



Mental Health Tribunal
for Scotland

Quarterly Statistics
April 2009 - June 2009

This is the first quarterly report of the operational year 2009/10 which will be the fourth full year of operation for the Mental Health Tribunal for Scotland. This is the first report since the Tribunal's administration became a Delivery Unit of the Scottish Government's Justice and Communities Directorate General rather than a separate Executive Agency. The status of the Tribunal proper (a Judicial NDPB) remains unchanged.

It has been the Tribunal's practice to publish statistical information on its activities and the applications it receives on a quarterly basis. Some statistical reports usually contained in this report are not currently available due to ways in which data is being collected and collated. Other reports that are published have been affected by changes in procedures. Similarly due to a revalidation exercise that the Tribunal went through with its statistical reports last year some of the figure published here should not be compared directly with earlier reports. For the first time the Tribunal is publishing the number of hearings that it has "doubled-up" each month i.e. the number of hearings that have been held with the same panel on the same day, usually in the same location.

Readers seeking further background to this report or data which the Tribunal may hold, but which is not published here should contact the Tribunal on 01698 390000.

Adrian Martin
Deputy Head of Administration

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➤ Activity by Local Authority Population

 All cases

 CTO cases

 Applications

Commentary

New Cases Registered, April 2009 – June 2009

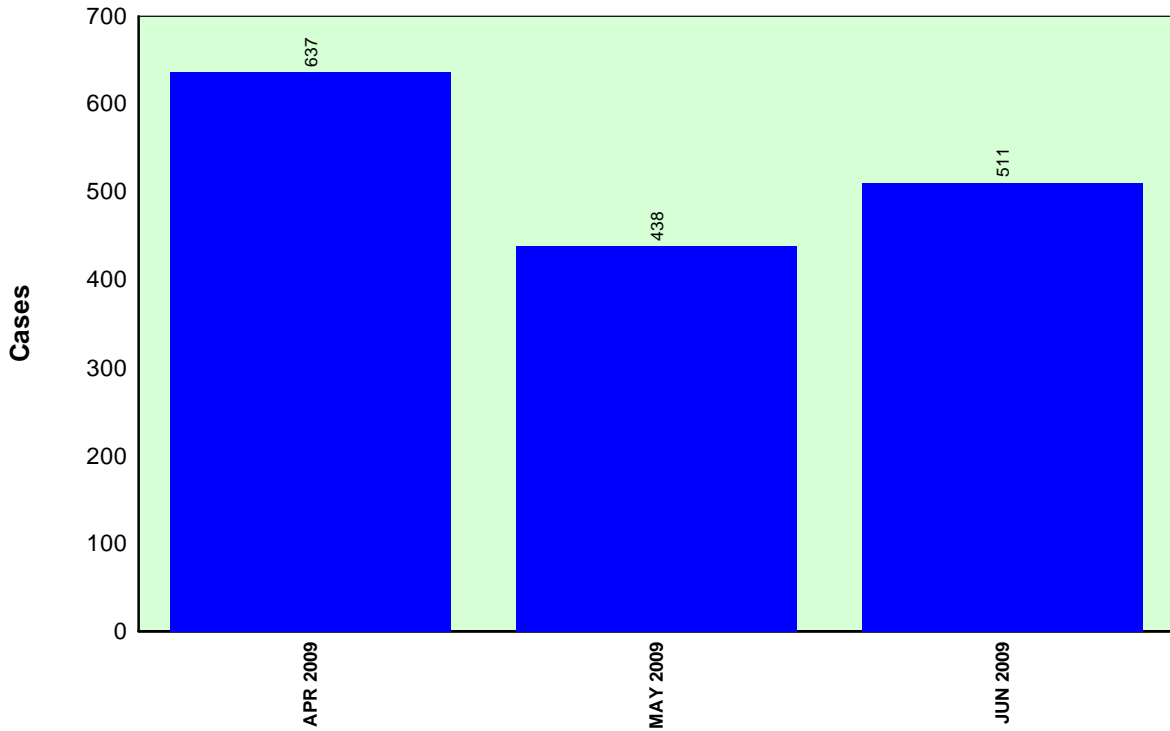


Figure 1. Total New Cases Registered for each month of the quarter (all cases except Enquiries, Complaints, Ethnicity Workflows and not all Notifications) registered for each month of the quarter i.e. is all non-administrative cases.

New Applications, April 2009 – June 2009

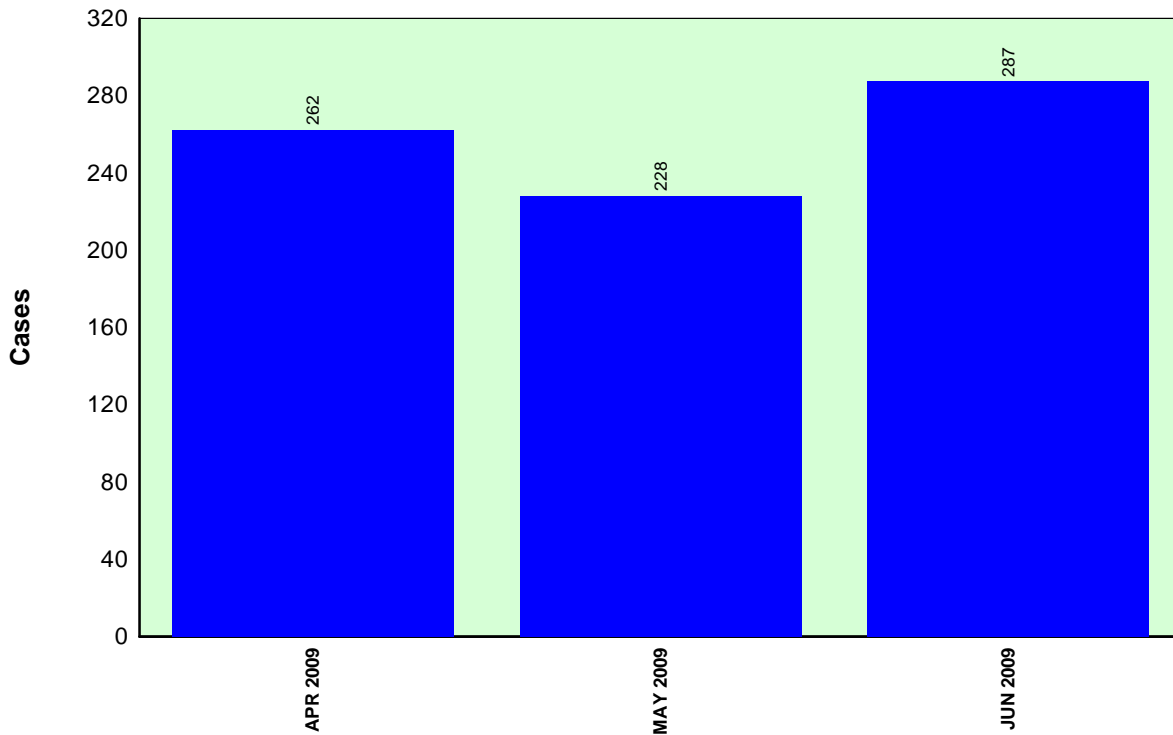


Figure 2. New Applications registered for each month of the quarter (all cases except Notifications, Enquiries, Complaints, Ethnicity Workflow, Transition CTO Workflow, Transition CO Workflow). That is, all cases that should lead to a Hearing.

CTO Applications, April 2009 – June 2009

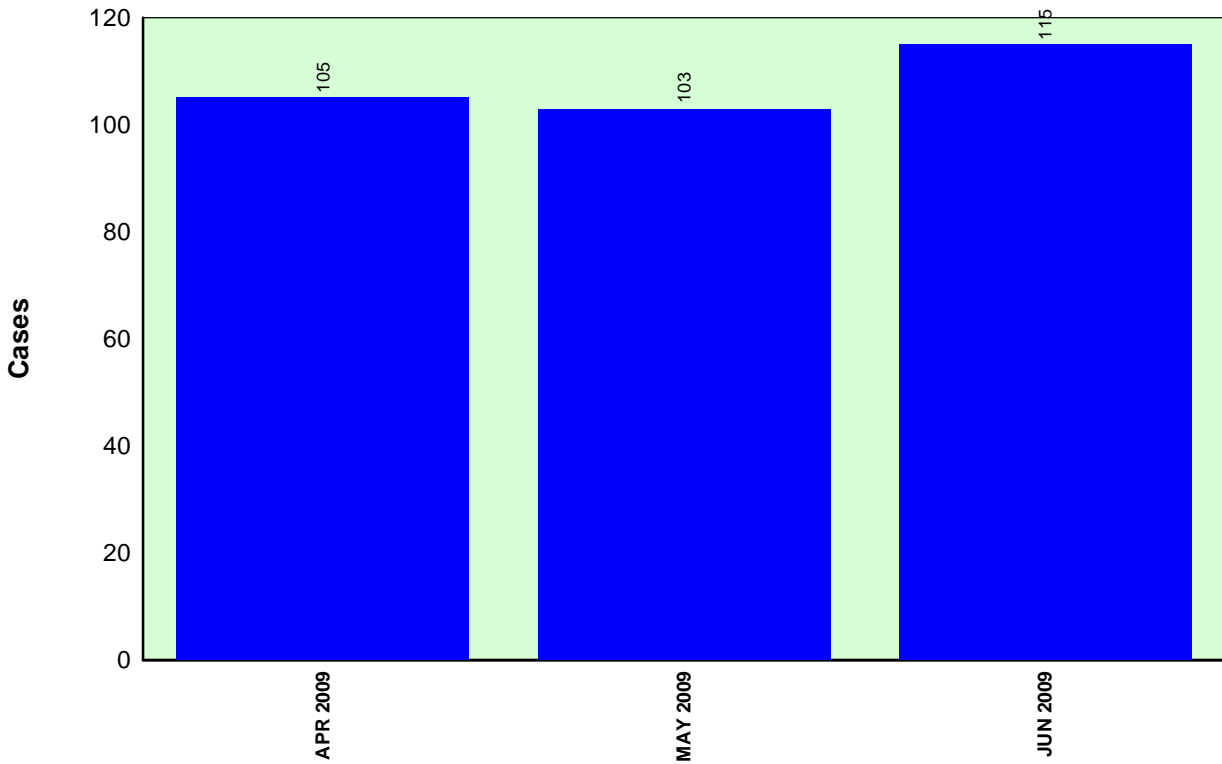


Figure 3. New CTO Applications registered for each month of the quarter.

