

16 July 2019

Information Rights & Compliance Team  
99 Waverley Road  
St Albans  
Hertfordshire  
AL3 5TL

Tel: 01727 804954  
Email: [Hpkt.foi@nhs.net](mailto:Hpkt.foi@nhs.net)

Our Ref: FOI/03336

Thank you for your request concerning safeguarding patients human rights.

Your request has been considered and processed in accordance with the requirements of the Freedom of Information (FOI) Act 2000.

**Please can you send me information on the following:**

- 1. What is the Trusts policy to safeguard patients' human rights when they are detained under the mental health act (1983)?**

Please see attached our MHA Hospital Managers Information Policy.

- 2. A) How does the trust implement policy to ensure that patients' human rights are safeguarded when detained under the mental health act (1983)?**

When S132 rights are given a record is made on our Electronic Patient Record (EPR).

- B) How is this information collected?**

There is a report which can be run from the EPR.

- C) How is this information monitored?**

Annual Audit.

- 3. A) How does the Trust implement policy to ensure that all patients are informed of their rights when they are detained under the mental health act (1983) and when they are admitted voluntarily?**

Information about informal rights are provided in welcome pack.

- B) How is this information collected?**

We do not record this information.

- C) How is this information monitored?**

We do not monitor this information.

**4. A) How does the trust implement policy to ensure that patients who are detained under the mental health act (1983) or admitted voluntarily are informed about independent mental health advocates?**

A record of all rights given is recorded as per 2A.

**B) How is this information collected?**

Please see the answer to 2B.

**C) How is this information monitored?**

Please see the answer to 2C.

**5. A) How does the trust implement policy to ensure all patients detained under the mental health act are informed of mental health tribunals?**

Please see the answer to 2A.

**B) How is this information collected?**

Please see the answer to 2B.

**C) How is this information monitored?**

Please see the answer to 2C.

Should you require further clarification, please do not hesitate to contact me.

Please find enclosed an information sheet regarding copyright protection and the Trust's complaints procedure in the event that you are not satisfied with the response.

Yours sincerely

*Sue Smith*

**Sue Smith  
Information Rights Officer**

Enc: Copyright Protection and Complaints Procedure Information Leaflet.

If you would like to complete a short survey in relation to your Freedom of Information request please scan the QR code below or click [here](#).

