



Mental Health Tribunal  
for Scotland

**Quarterly Statistics  
October 2008 - December 2008**

The Mental Health Tribunal for Scotland came into effect on 5 October 2005 with the Mental Health (Care and Treatment) (Scotland) Act 2003.

From that date, the Tribunal was able to accept applications made under the new Act and to hold hearings to determine them. Applications were received from the first date and hearings began the following week.

It has been the Tribunal's practice to publish statistical information on its activities and the applications it receives on a quarterly basis.

A review and revalidation of the Tribunal's reporting system led to a delay in the publication of the statistics of the first quarter of 2008/09 and in consequence a report was published that contained details of the first two quarters of the year. This report which covers the third quarter of the year puts the Tribunal back onto its regular pattern of quarterly reports.

Adrian Martin  
Deputy Chief Executive  
Mental Health Tribunal Administration

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📊 Date of receipt of CTO Applications to hearing date

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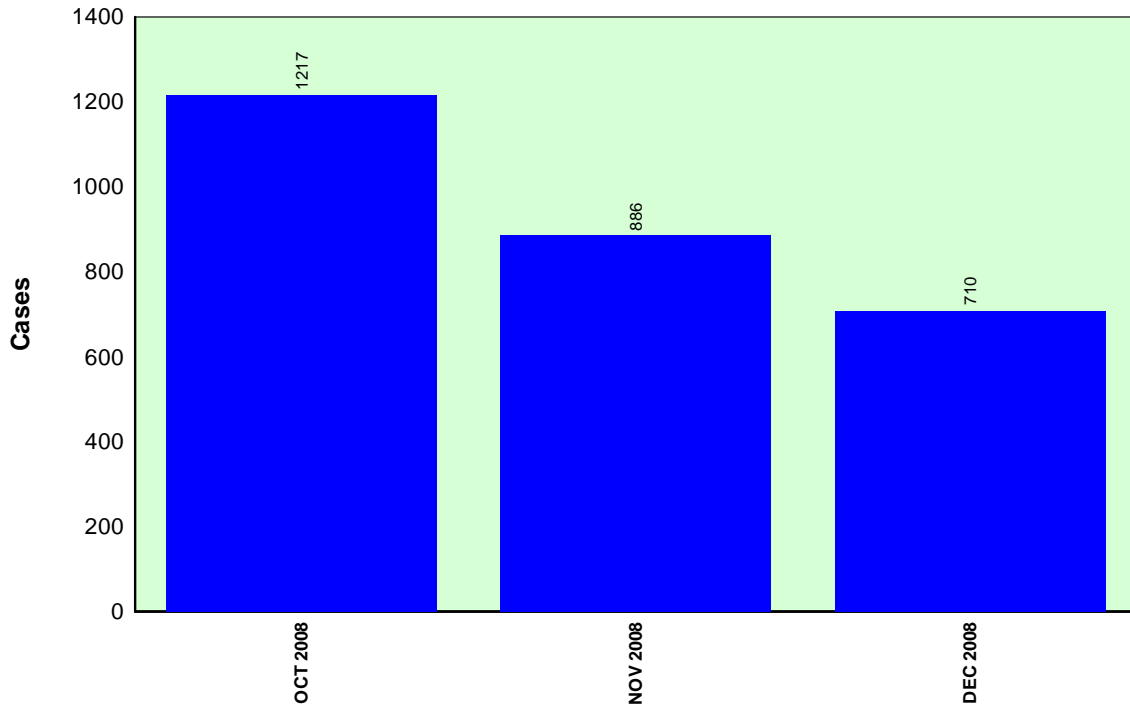
📊 CTO cases

📊 Notifications

📊 Applications

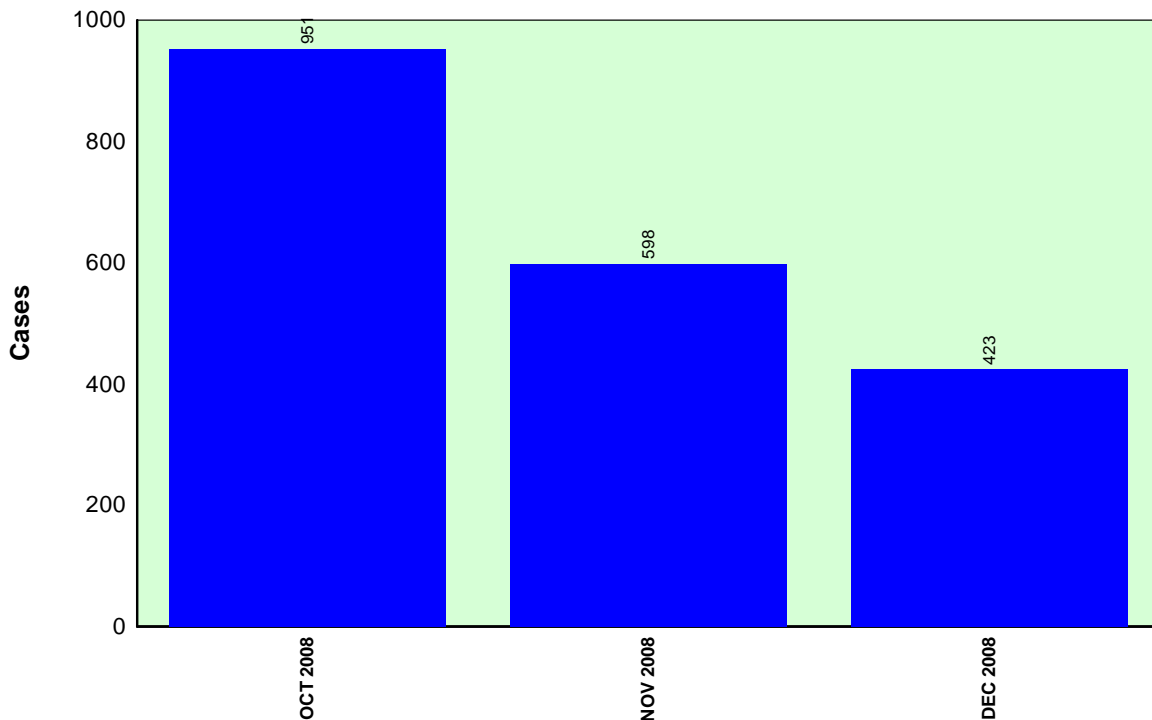
Commentary

**New Cases Registered, October 2008 – December 2008**



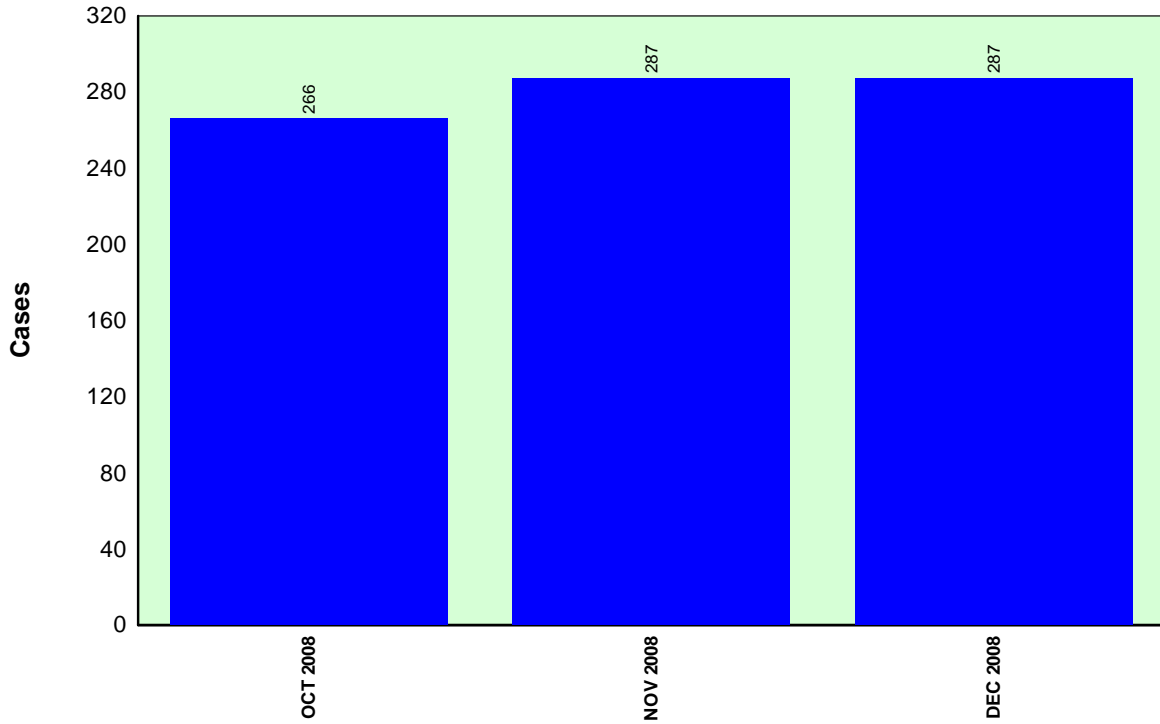
**Figure 1.** Total New Cases Registered for each month of the quarter (all cases except Enquiries, Complaints, Ethnicity Workflows) registered for each month of the quarter i.e. is all non-administrative cases.

**New notifications, October 2008 – December 2008**



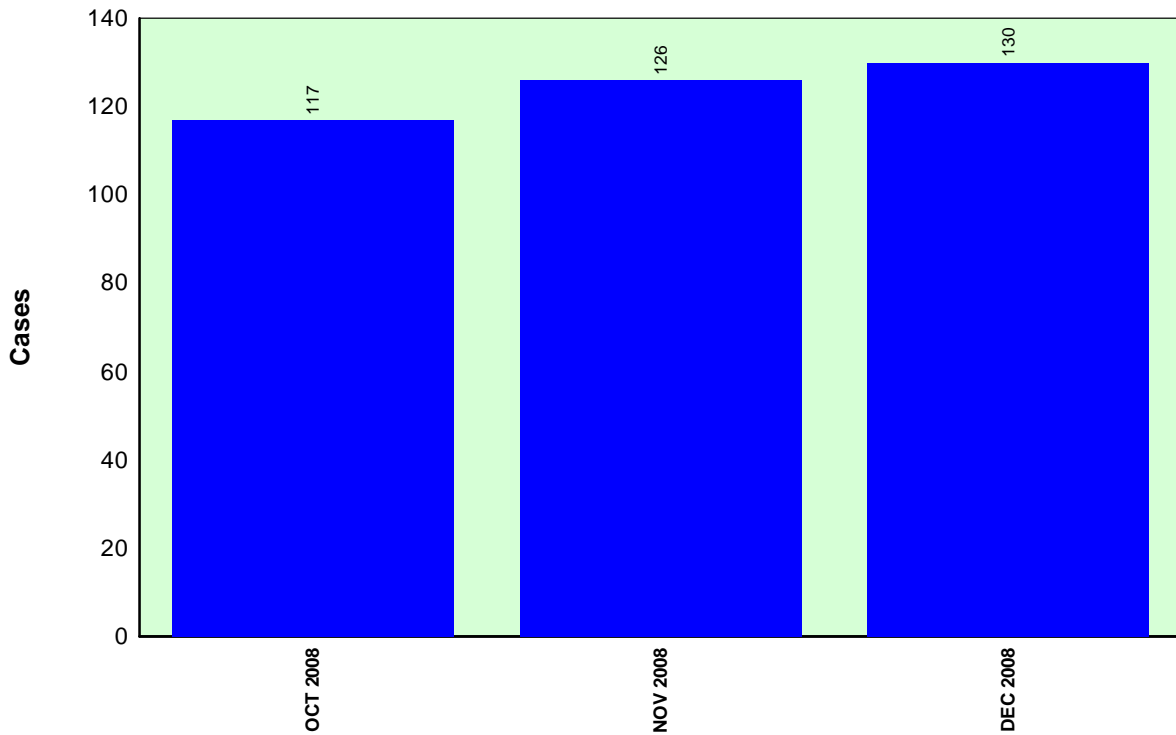
**Figure 2.** New Notifications.