Number of CTO applications by Local Authority, April 2009 – June 2009

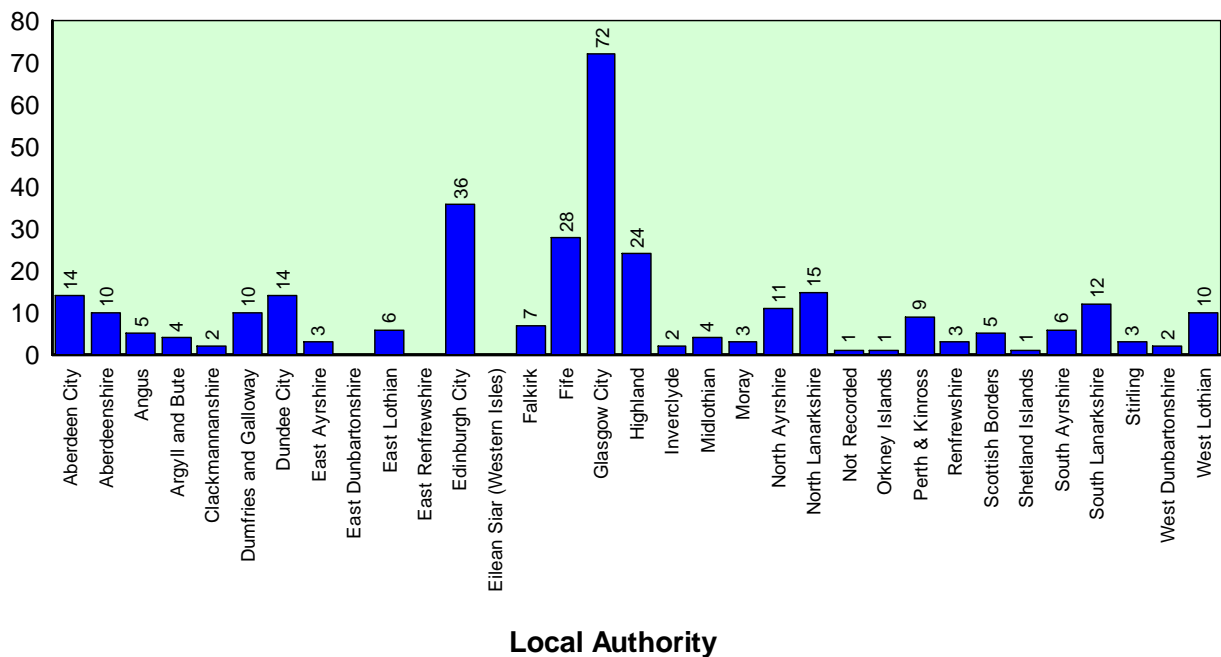


Figure 4. CTO Applications by Local Authority.

Receipt dates for CTOs, April 2009 – June 2009

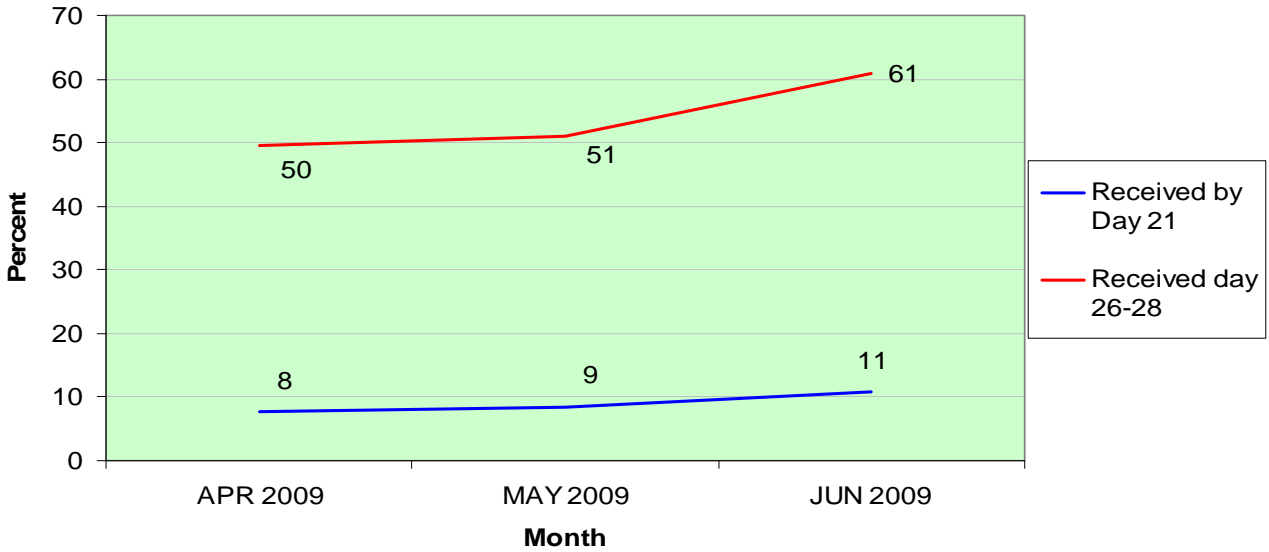


Figure 5. Total CTO Received, Trend

Overall picture of the day the CTO is received at MHTS, the day number refers to the day within the 28 days of the STDC. This graph illustrates the percentage of ‘early’ and ‘late’ applications. It excludes the percentage that come in the middle of the range (and the very small percentage that are received after day 28). The purpose of the graph is to illustrate those applications where the Administration has greater time, allowing more flexibility and will therefore experience little difficulty in arranging hearings and accommodating individual availability, and those where the reverse is true.

Day CTO Received Actual, April 2009 – June 2009

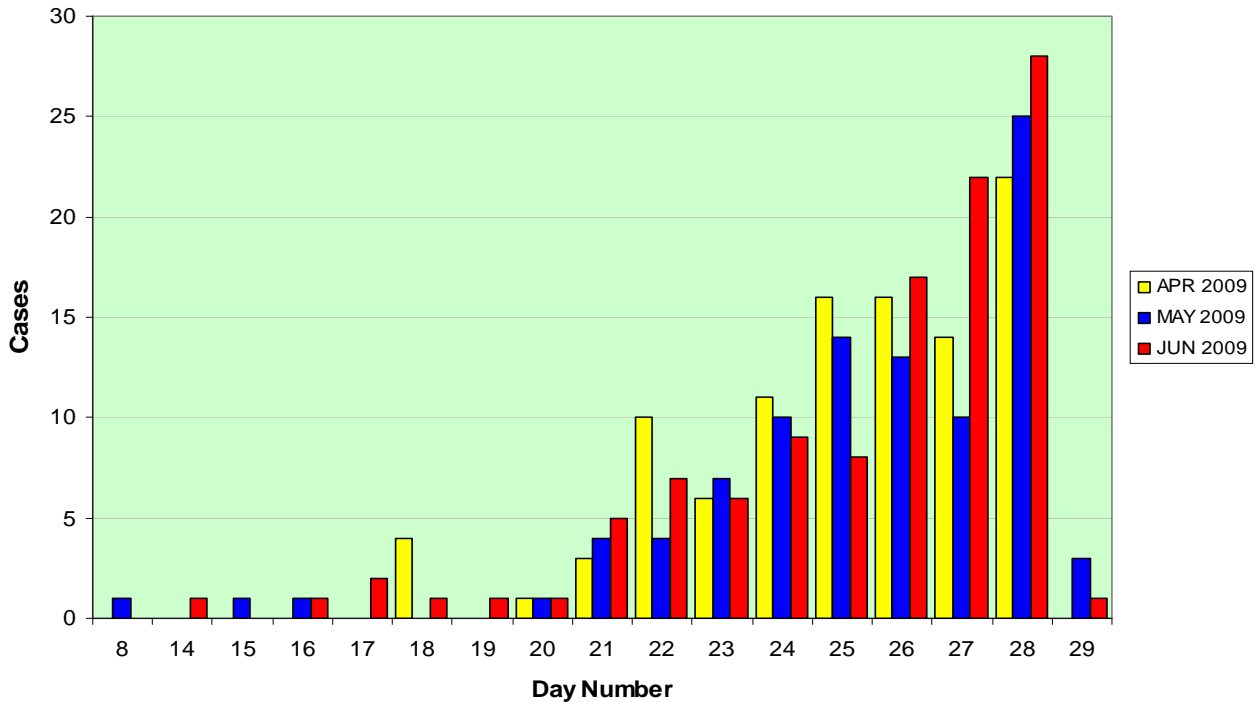


Figure 6. Day CTO Received, Actual

This report is broken down by Month. The day number shown on this report is in reference to the STDC timeline.

