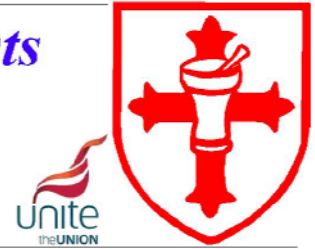




Guild of Healthcare Pharmacists
**secretary
for scotland**



Secretary for Scotland : Colin Rodden

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3rd October 2011

Gillian Heavie
Scottish Government Health Directorate
Reshaping Care and Mental Health Division
Mental Health Legislation and Adult Protection Policy Team
3ER St Andrew's House
Regent Road
EDINBURGH
EH1 3DG

Adults with Incapacity (Scotland) Act 2000 – Consultation on Certification of Incapacity for Medical Treatment under Part 5 Section 47

Response from the Guild of Healthcare Pharmacists

Thank you for the opportunity to respond to this consultation. The Guild of Healthcare Pharmacists represents UK wide around 4,000 pharmacists including the majority of pharmacists working in both primary and secondary care settings for NHS Boards in Scotland. The Guild is part of the health sector of the union Unite.

Our response to consultation questions is as follows:

Question 1

Do you agree that the existing regulations should be amended to allow any suitable institution to provide accredited training?

Yes. We can see no reason why training should be limited to Edinburgh Napier University. The availability of other accredited courses would make it easier for health professionals to access a course nearer their place of work or residence.

Question 2

Should the current requirement under the AWI Act for dentists to undertake prescribed training in order to complete section 47 certificates stand? Do dentists already have sufficient knowledge and training to undertake section 47 certification without additional training as prescribed in the Act?

No comment.

Question 3

Are there circumstances where multiple section 47 certificates should be required? Are there circumstances where a patient's safety or well-being is undermined by any requirement to have multiple section 47 certificates?

Multiple certificates might well be required in certain situations. If a patient's mental state varies on a daily basis or if their comprehension is dependant upon the complexity of treatment or their current circumstances, a number of certificates might be required.

Question 4

Should other health professionals be enabled to issue certificates under section 47 provided they have undertaken and passed additional training to assess capacity, as per section 47(1A)(b)(iv) of the AWI Act?

Yes. With an increasing number of health professionals able to prescribe and the increasing potential for changing clinical roles it is important that other health professionals be included within Section 47(1A). The ability to issue certificates would be dependant upon the individual having completed the appropriate training.

Our reply may be made freely available.

Yours faithfully

Colin Rodden
Secretary for Scotland
Guild of Healthcare Pharmacists

Adults with Incapacity (Scotland) Act 2000 – Consultation on Certification of Incapacity for Medical Treatment under Part 5 Section 47



RESPONDENT INFORMATION FORM

Please Note this form must be returned with your response to ensure that we handle your response appropriately

1. Name/Organisation

Organisation Name

Guild of Healthcare Pharmacists

Title Mr Ms Mrs Miss Dr *Please tick as appropriate*

Surname

Rodden

Forename

Colin

2. Postal Address

Pharmacy Department

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Postcode G11 6NT

Phone 0141 211 2756

Email scotsec2@ghpscot.org.uk

3. Permissions - I am responding as...

Individual

/ Group/Organisation

Please tick as appropriate

(a) Do you agree to your response being made available to the public (in Scottish Government library and/or on the Scottish Government web site)?

Please tick as appropriate Yes No

(b) Where confidentiality is not requested, we will make your responses available to the public on the following basis

Please tick ONE of the following boxes

Yes, make my response, name and address all available

or

Yes, make my response available, but not my name and address

or

Yes, make my response and name available, but not my address

(c) The name and address of your organisation **will be** made available to the public (in the Scottish Government library and/or on the Scottish Government web site).

Are you content for your **response** to be made available?

Please tick as appropriate Yes No

(d) We will share your response internally with other Scottish Government policy teams who may be addressing the issues you discuss. They may wish to contact you again in the future, but we require your permission to do so. Are you content for Scottish Government to contact you again in relation to this consultation exercise?

Please tick as appropriate Yes No