**New Applications, October 2008 – December 2008**



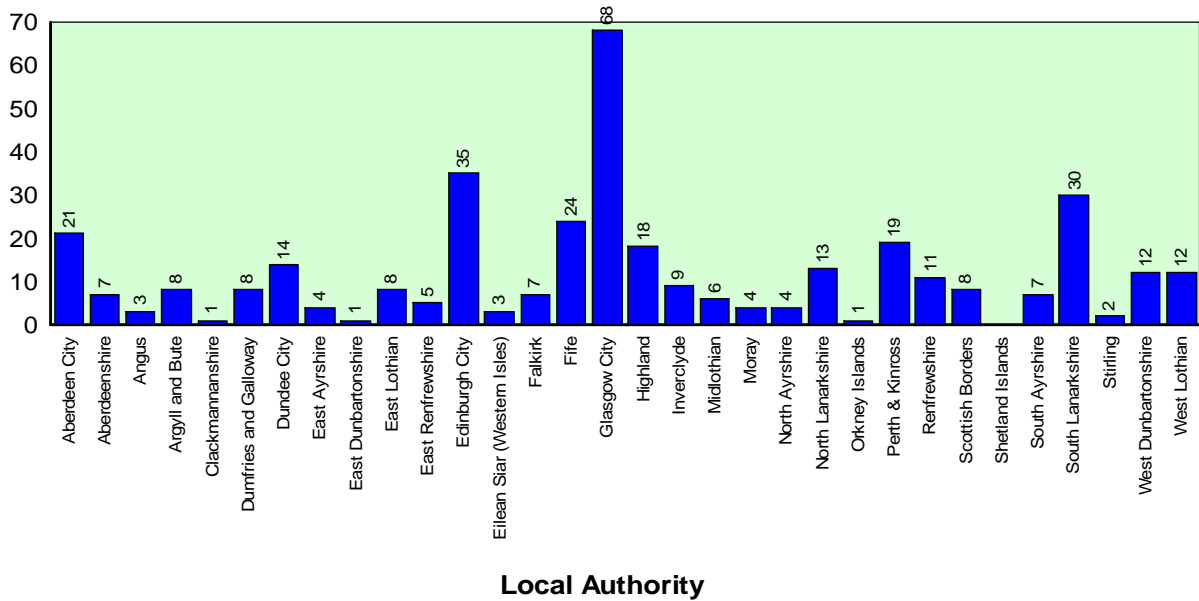
**Figure 3.** New Applications registered for each month of the quarter (all cases except Notifications, Enquiries, Complaints, Ethnicity Workflow, Transition CTO Workflow, Transition CO Workflow). That is, all cases that should lead to a Hearing.

**CTO Applications, October 2008 – December 2008**



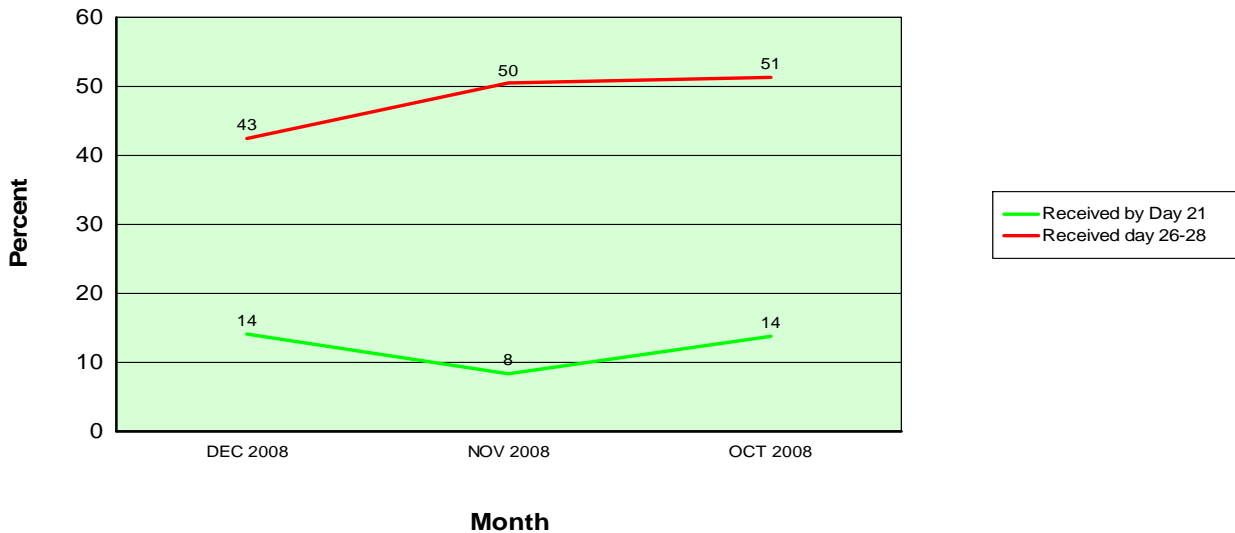
**Figure 4.** New CTO Applications registered for each month of the quarter.

**Number of CTO applications by Local Authority, October 2008 – December 2008**



**Figure 5.** CTO Applications by Local Authority.

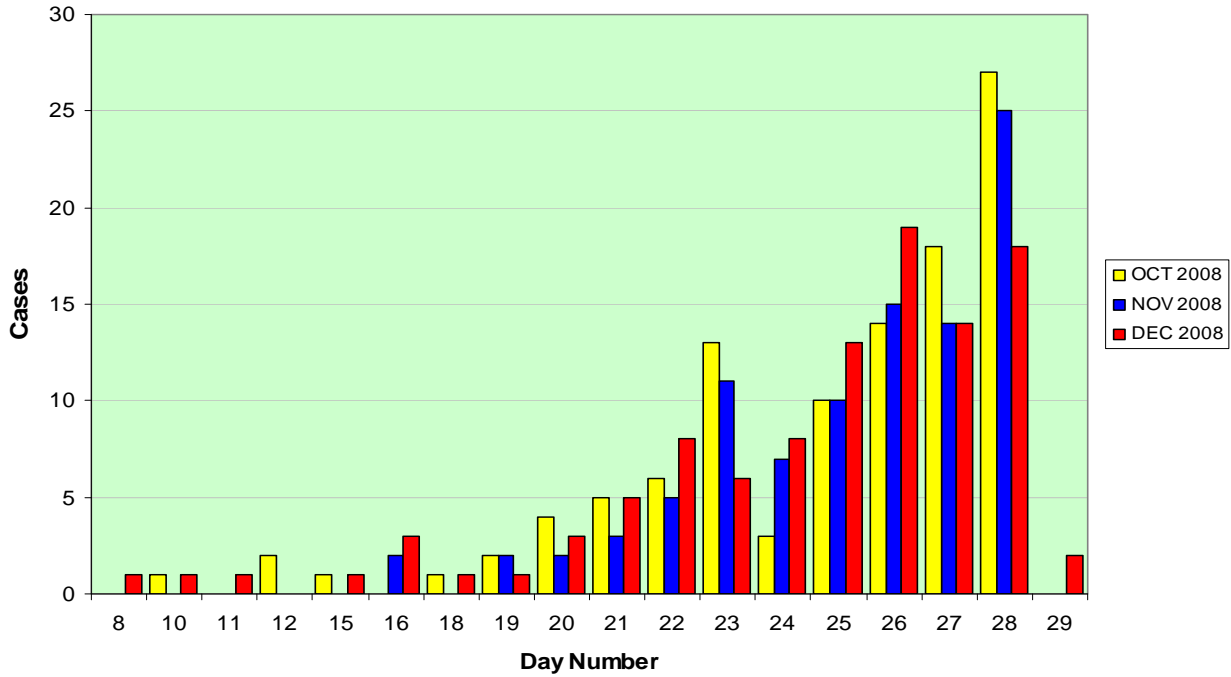
**Receipt dates for CTOs, October 2008 – December 2008**



**Figure 6.** 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.

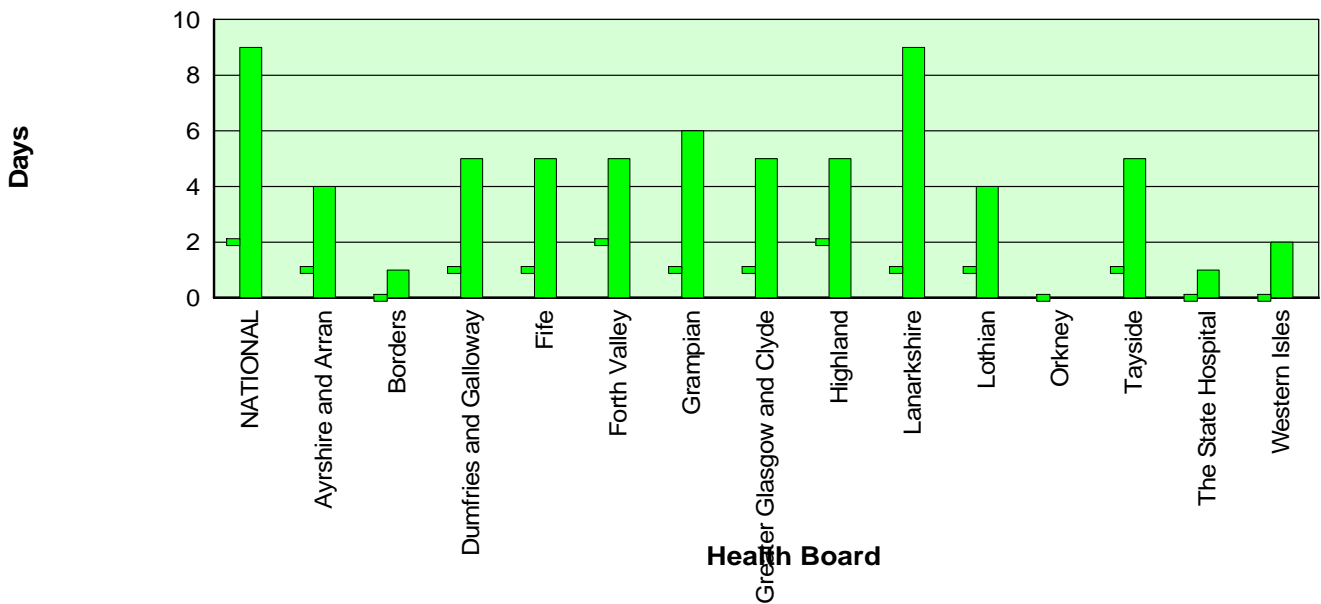
**Day CTO Received Actual, October 2008 – December 2008**