Gap between Medical Report 1 and Medical Report 2 by Health Board,
April 2009 – June 2009

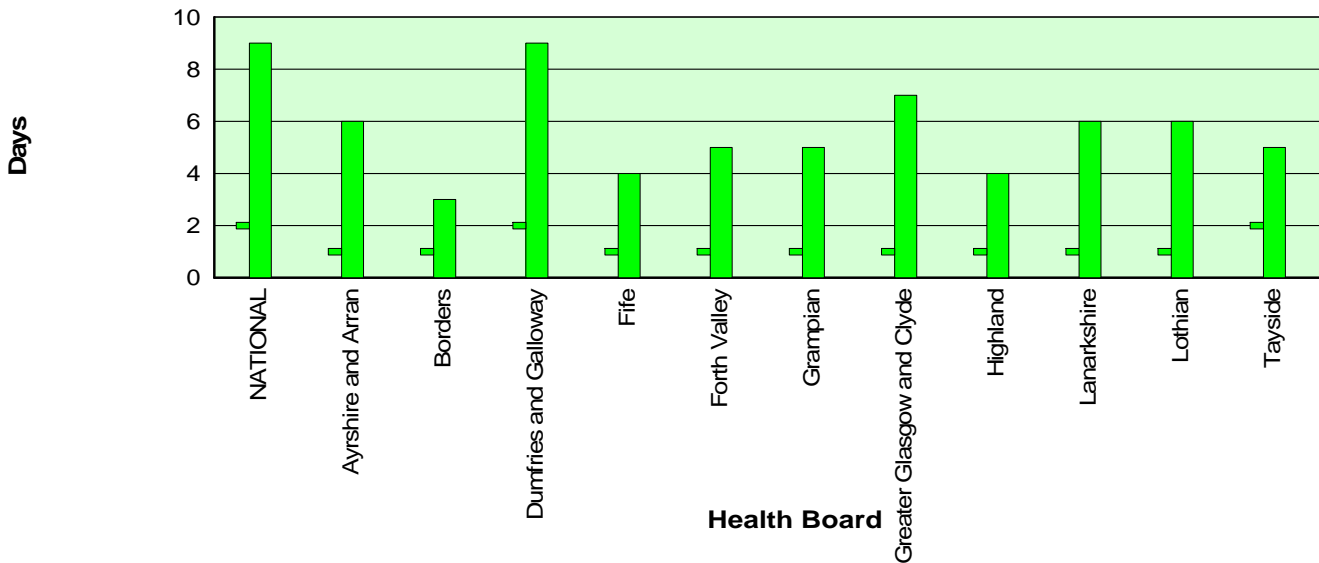


Figure 7. Gap between Medical Report 1 and Medical Report 2 Signatures by Health Board. This report shows the Minimum, Maximum and Average number of days (including non working days) between medical signatures on CTO forms.

Gap between latest medical report and MHO signature, April 2009 – June 2009

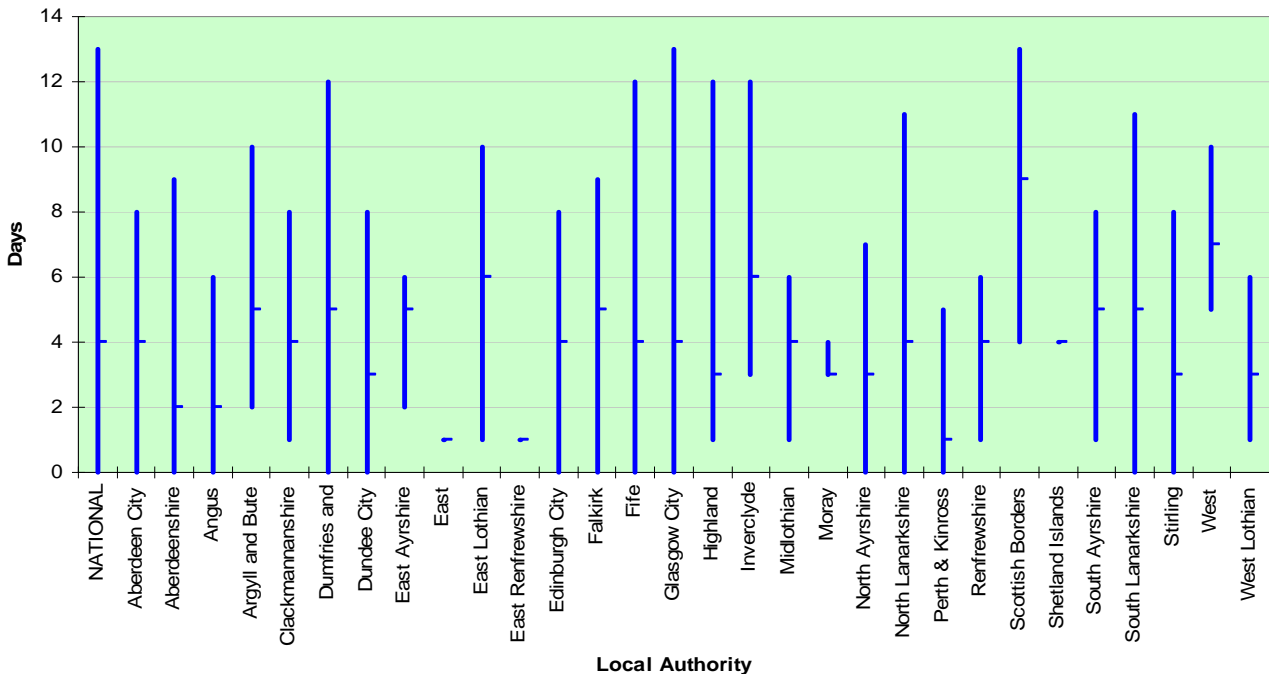


Figure 8. Gap between the Latest Medical Report Signature and MHO Signature

This report shows the Minimum, Maximum and Average number of days (including non working days) between the latest medical signature and the MHO signature on CTO forms. Figures are categorised by Local Authority.

Gap Between MHO Signature and Date Received by MHTS,
April 2009 – June 2009

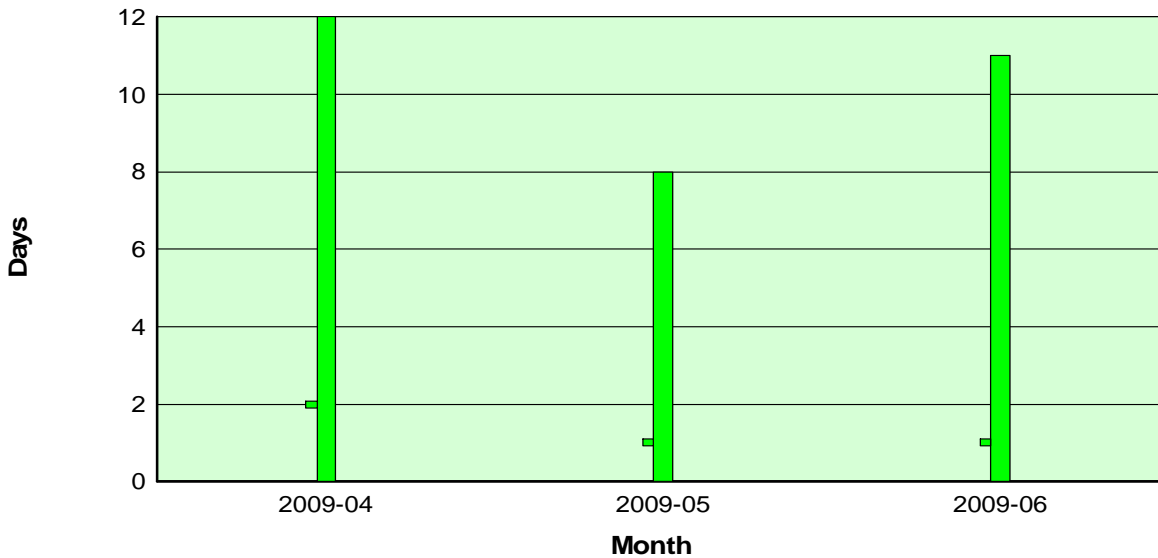


Figure 9. Gap between MHO Signing the Application and Date Received by MHTS

This report shows the Minimum, Maximum and Average number of days (including non working days) between the CTO being completed (MHO signature date on the form) and it being received by MHTS.

Day Number of MHO Signature, April 2009 – June 2009

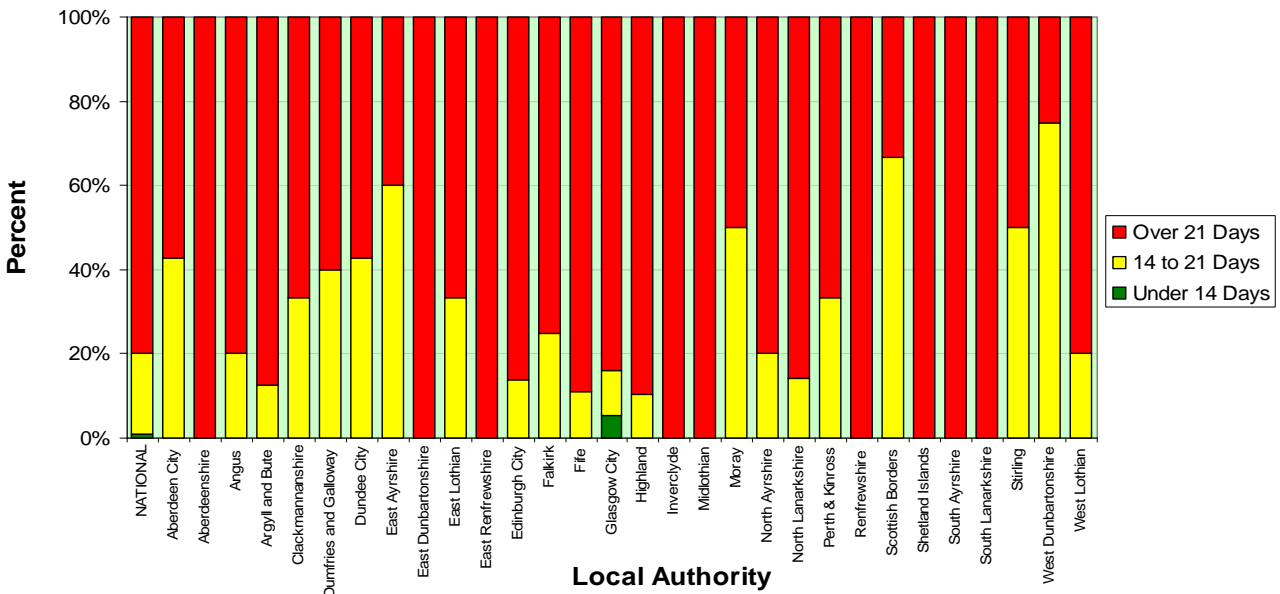


Figure 10. Day Number of MHO Signature

The graph shows a percentage breakdown of the day on which the MHO Signature was completed on the CTO form. The day number is referenced to the expiry date of the STDC, categorised by Local Authority.

