

**Mental Health Commission**  
**Minutes of Meeting on 15<sup>th</sup> March 2016**  
**11:00 – 15:30**  
**Held at: St Martin's House, Dublin 4**

**Present:**

<b>Commission Members</b>	<b>Initials</b>
Mary Keys	MK
Ned Kelly	NK
Catherine O'Rorke	COR
John Saunders	JS
Yvonne O'Neill	YON
Michael Byrne	MB
Maeve Doyle	MD
Colette Nolan	CN
Mary O'Hanlon	MOH
Patricia O'Sullivan Lacy	POSL

<b>Apologies:</b>	
Xavier Flanagan	XF
Pauline Gill	PG

<b>Absent:</b>	
John Redican	JR

<b>Executive in Attendance:</b>	
Patricia Gilheaney    Chief Executive	PCG
Ray Mooney            Secretary to the Commission	RM

<b>In Attendance</b>	
Keith McCarthy Mazars for Item 4.1	KMcC
Grainne Madden Mazars for Item 4.1	GM



## **2.4 Commission meeting on 1<sup>st</sup> April 2016**

Chairman advised Members that Ms Patricia Rickard Clarke had accepted an invitation to meet with them on 1<sup>st</sup> April 2016.

In light of the refurbishment works underway in St Martin's House, Members were advised that the meeting may be held off-site.

## **2.5 Two Day Meeting**

The dates for the two day meeting in May were confirmed and the business items for discussion were reviewed and agreed.

## **3 Chief Executive's Report**

PCG updated the meeting on the matters referred to in Part One of her report with particular reference to:

### **1.1 Register of Approved Centres**

Woodview was added to the Register of Approved Centres as of 15<sup>th</sup> March 2016.

### **1.2 Corrective and Preventive Actions (CAPAs) Status Report (on the 2015 Inspection reports) as at 7<sup>th</sup> March 2016.**

In addition to her report, PCG advised that the first draft of the review of 2015 inspection process had been received. The final report will be made available to Members when received. PCG advised that the revisions to the Judgement Support Framework for the 2016 process will shortly be advised to Mental Health Service Providers.

### **1.5 Mental Health Tribunal (MHT) Panels Recruitment 2016**

PCG advised that the tenders received on foot of the Request for Tenders were currently being evaluated.

### **1.6 MHC Staffing Update**

PCG advised that the associated business case has been submitted to the Department of Health.

### **1.8 Strategic Plan 2016 – 2018**

Members noted Minister Lynch's views on the draft Strategic Plan and that no amendments were necessary. The Strategic Plan was adopted following a proposal from YoN which was seconded by CN.

### **1.11 Assisted Decision Making (Capacity) Act 2015**

PCG advised that she had issued correspondence to the Dept of Health on 10<sup>th</sup> March 2016 seeking a meeting with relevant parties. PCG presented a brief outline of the implications for the Commission regarding implementation of the new legislation and legal advice was circulated.

Following discussion, it was agreed that the Commission should issue further correspondence to the Dept of Health indicating the Commission's willingness to engage in discussions to bring about the enactment of this legislation as soon

PCG

as practicable. It was noted that additional resources to scope out the full extent of the work would be required.

## **PART TWO**

### **2.1 Management Accounts for Month ending 31st December, 2015 and 31st January, 2016.**

Members reviewed the above and the December accounts were approved following a proposal from CoR and seconded by NK. The January accounts were approved following a proposal from PoSL and seconded by MB.

## **5. Reports of Committees**

### **5.1 Draft Audit Committee Terms of Reference**

PoSL advised Members of the work carried out by the Audit Committee in reviewing and updating the terms of reference for this Committee. This work was carried out in light of the recent reports from the C&AG and DPER on Audit Committees. PoSL also placed on record the Committee's thanks to one of the external members for their contribution regarding the draft document before the Commission for consideration and approval.

Following a proposal from MK seconded by YoN, the revised Terms of Reference for the Audit Committee were adopted.

### **5.2 Legislation Committee**

Members were advised that the Legislation Committee is due to meet on 14<sup>th</sup> April, however this date is to be confirmed. It was agreed that this Committee would consider the changes required to the 2001 Act to enable the capacity legislation to be introduced.

### **5.3 Governance Advisory Committee**

Chairman advised that the Governance Sub-Group are scheduled to meet on 1<sup>st</sup> April prior to the Commission meeting. PCG advised that she had requested ACESA to contact the ACESA alumni requesting expressions of interest for membership of this committee.

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## **6. A.O.B.**


The scheduling of Commission meetings was discussed. Chairman confirmed that it is his intention to maintain the agreed schedule of meetings for the rest of the year.

## **7. Date of Next Meeting**

The next meeting of the Commission will take place on 1<sup>st</sup> April 2016. The venue of the meeting has to be confirmed in light of the refurbishment works underway in St Martin's House.

Item No.		Person Responsible	Timeframe
Chair's Business Item 2.3	Re: Annual Report 2015- Chairman invited any comments from Members as he prepares his Introduction for the AR 2015	JS	Prior to end of April
CE Report Item 1.11	Further correspondence to issue to DOH regarding the timeline for enactment of the Assisted Decision Making (Capacity) Act 2015	PCG	As soon as practicable
Item 5 Reports of Committees	CE follow up with ACESA re external member for Governance Committee	PCG	Prior to next meeting

Signed:

  
John Saunders  
 Chairman

Date:

19/5/2016