**Figure 7.** 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.

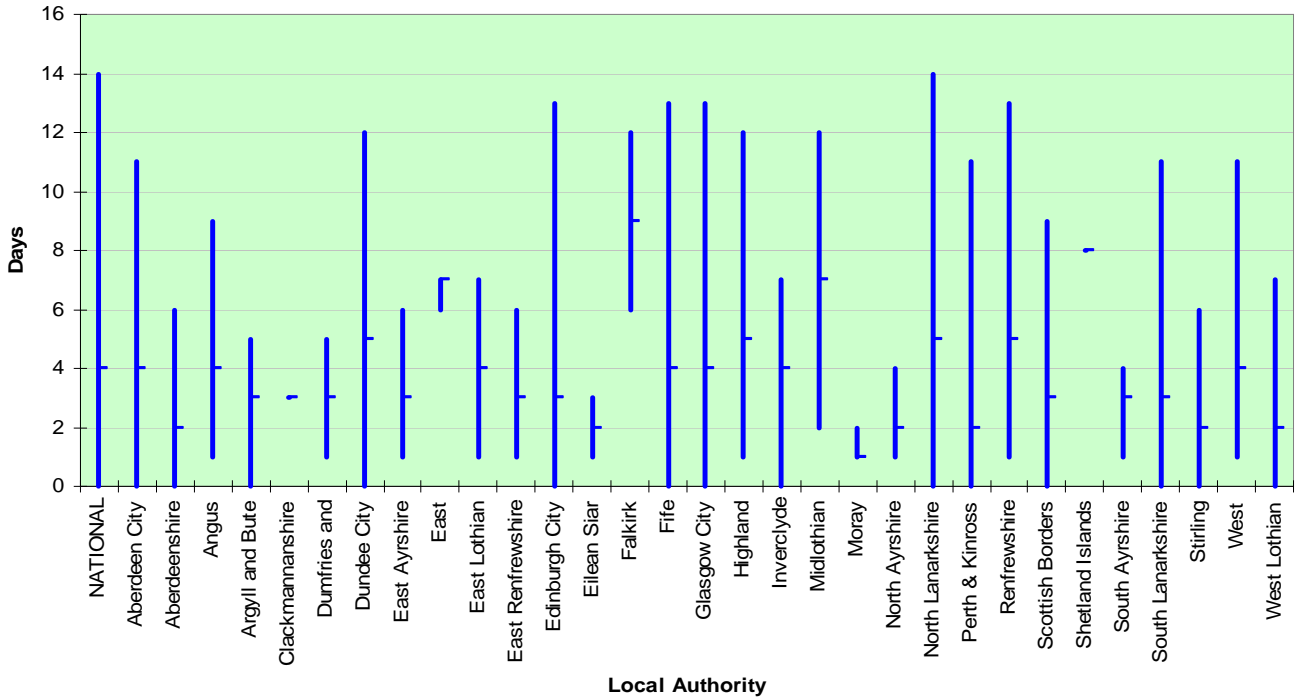
**Gap between Medical Report 1 and Medical Report 2 by Health Board,  
October 2008 – December 2008**



**Figure 8.** 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.

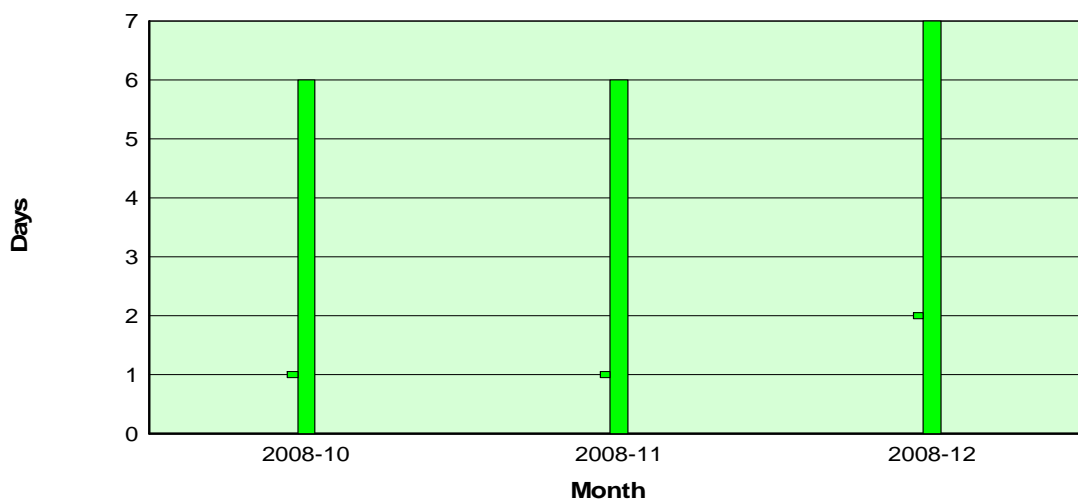
**Gap between latest medical report and MHO signature, October 2008 – December 2008**



**Figure 9.** 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.

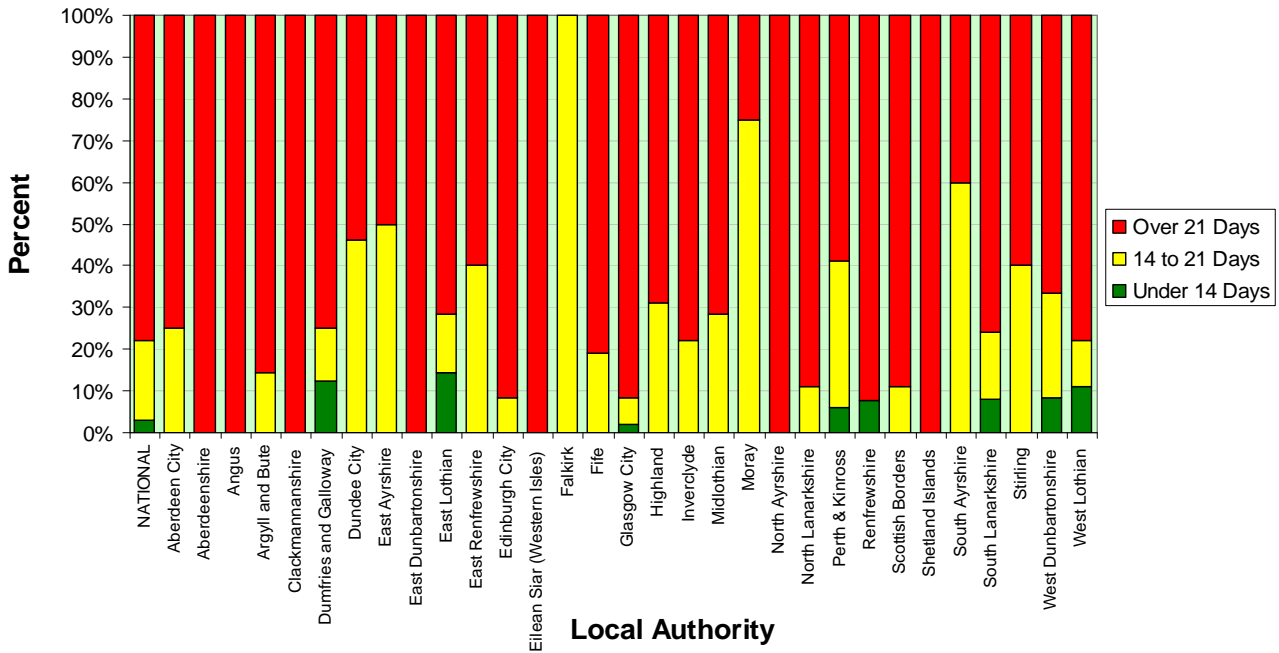
**Gap Between MHO Signature and Date Received by MHTS, October 2008 – December 2008**



**Figure 10.** 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.

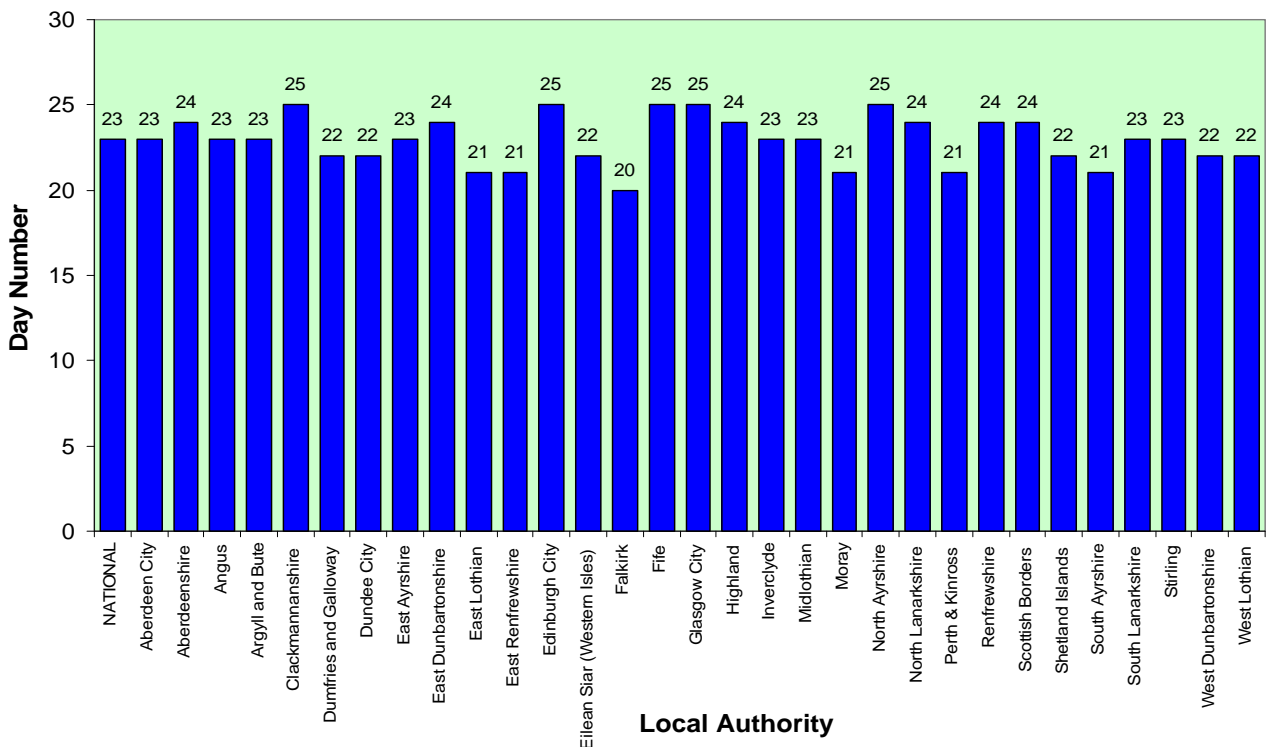
**Day Number of MHO Signature, October 2008 – December 2008**