Average Day Number of MHO Signature, April 2009 – June 2009

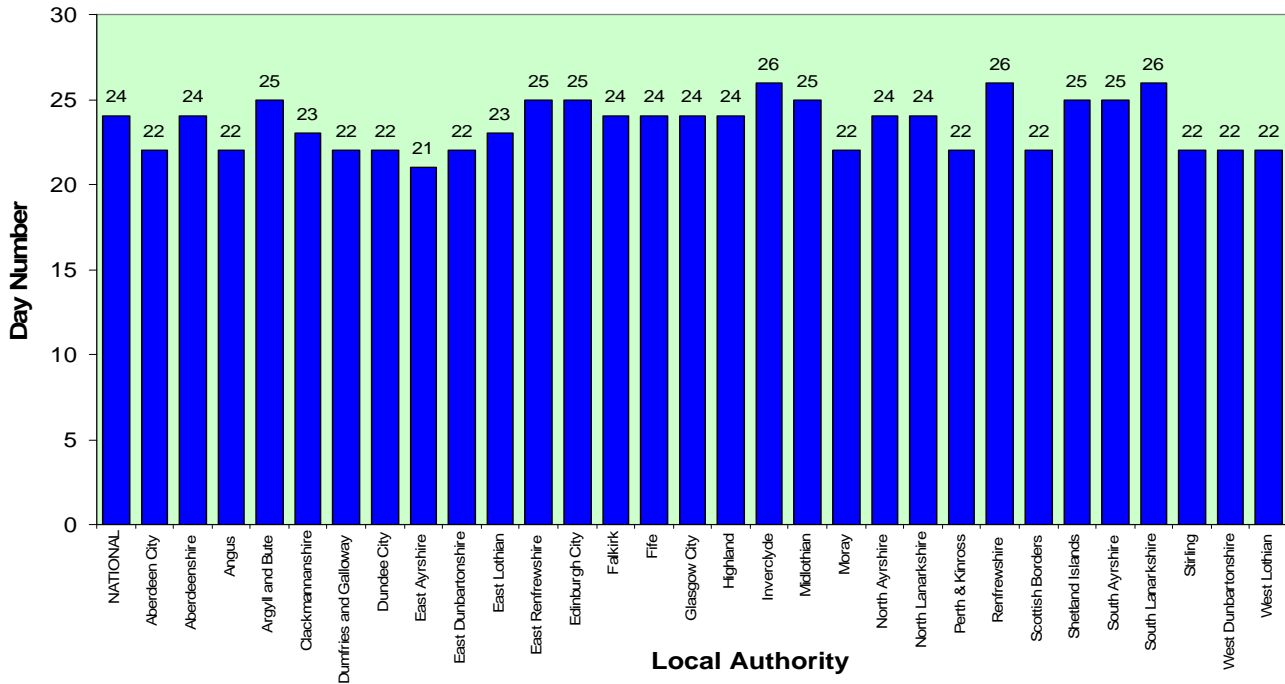


Figure 11. Average Day Number of MHO Signature.

The average day that the MHO signature was completed on the CTO form, categorised by Local Authority. The day is in reference to the STDC timeline.

Forensic Cases by Local Authority, April 2009 – June 2009

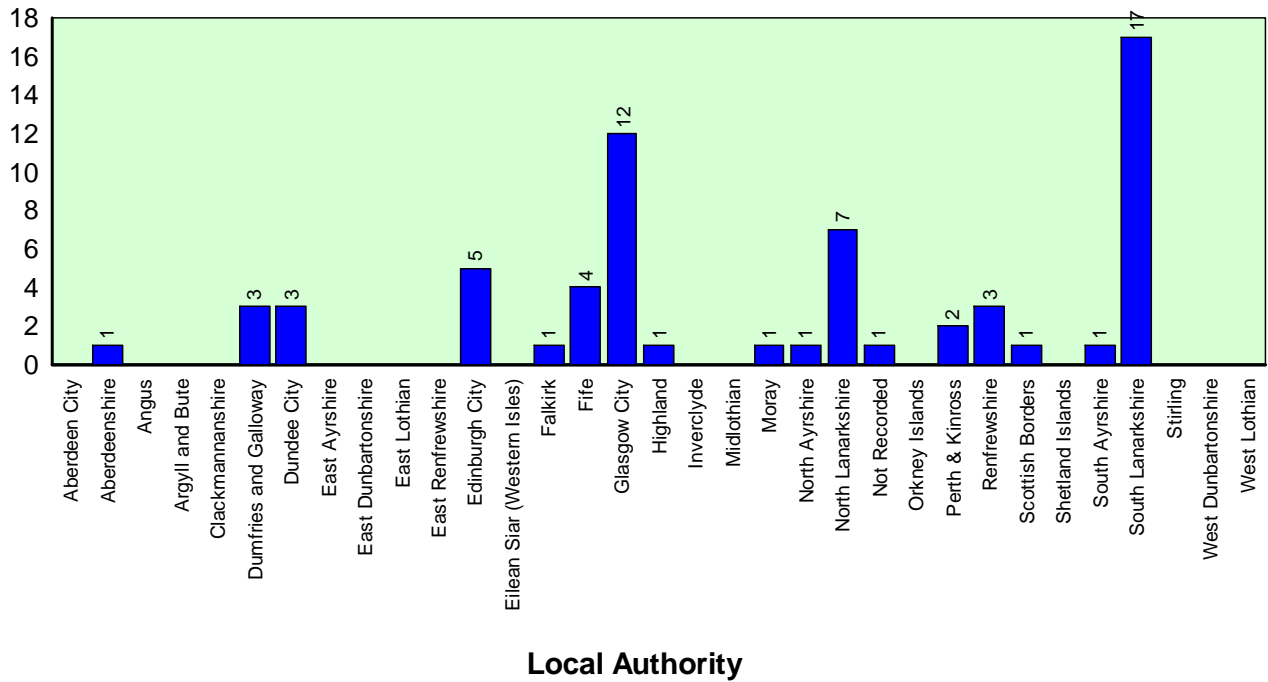


Figure 12. Forensic Cases by Local Authority. Data Shown - s185, s187, s189, s191, s192, s201, s204, s210, s211, s213, s214, s219, s220, s264, s265, s266 & s267 where (Compulsion order and Restriction order is selected) OR (Hospital Order is selected) on the EXS1 form.

Forensic Cases – By Section, April 2009 – June 2009

<u>Section</u>	<u>Month</u>	<u>Cases</u>
<u>185 - Reference by Scottish Ministers about compulsion order and restriction order</u>	APR 2009	4
	MAY 2009	1
	JUN 2009	2
		<hr/> 7 <hr/>
<u>189 - Reference by Scottish Ministers where compulsion order and restriction order has not been reviewed for 2 years</u>	APR 2009	7
	MAY 2009	6
	JUN 2009	22
		<hr/> 35 <hr/>
<u>192 - Application for conditional discharge or revocation of RO and variation of CO or revocation of CO</u>	APR 2009	2
	MAY 2009	3
	JUN 2009	4
		<hr/> 9 <hr/>
<u>213 - Reference by Scottish Ministers where hospital direction or transfer for treatment direction has not been reviewed for 2 years</u>	APR 2009	2
		<hr/> 2 <hr/>
<u>214 - Application for revocation of hospital direction or transfer for treatment direction</u>	MAY 2009	2
		<hr/> 2 <hr/>
<u>219 - Appeal against transfer to hospital other than state hospital for a patient subject to a compulsion order and a restriction order, a hospital direction or transfer for treatment direction</u>	JUN 2009	1
		<hr/> 1 <hr/>

264 - State Hospital: Application for order that patient is detained in conditions of Excessive Security

APR 2009	6
MAY 2009	1
JUN 2009	1
	<hr/>
	8
	<hr/>

Total	64
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Hearings per Month by Health Board Area, April 2009 – June 2009

