accused person to hospital for treatment)	Pre 28 th December 1995 Amended 1 st February 2011	
09	Formally detained under Mental Health Act Sections 37 and 41, (Hospital Order with restrictions)	Pre 28 th December 1995 Amended 1 st February 2011	
10	Formally detained under Mental Health Act Section 37(Hospital Order)	Pre 28 th December 1995 Amended 1 st February 2011	
11	<i>Formally detained under Mental Health Act Section 37(4) (Convicted person detained in a place of safety pending admission to a hospital, under a hospital order): validation error. This section is not applicable to hospitals. This was legally valid to 5th May 2010.</i>	<i>Pre 28th December 1995</i>	<i>Valid to 31st January 2011</i>
12	Formally detained under Mental Health Act Section 38 (Interim hospital order)	Pre 28 th December 1995	
13	Formally detained under Mental Health Act Section 44 (Patient committed to hospital by Magistrates Court pending Crown Court disposal)	Pre 28 th December 1995 Amended 1 st February 2011	
14	Formally detained under Mental Health Act Section 46 (Detained during Her Majesty's pleasure) REPEALED BY ARMED FORCES ACT 1996	Pre 28 th December 1995	
15	Formally detained under Mental Health Act Sections 47 and 49 (Removal to hospital of person, serving a sentence of imprisonment with restrictions)	Pre 28 th December 1995 Amended 1 st February 2011	
16	Formally detained under Mental Health Act Section 47 (Removal to hospital of person, serving a sentence of imprisonment)	Pre 28 th December 1995 Amended 1 st February 2011	
17	Formally detained under Mental Health Act Sections 48 and 49 (Removal to hospital of other person with restrictions not serving a sentence of imprisonment)	Pre 28 th December 1995 Amended 1 st February 2011	
18	Formally detained under Mental Health Act Section 48 (Removal to hospital of	Pre 28 th December 1995	

	other person not serving a sentence of imprisonment	Amended 1 st February 2011	
19	Formally detained under Mental Health Act Section 135 (Warrant to search for and remove to a place of safety)	Pre 28 th December 1995 Amended 1 st February 2011	
20	Formally detained under Mental Health Act Section 136 (Mentally disordered person found in a public place)	Pre 28 th December 1995 Amended 1 st February 2011	
21	<i>Formally detained – Other section</i>	<i>Pre 28th December 1995</i>	<i>31st March 1998</i>
30	Formally detained under previous legislation (fifth schedule); this relates only to patients who, prior to the implementation of the Mental Health Act 1983, were detained under the Sixth Schedule of the Mental Health Act 1959	Pre 28 th December 1995	
31	Formally detained under Criminal Procedure (Insanity) Act 1964 as amended by the Criminal Procedures (Insanity and Unfitness to Plead) Act 1991	Pre 28 th December 1995	
32	Formally detained under other acts:	Pre 28 th December 1995	
	Section 47 of the National Assistance Act 1948	Pre 28 th December 1995	
	Section 1,2 or 12 of the Children's and Young Persons Act 1969	Pre 28 th December 1995	
	Section 3 of the Powers of Criminal Courts Act 1973	Pre 28 th December 1995	
33	<i>Supervised Discharge [Mental Health (Patients in the Community) Act 1995]. This was legally valid to 3rd May 2009.</i>	1 st May 1998	3 rd May 2009
34	Formally detained under Mental Health Act Section 45A (Hospital and Limitation Direction)	1 st May 1998	
35	Community treatment order (Mental Health Act Section 17a) This is legally valid from 3 rd November 2008	3 rd November 2008	
98	Non applicable (only used for <u>NON</u> psychiatric consultant specialties)	1 st April 2004	