**Figure 11.** 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.

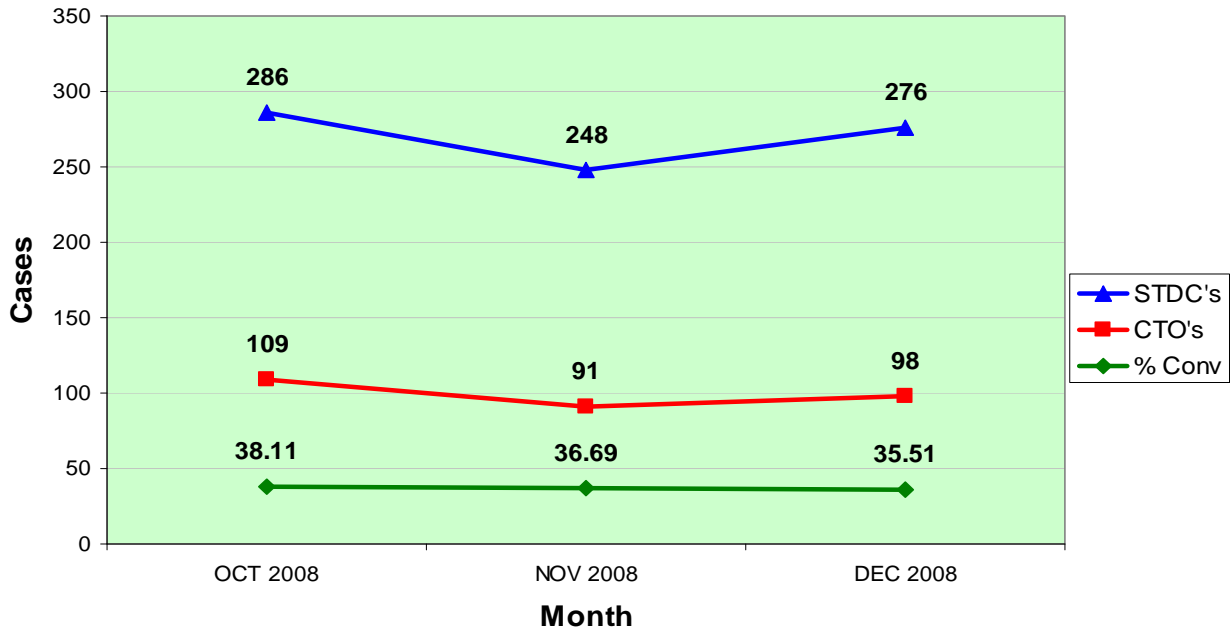
**Average Day Number of MHO Signature, October 2008 – December 2008**



**Figure 12.** 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.

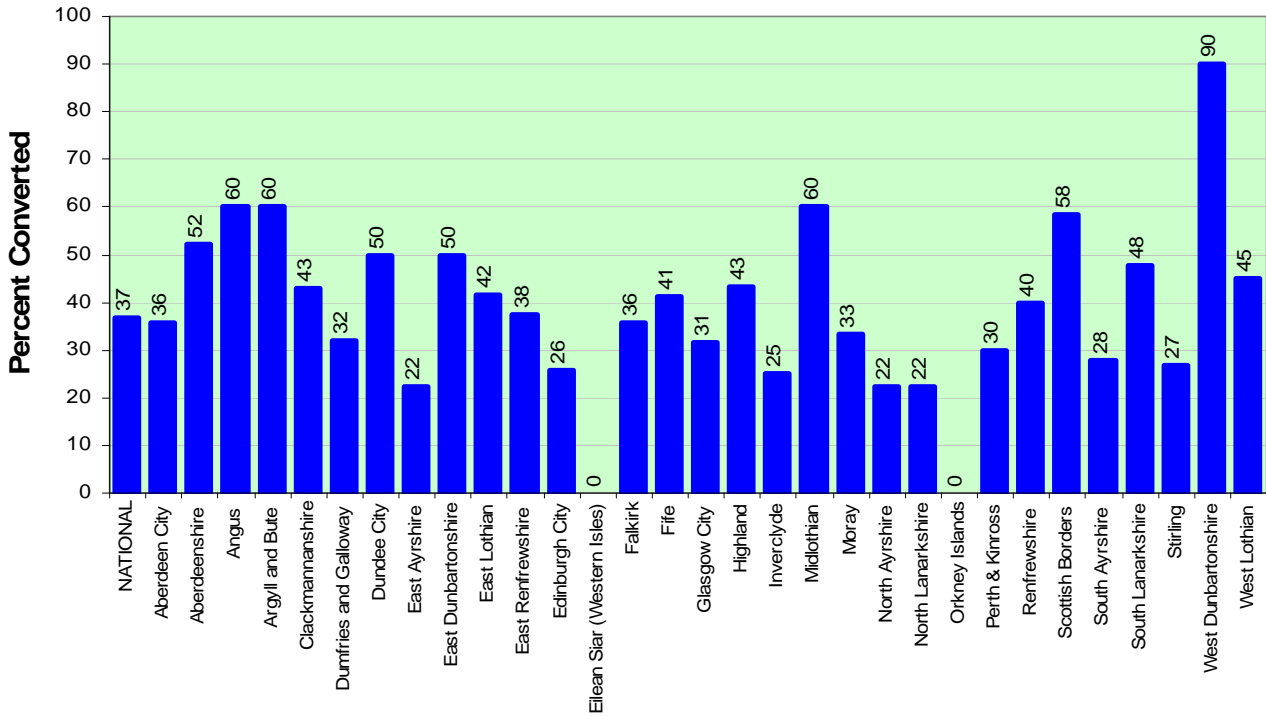
**STDC to CTO conversion, October 2008 – December 2008**



**Figure 13.** Conversion of STDCs to CTOs by Month.

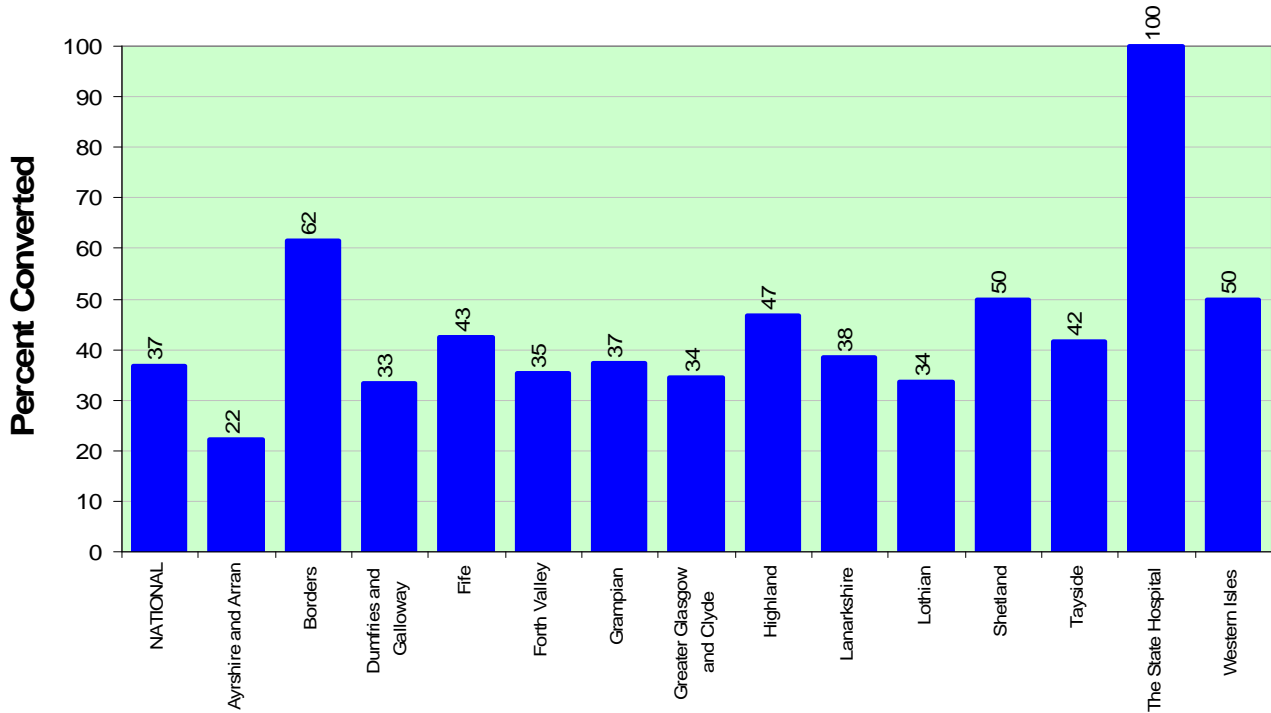
This report shows the conversion rate from STDC to CTO. The reference data is the date the STDC was received by the MHTS. The date of any resulting CTO is not taken into account, only that the CTO resulted from an STDC.

**STDC converted to CTO, by Local Authority, October 2008 – December 2008**



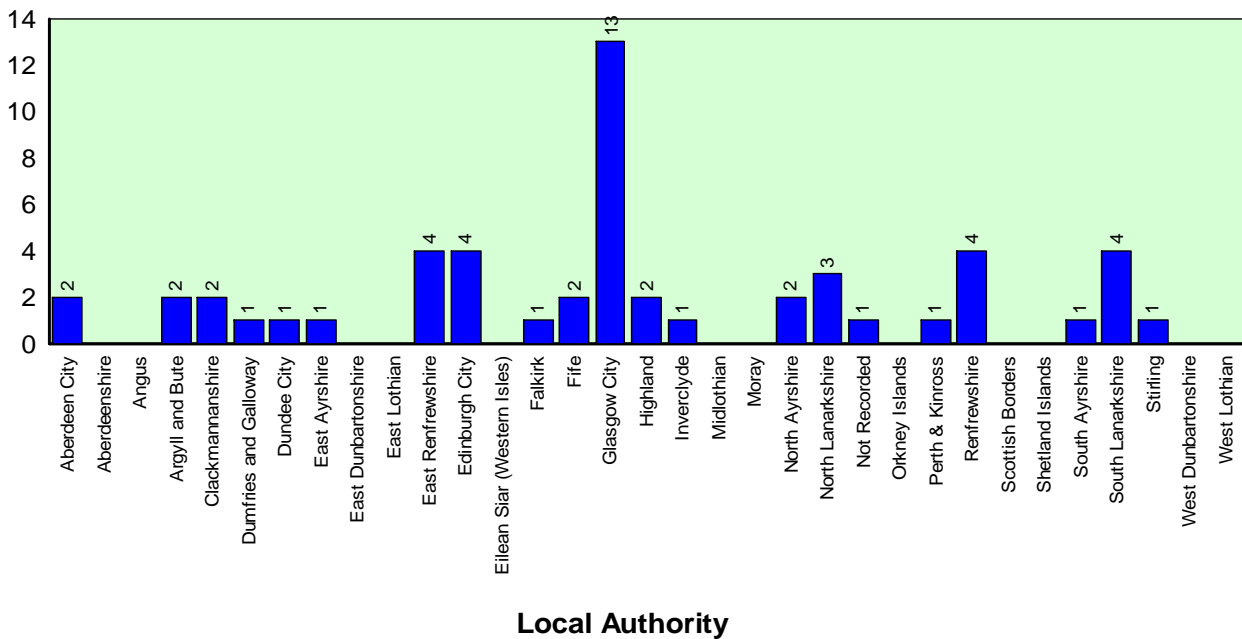
**Figure 13a.** The graph shows the conversion rate for individual Local Authorities across the quarter.