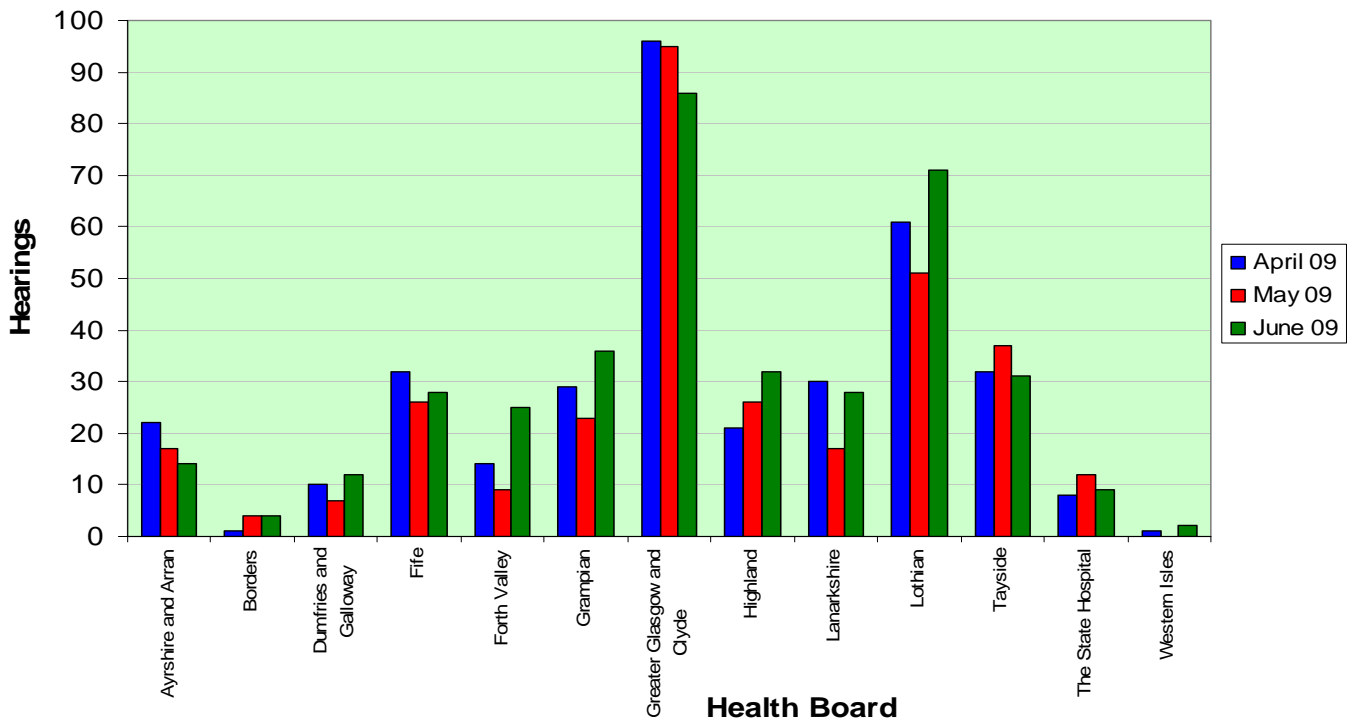


Figure 13. Hearing per Month by Health Board

Hearings by Health Board, April 2009 – June 2009

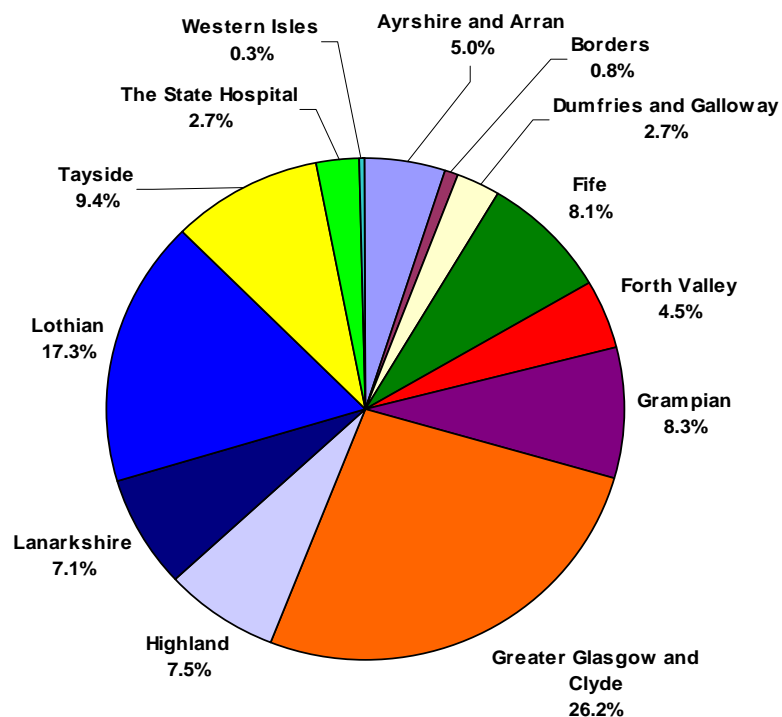


Figure 14. Breakdown of all hearings by Health Board.

<u>Health Board</u>	<u>Hearings</u>
Ayrshire and Arran	53
Borders	9
Dumfries and Galloway	29
Fife	86
Forth Valley	48
Grampian	88
Greater Glasgow and Clyde	277
Highland	79
Lanarkshire	75
Lothian	183
Tayside	100
The State Hospital	29
Western Isles	3
Total	1059

Hearings by Local Authority, April 2009 – June 2009

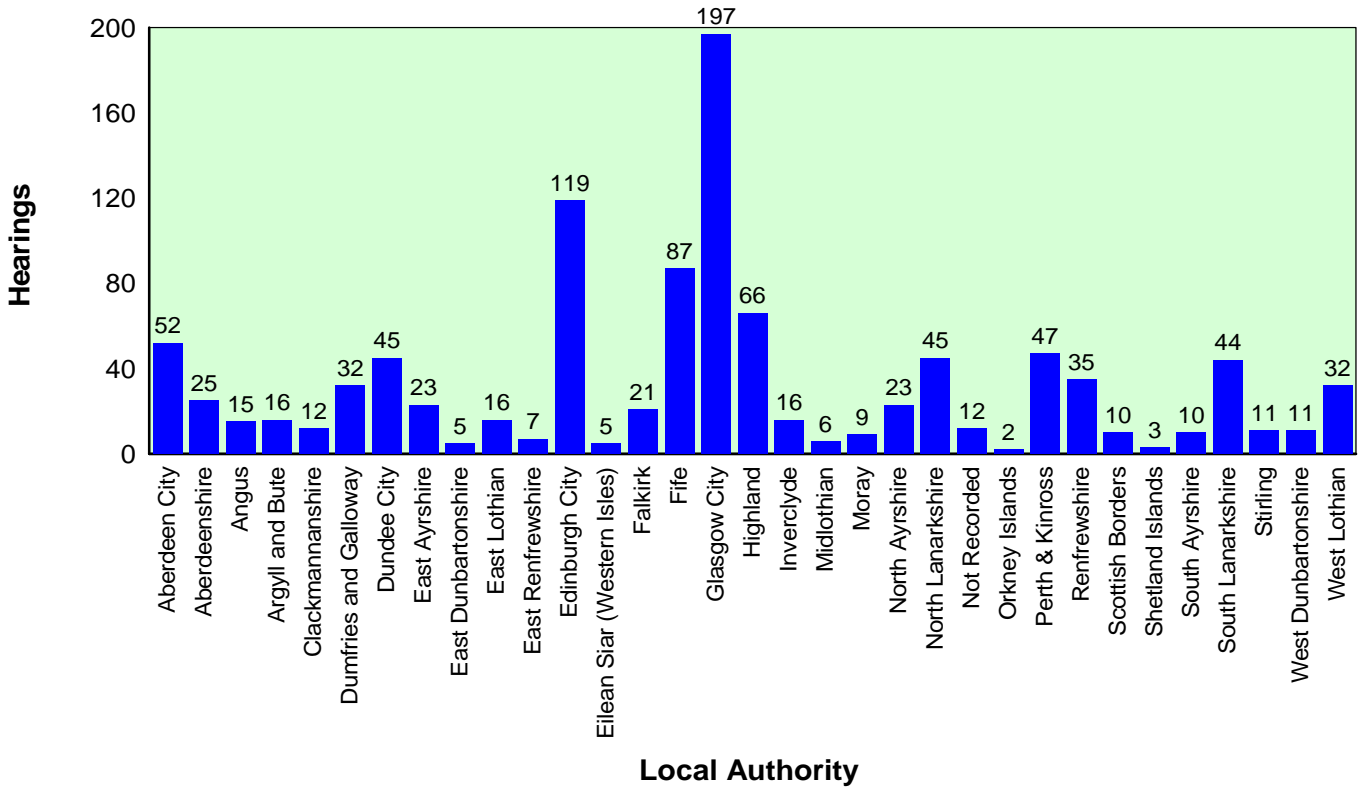


Figure 15. The Number of Hearings, categorised by Local Authority.

Hearings per Week, April 2009 – June 2009

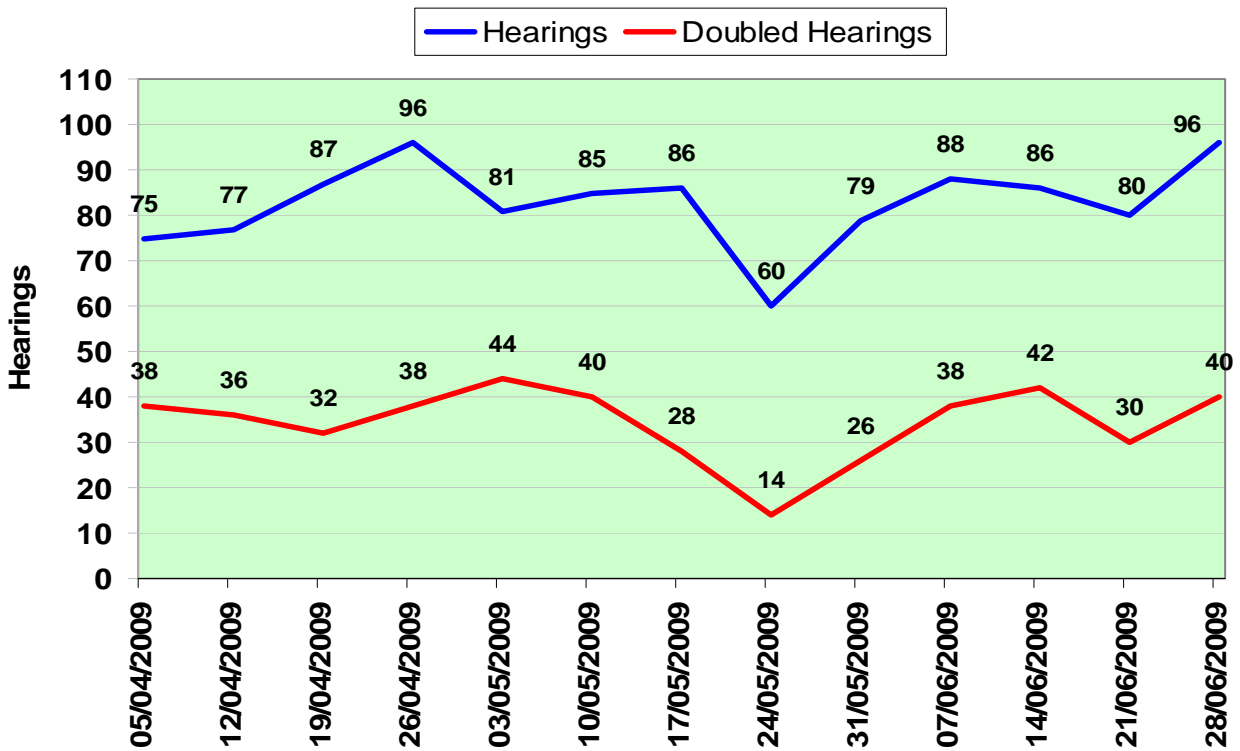


Figure 16. Hearings by week.