**STDC converted to CTO, by Health Board, October 2008 – December 2008**



**Figure 13b.** The graph shows the conversion rate for individual NHS Boards across the quarter.

**Forensic Cases by Local Authority, October 2008 – December 2008**



**Figure 14.** 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, October 2008 – December 2008

<u>Section</u>	<u>Month</u>	<u>Cases</u>
<u>185 - Reference by Scottish Ministers about compulsion order and restriction order</u>	OCT 2008	1
	NOV 2008	3
	DEC 2008	1
		<b>5</b>
<u>189 - Reference by Scottish Ministers where compulsion order and restriction order has not been reviewed for 2 years</u>	OCT 2008	8
	NOV 2008	8
	DEC 2008	8
		<b>24</b>
<u>192 - Application for conditional discharge or revocation of RO and variation of CO or revocation of CO</u>	OCT 2008	3
	NOV 2008	3
	DEC 2008	3
		<b>9</b>
<u>201 - Appeal against variation of conditions imposed on conditional discharge</u>	NOV 2008	1
		<b>1</b>
<u>213 - Reference by Scottish Ministers where hospital direction or transfer for treatment direction has not been reviewed for 2 years</u>	OCT 2008	1
	NOV 2008	2
	DEC 2008	3
		<b>6</b>
<u>220 - Appeal against transfer to state hospital for a patient subject to a compulsion order and a restriction order, a hospital direction or a transfer for treatment direction</u>	NOV 2008	1
		<b>1</b>

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

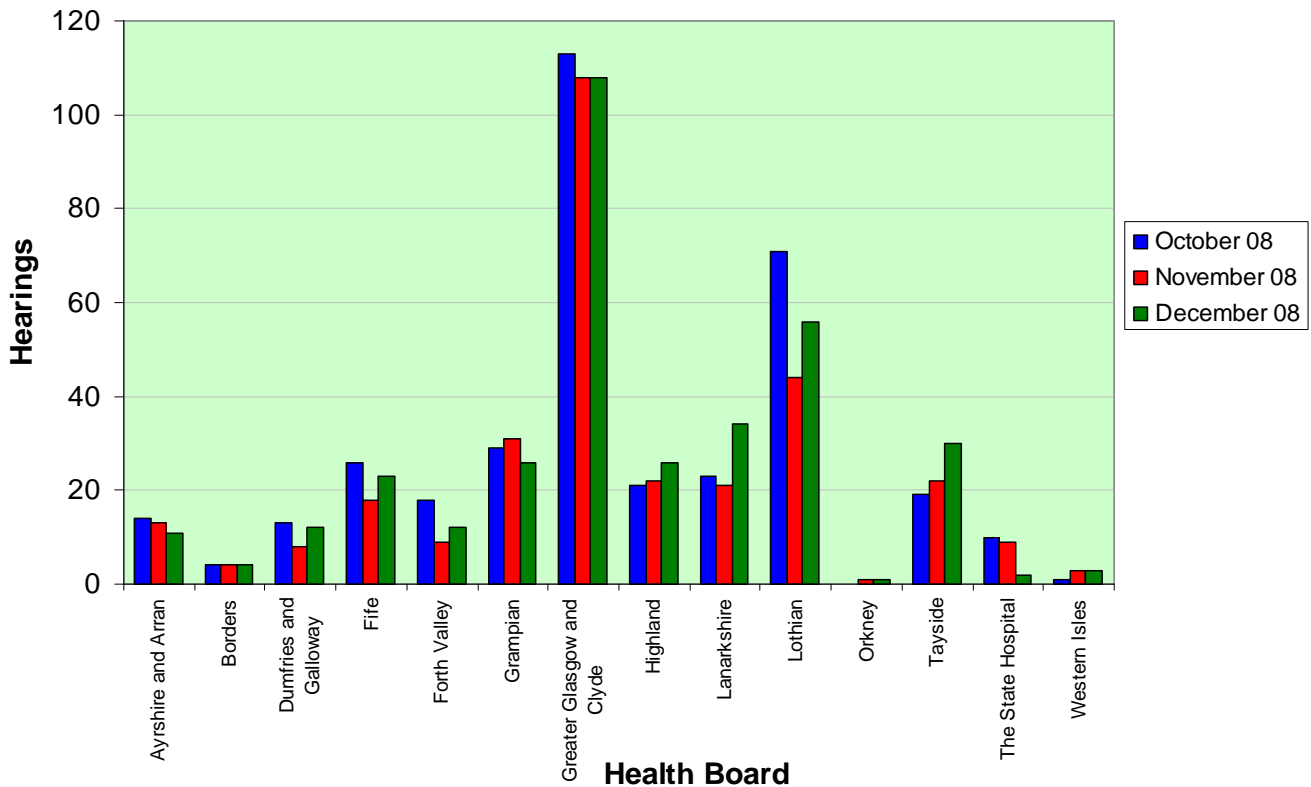
NOV 2008	1
DEC 2008	3
	<hr/>
	<b>4</b>
	<hr/>

**265 - State hospital: Further Hearing regarding a patient held in conditions of Excessive Security**

OCT 2008	2
NOV 2008	1
	<hr/>
	<b>3</b>
	<hr/>

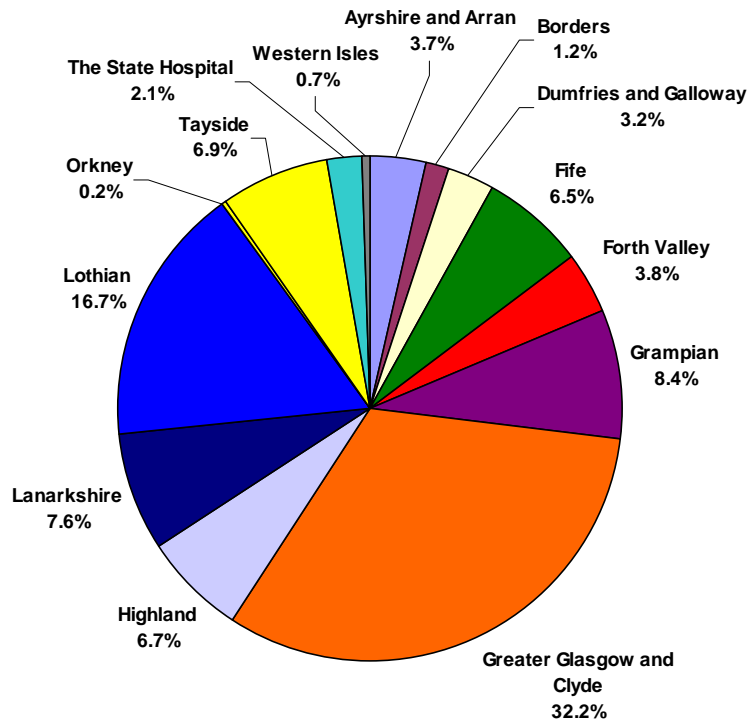
**Total** **53**

**Hearings per Month by Health Board Area, October 2008 – December 2008**



**Figure 145.** Hearing per Month by Health Board

## Hearings by Health Board, October 2008 – December 2008



**Figure 15.** Breakdown of all hearings by Health Board.

<b>Health Board</b>	<b>Hearings</b>
Ayrshire and Arran	38
Borders	12
Dumfries and Galloway	33
Fife	67
Forth Valley	39
Grampian	86
Greater Glasgow and Clyde	329
Highland	69
Lanarkshire	78
Lothian	171
Orkney	2
Tayside	71
The State Hospital	21
Western Isles	7
<b>Total</b>	<b>1023</b>

**Hearings by Local Authority, October 2008 – December 2008**

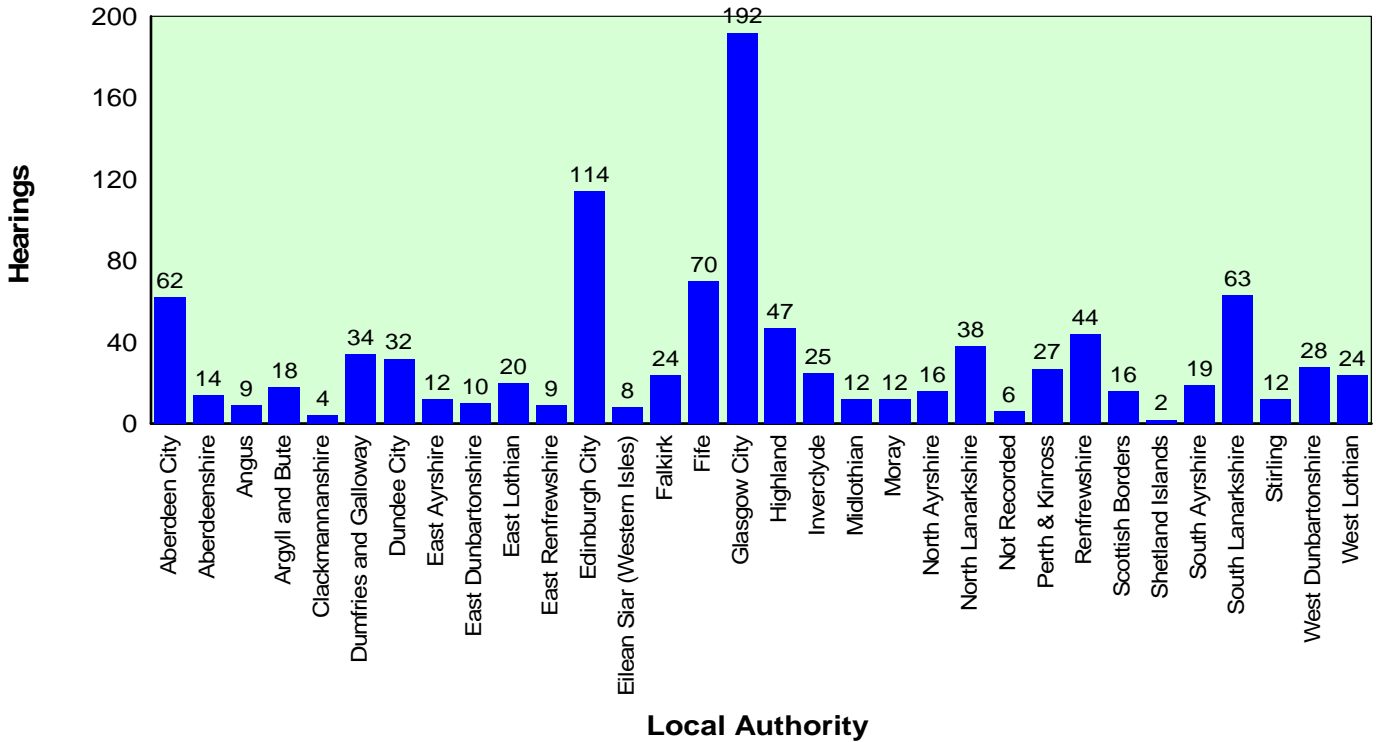


Figure 17. The Number of Hearings, categorised by Local Authority.

**Hearings per Week, October 2008 – December 2008**

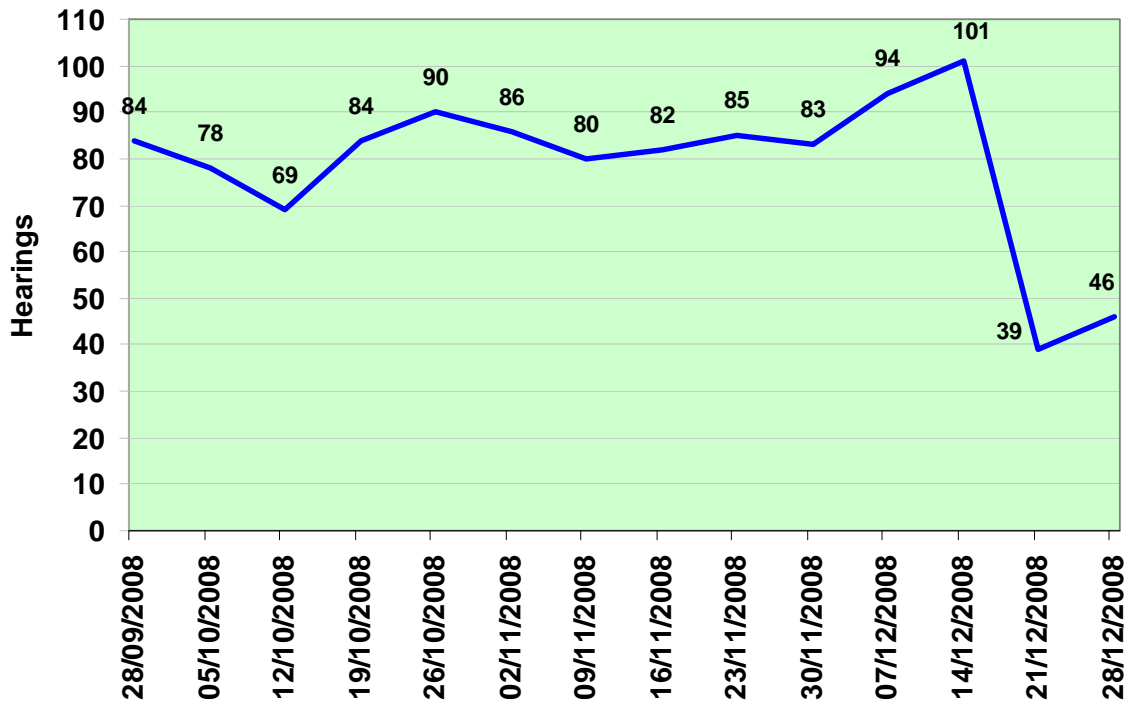
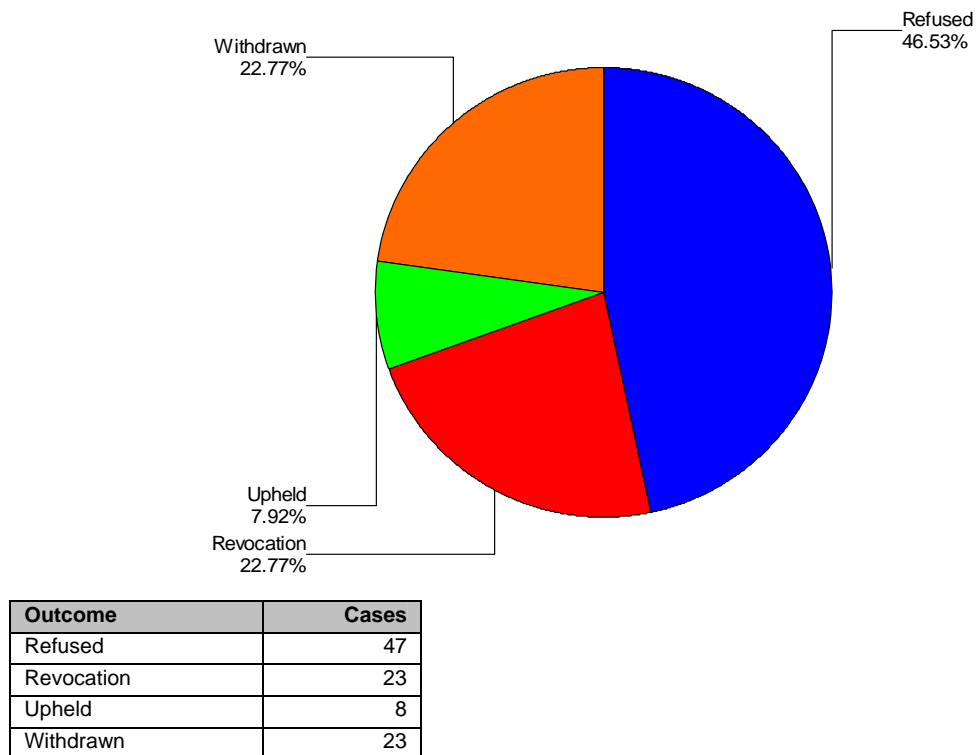


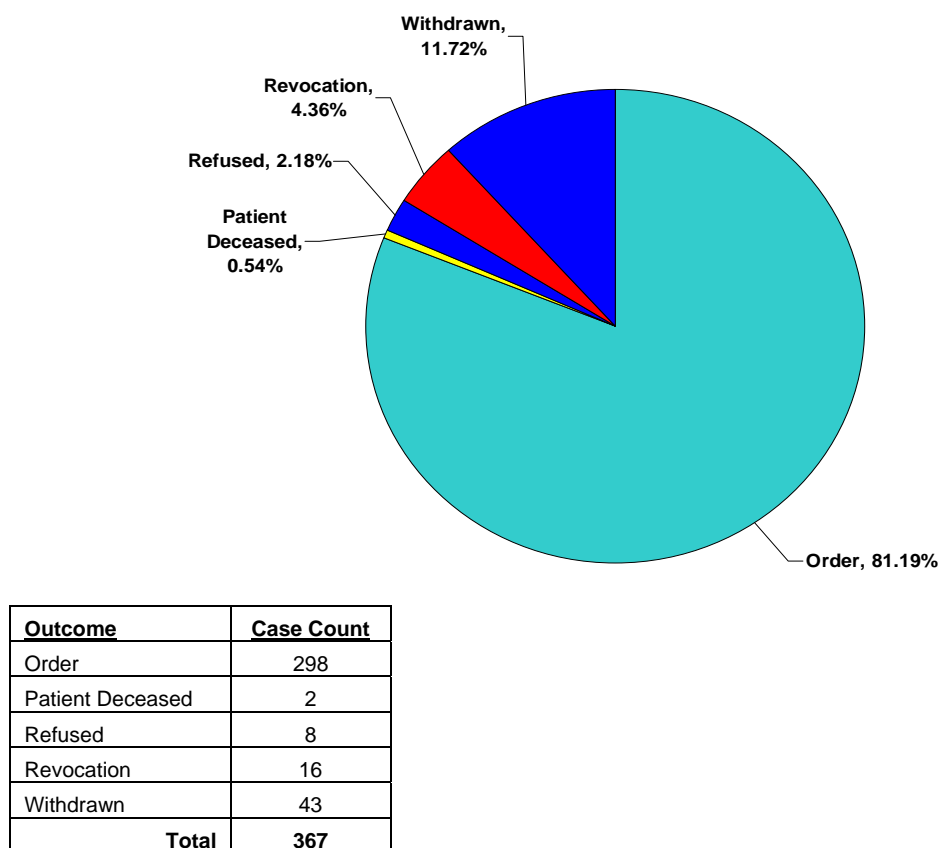
Figure 16. Hearings by week.

**Outcomes of Applications to Revoke STDC Cases, October 2008 – December 2008**



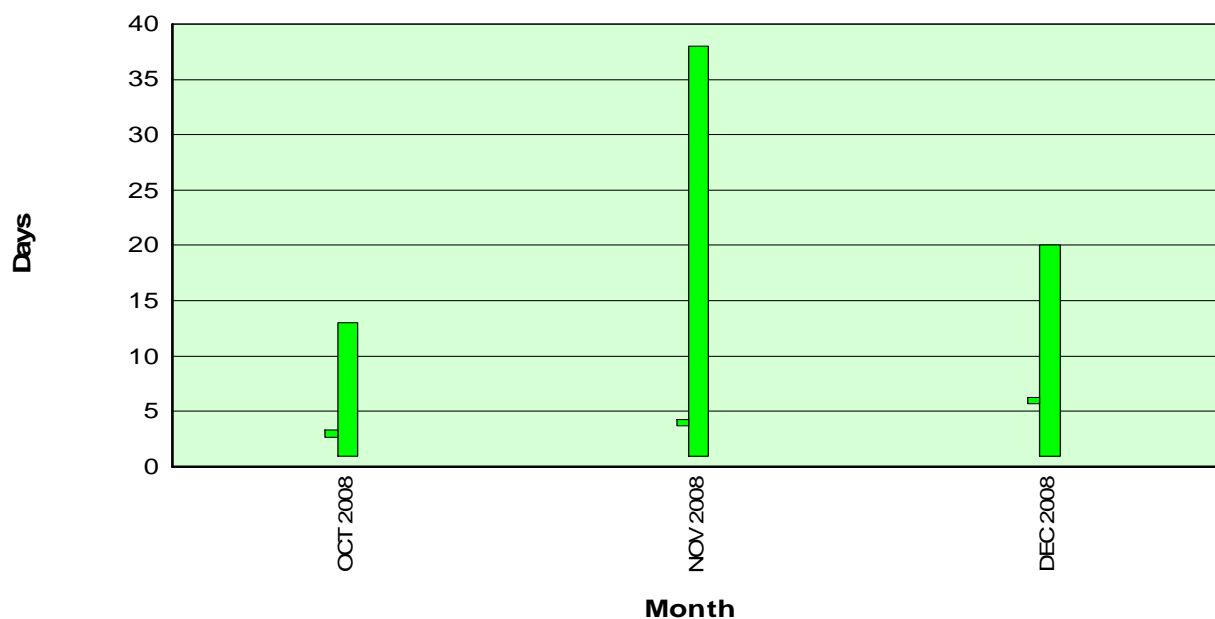
**Figure 19.** Applications to revoke a Short Term Detention Certificate Outcomes. (Section 50)