Outcomes of Applications to Revoke STDC Cases, April 2009 – June 2009

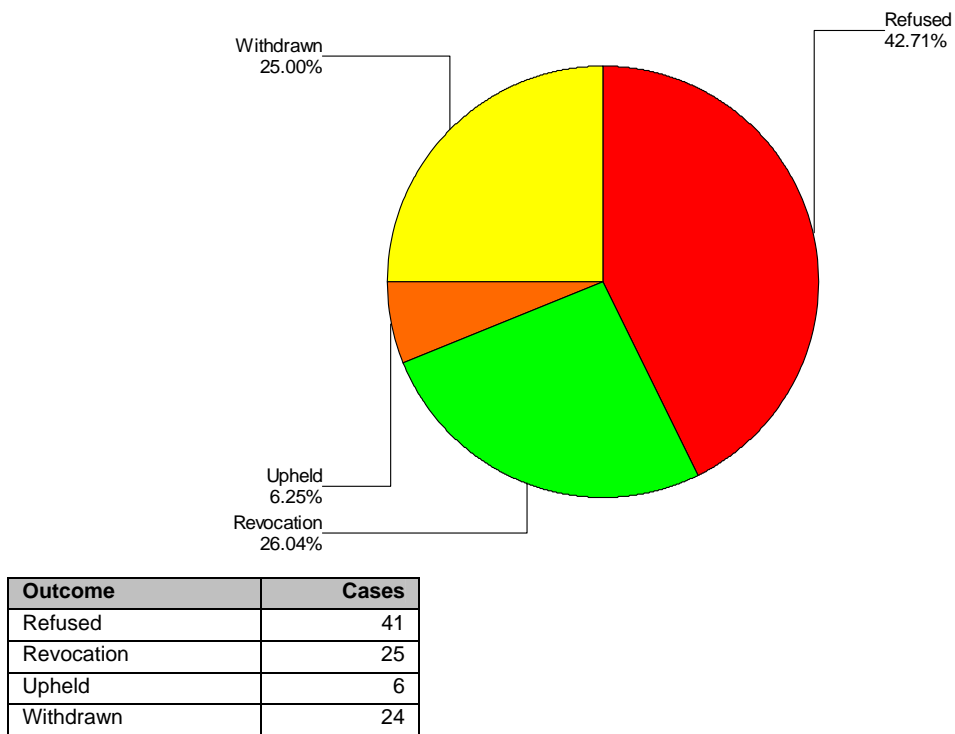


Figure 17. Applications to revoke a Short Term Detention Certificate Outcomes. (Section 50)

CTO Case Outcomes, April 2009 – June 2009

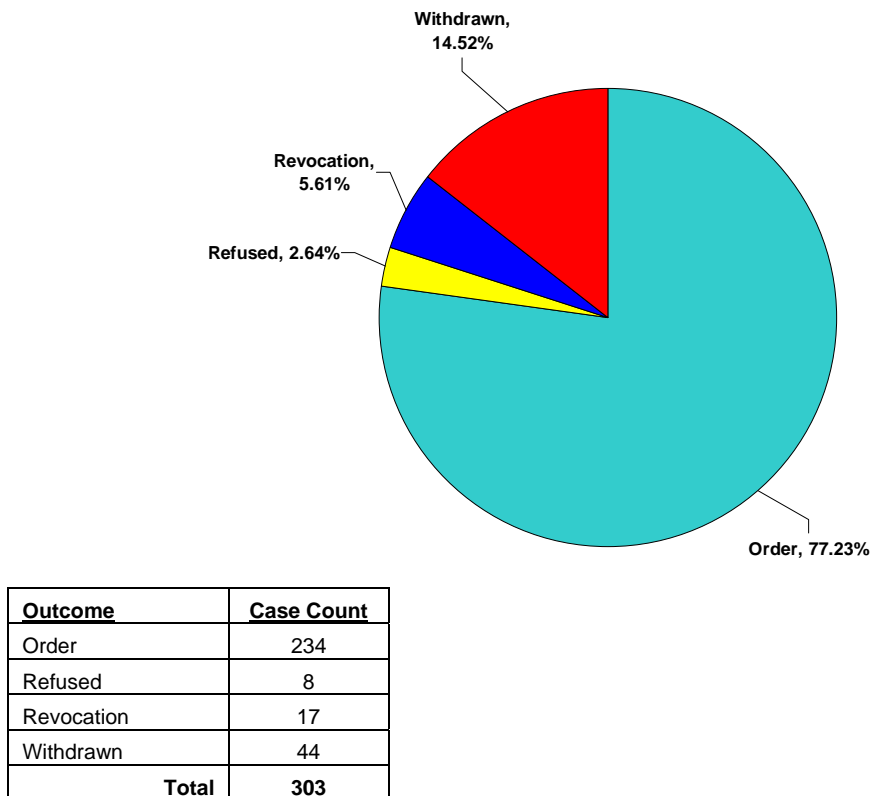


Figure 18. CTO Case Outcomes. A breakdown of the Outcome of all CTO cases.

CTO Application Received to Issue of Hearing Notice, April 2009 – June 2009

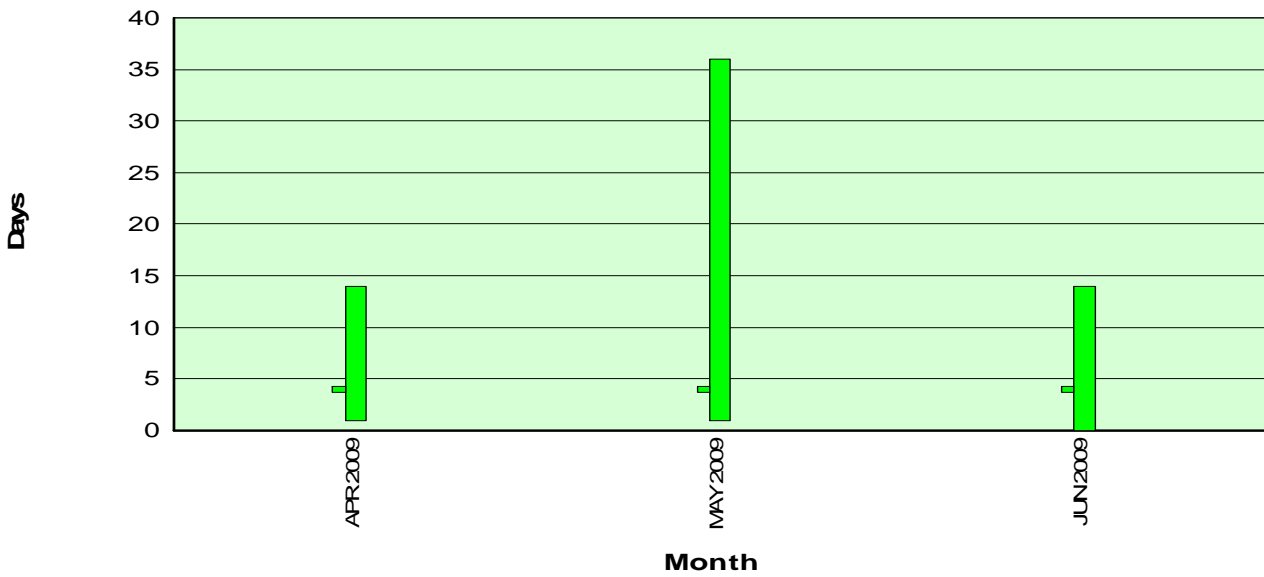


Figure 19. CTO Application Received to Issue of Hearing Notice

Shows the number of days (including non working days) between CTO received date and the issue date of related hearing notices (max, min and average). These include applications where there is no existing STDC and, therefore, no statutory deadline for the hearing – e.g. where the patient is currently in the community.

CTO Applications, Date of Receipt to Hearing Date, April 2009 – June 2009

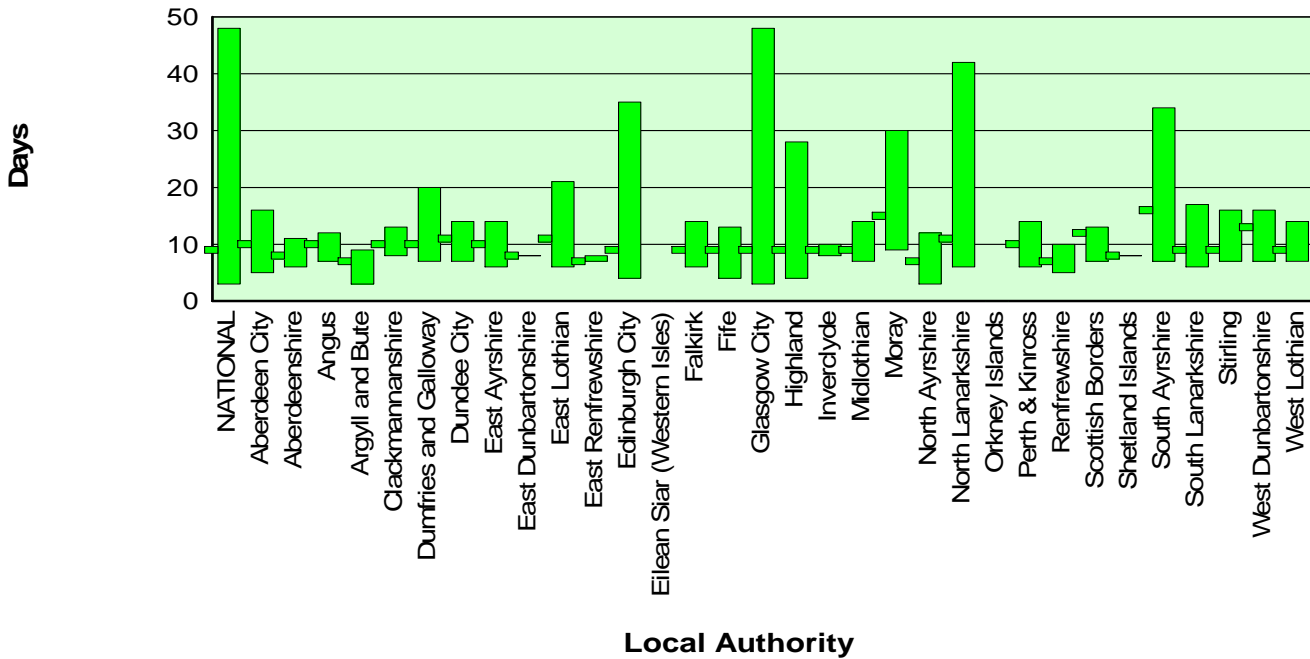


Figure 20. CTO Applications, Date of receipt to the actual hearing date, nationally and by Local Authority, showing the maximum, minimum and average times. These include all applications including those where there is no statutory timescale.