**CTO Case Outcomes, October 2008 – December 2008**



**Figure 20.** CTO Case Outcomes. A breakdown of the Outcome of all CTO cases.

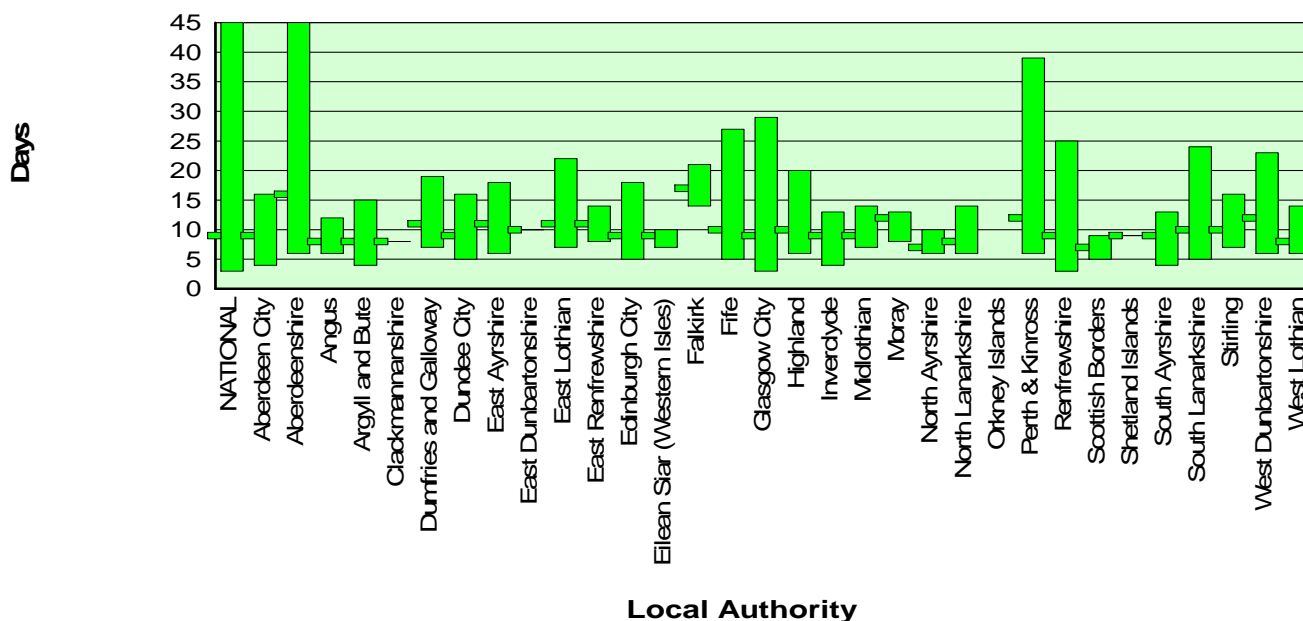
## CTO Application Received to Issue of Hearing Notice, October 2008 – December 2008



**Figure 21.** 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.

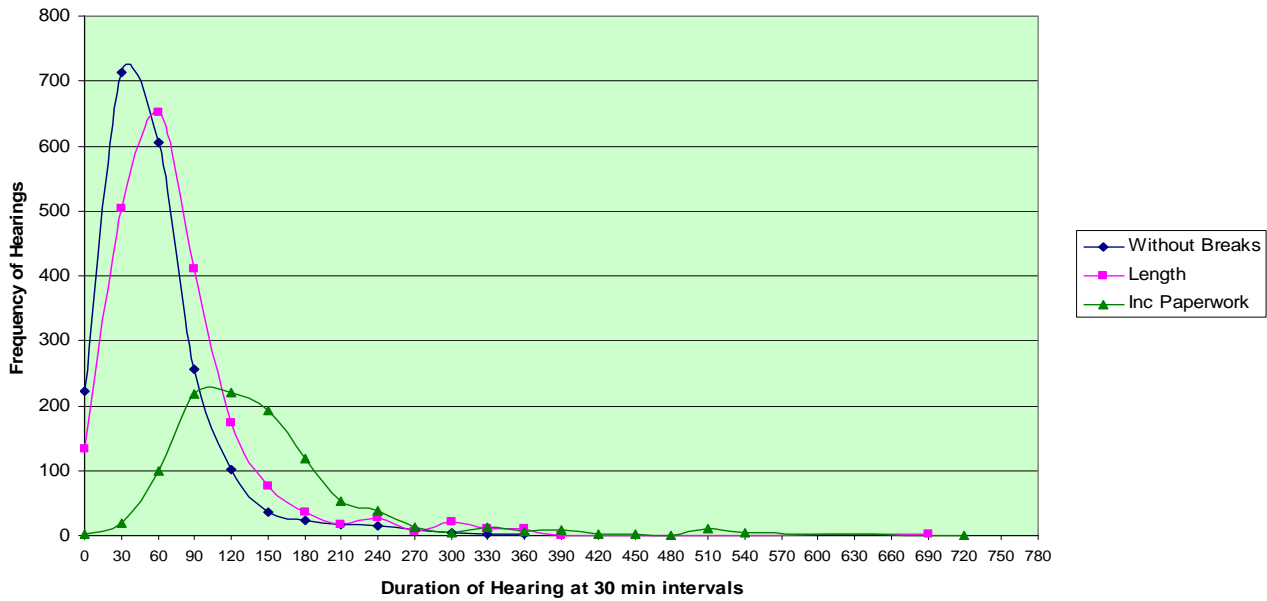
## CTO Applications, Date of Receipt to Hearing Date, October 2008 – December 2008



**Figure 22.** 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.

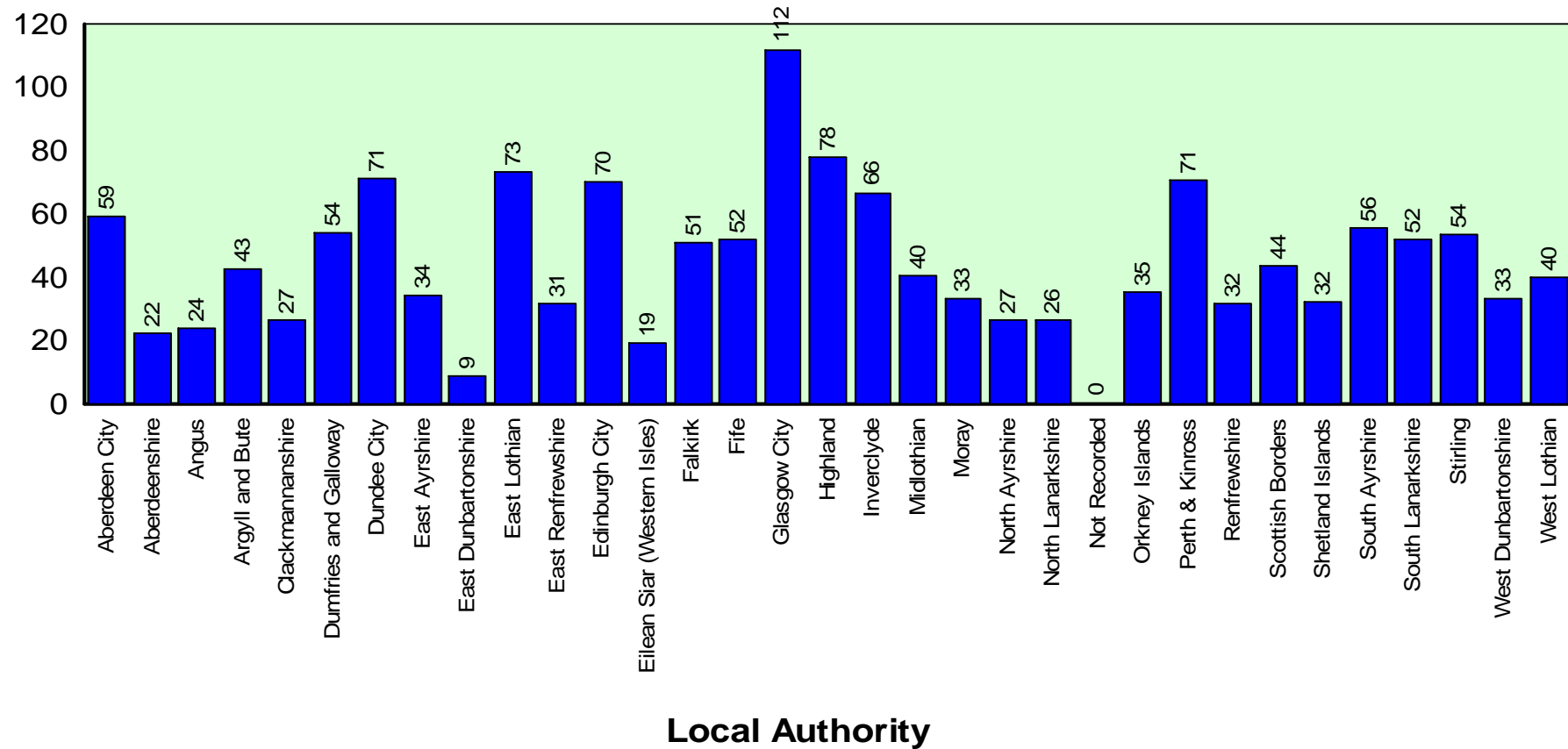
## Hearing Durations

### Hearing Durations October 2008 - December 2008



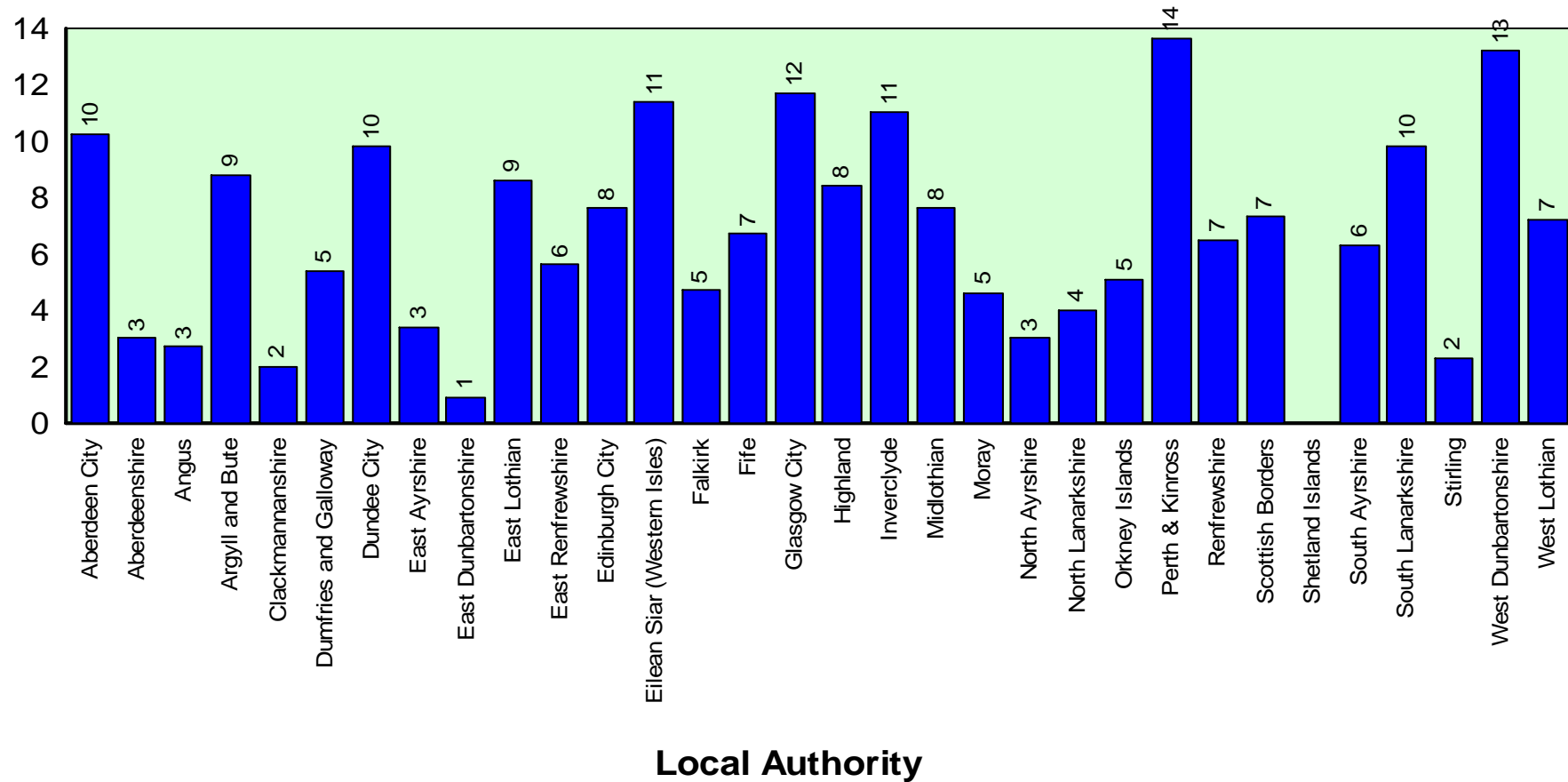
**Figure 23.** Hearing durations. The three lines represent the actual recorded time of all hearings; the hearing length excluding breaks (the time that most participants will be required for), total length of hearing and total time including the time taken for Members of the Tribunal to write up their findings and reasons. For hearings that include Full Findings and Reasons being carried out the average time currently stands at approximately 144 minutes.

**All Cases by Local Authority per 100,000 Population, October 2008 – December 2008**



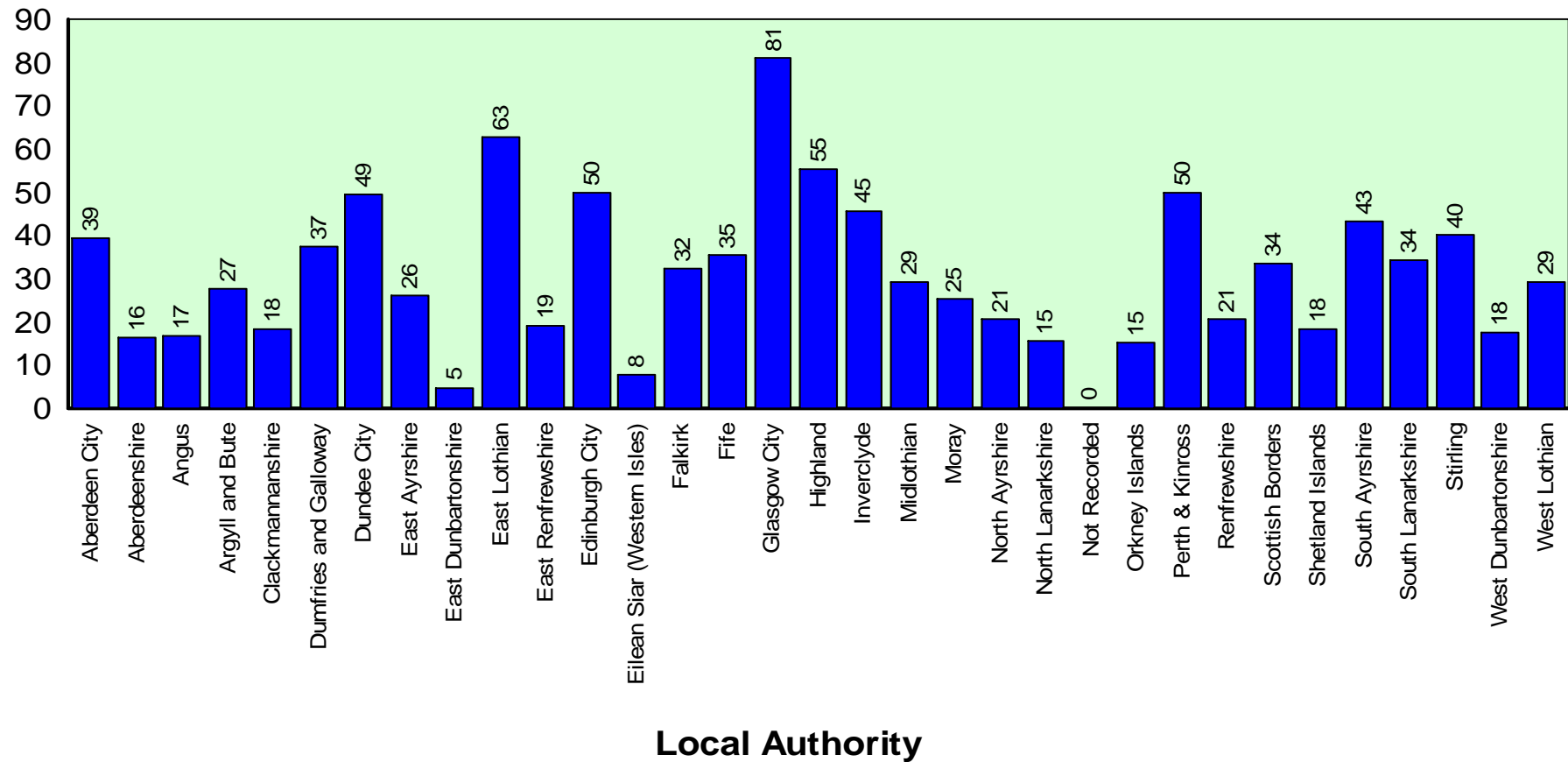
**Figure 24.** All MHTS cases by Local Authority per 100,000 people/population

**CTO Cases by Local Authority per 100,000 Population, October 2008 – December 2008**



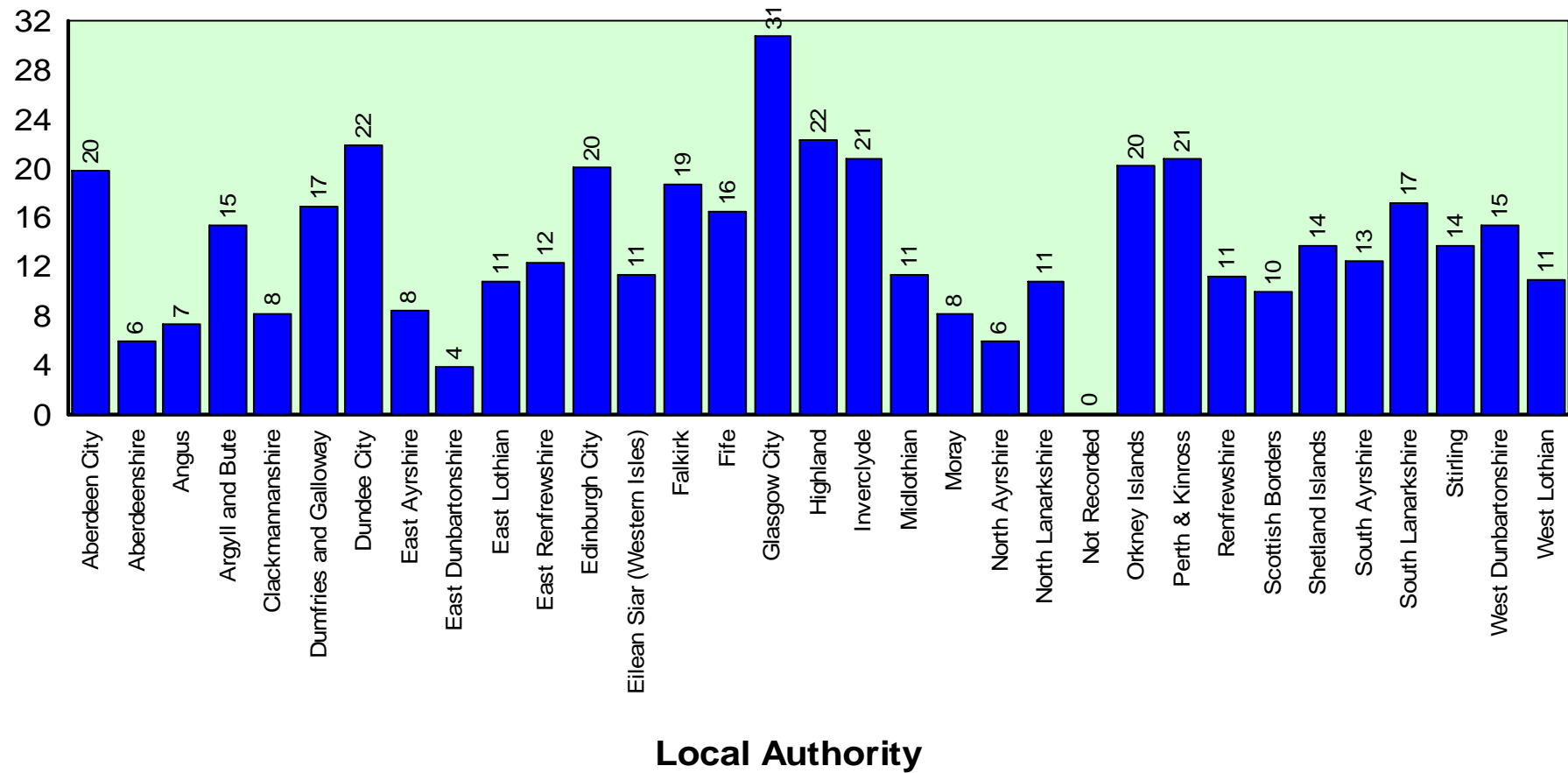
**Figure 25.** CTO cases by Local Authority per 100,000 people/population

**Notifications by Local Authority per 100,000 population, October 2008 – December 2008**



**Figure 26.** All Notifications to MHTS by Local Authority per 100,000 people/population.

**Applications by Local Authority per 100,000 Population, October 2008 – December 2008**



**Figure 27.** Total cases by Local Authority per 100,000 people/population. Total cases include all applications and notifications.

**Commentary:**

As is common there was a significant variation in the volume of work the Tribunal dealt with across the quarter, notifications in December were less than half those in October, whilst applications of all types rose from October to December. At the same time notifications were 26% higher than the previous quarter, but 6% lower than the same quarter the previous year. CTOs were 2% lower than the same quarter in 2007-08 but 95 higher than the previous quarter.

The most common day for the receipt of CTO applications continues to be the 28<sup>th</sup> day of short-term detention. Applications arrived a little earlier in December ahead of the festive period, but submission dates are expected to move back again in the New Year.

The quarterly total of forensic applications has risen largely due to the number of Two Year Reviews (30), which started their second cycle in October 2008.

The weekly number of hearings topped 100 in early December although this was a feature of the time of year and the final two weeks of the year had very low figures, reflecting the part weeks. The average number of hearings was 78.6 compared to 79.2 for the same quarter in 2007.