Hearing Durations

Hearing Durations April 2009 - June 2009

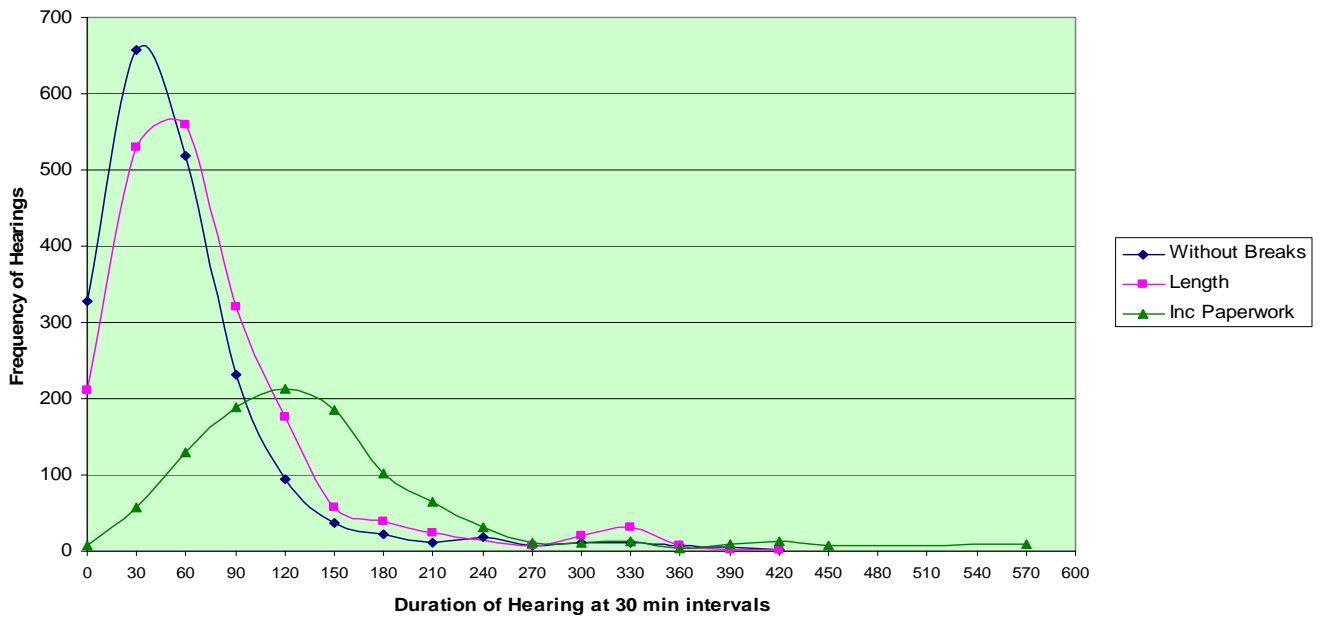


Figure 21. Hearing durations. The three lines represent the actual recorded time of all hearings; the hearing length excluding breaks (the time that most participants will be required for), total length of hearing and total time including the time taken for Members of the Tribunal to write up their findings and reasons. For hearings that include Full Findings and Reasons being carried out the average time currently stands at approximately 141 minutes.

All Cases by Local Authority per 100,000 Population, April 2009 – June 2009

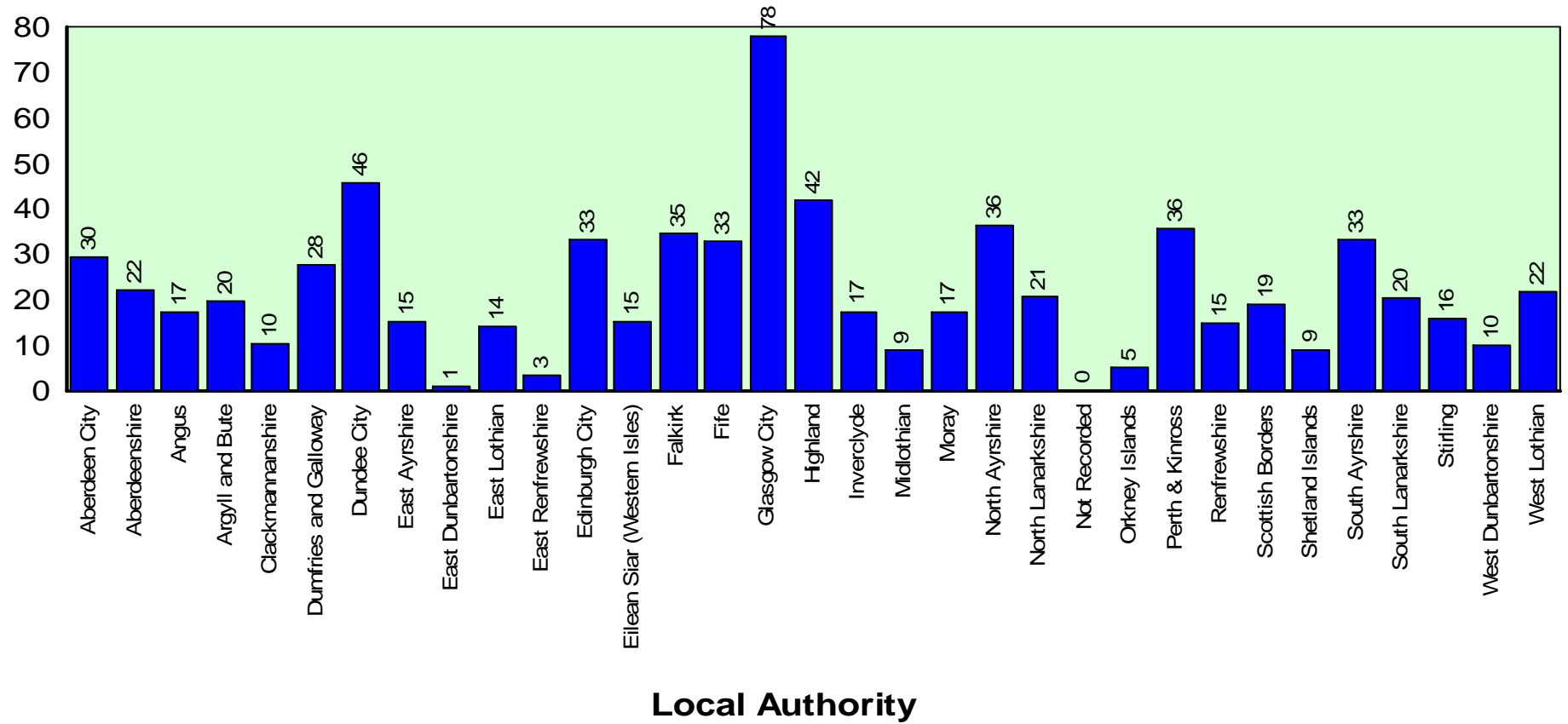


Figure 22. All MHTS cases by Local Authority per 100,000 people/population

CTO Cases by Local Authority per 100,000 Population, April 2009 – June 2009

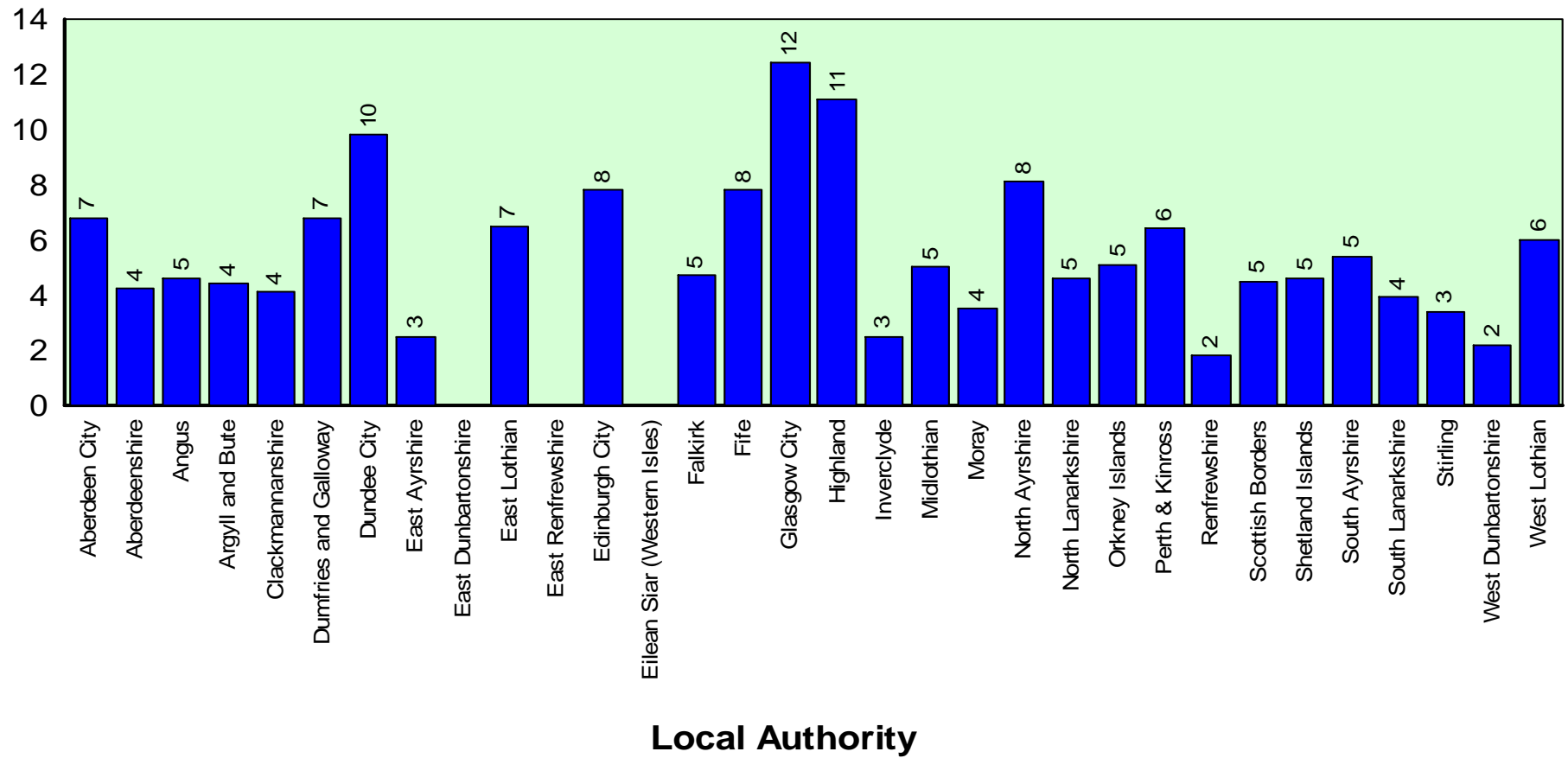


Figure 23. CTO cases by Local Authority per 100,000 people/population

Applications by Local Authority per 100,000 Population, April 2009 – June 2009

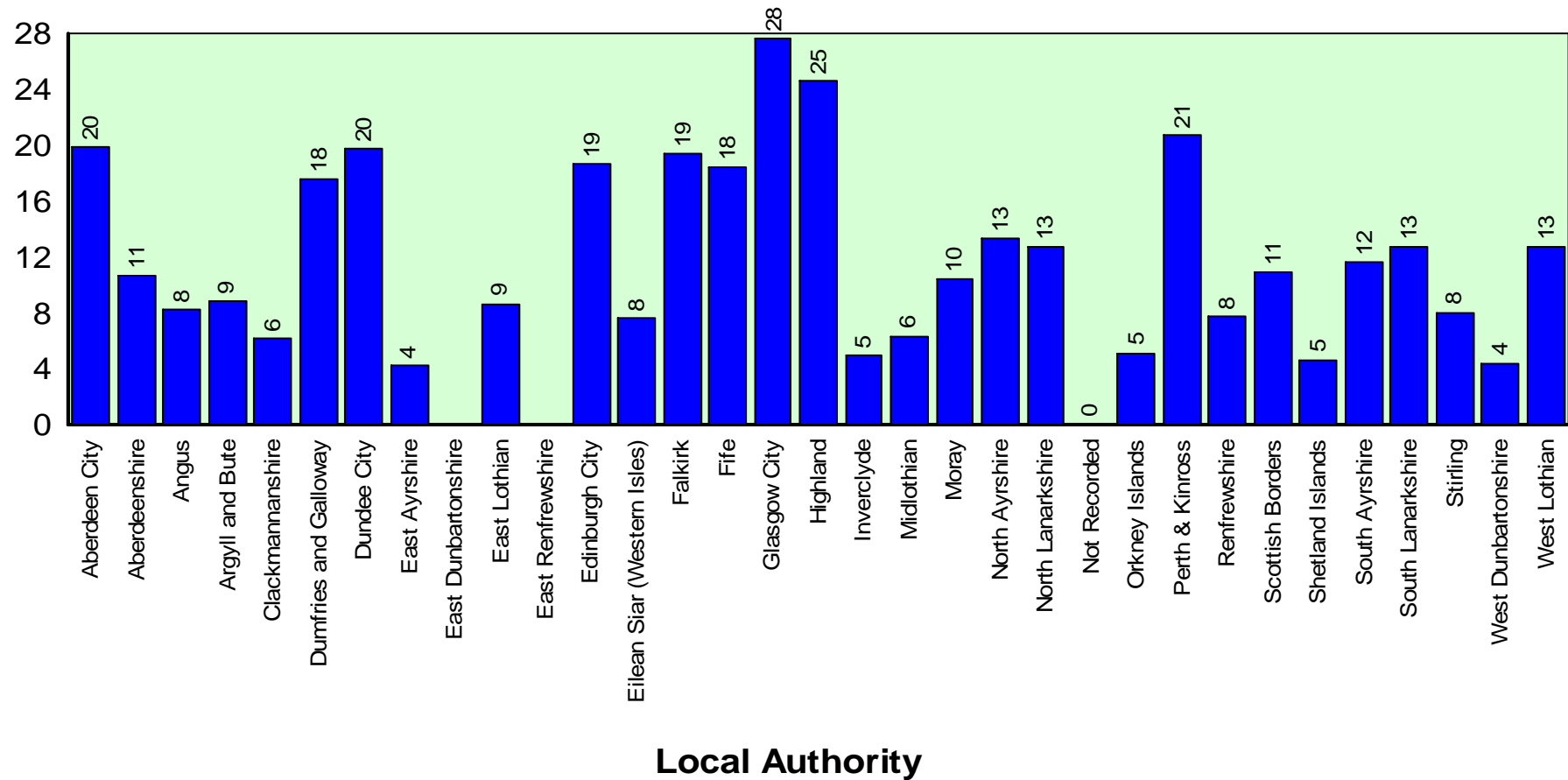


Figure 24. Total cases by Local Authority per 100,000 people/population. Total cases include all applications and notifications.

Commentary:

CTOs were up from 325 to 343 on the previous quarter and from 328 for the same period last year, although the number of hearings fell. There was an average of 81.5 hearings per week during the quarter which is 7.5% lower than the same period last year and a fraction lower than the previous quarter. These changes suggest some positive movement in the number of hearings taking place per case.

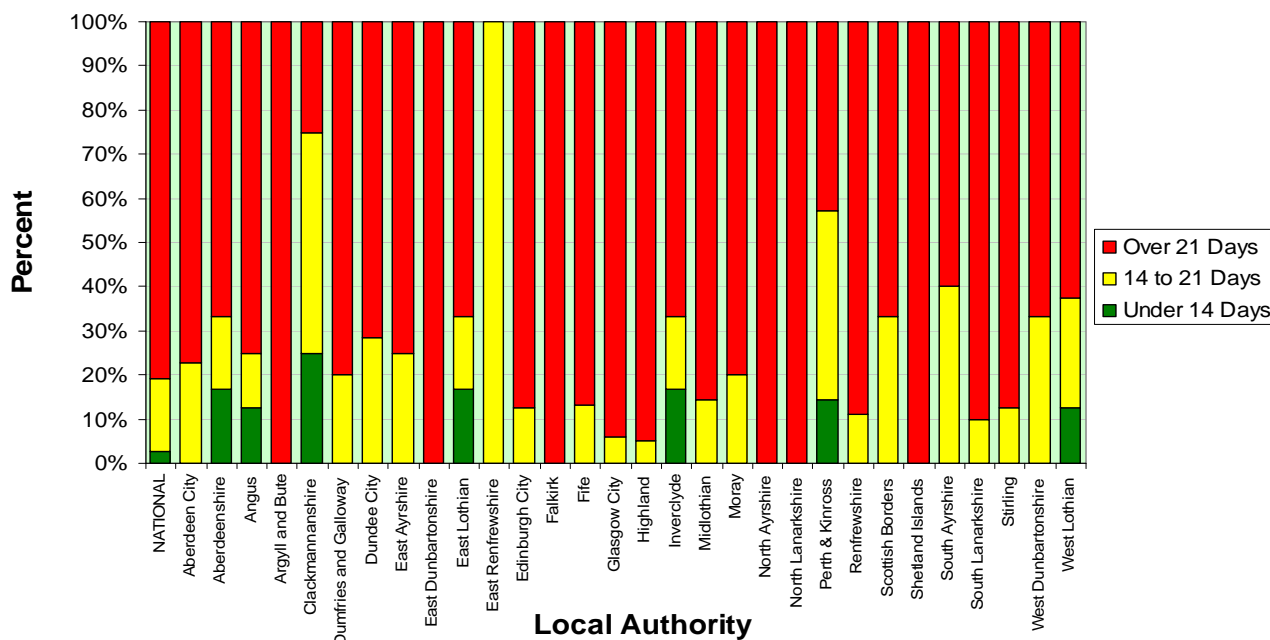
The number of CTOs refused increased to 2.6% from last quarter's low of 1.4% but it is still significantly lower than last year's 3.5%.

Glasgow at 72 had twice as many CTO as any other Local Authority up from 40 last year.

The trend of increasing lateness of receipt of CTOs in the period of Short Term Detention has continued. Now very few applications are receive prior to day 21 and most are received on day 27 and day 28, in fact in June over 43% of applications were received on day 27 and day 28 over 58% in the last three days. This leaves very little time for processing and for notice to be given to participants.

There is some indication that applications are being received by MHTS closer to the date of signature by MHOs. This is for two reasons: the application process is beginning later in the period of short-term detention and some MHOs are making use of electronic submission of applications. Only Glasgow has any CTOs where the MHO has signed the application earlier than the 14th day and nine Local Authorities have no MHO signatures before 21 days even a year ago the position was significantly different – see graph below.

Day Number of MHO Signature, April 2008 – June 2008



The majority of Forensic cases are now Two Year Reviews this being in the middle of the cycle for such cases.

There is no change in the wide variation of detention and application rates across the country.