

NATIONAL HEALTH SERVICE, ENGLAND

The High Security Psychiatric Services (Arrangements for Safety and Security at Ashworth, Broadmoor and Rampton Hospitals) Directions 2011

The Secretary of State gives the following Directions in exercise of the powers conferred by sections 8(1), 272(7) and (8) and 273(1) and (4) of the National Health Service Act 2006^(a).

Application, citation and commencement

1.—(1) These Directions apply to—

- (a) the Mersey Care National Health Service Trust^(b);
- (b) the West London Mental Health National Health Service Trust^(c); and
- (c) the Nottinghamshire Healthcare National Health Service Trust^(d).

(2) These Directions may be cited as the High Security Psychiatric Services (Arrangements for Safety and Security at Ashworth, Broadmoor and Rampton Hospitals) Directions 2011.

(3) The Directions shall come into force on 1st August 2011.

Interpretation

2. In these Directions—

“abscond” means where a patient unlawfully gains liberty outside of the perimeter of the hospital by breaking away from the custody and supervision of staff;

“authorised member of staff” means a person appointed under section 134(7) of the 1983 Act;

“the 1983 Act” means the Mental Health Act 1983^(e);

“the Additional Functions Regulations 2011” means the Care Quality Commission (Additional Functions) Regulations 2011;

“chief executive” means, in relation to a hospital, the chief executive of the Trust which is responsible for that hospital or that person’s deputy;

“clinical team” means the multi-disciplinary team responsible for a patient’s treatment, including the responsible clinician;

“contractor” means a person, other than a member of staff or a member of the emergency services, who provides services to a hospital;

“grounds access” means unescorted access to areas of a hospital other than the ward area;

“hospital” means Ashworth Hospital, Broadmoor Hospital or Rampton Hospital, and includes all the premises forming part of the hospital;

“illicit substance” means—

- (a) any drug which is a controlled drug for the purposes of the Misuse of Drugs Act 1971^(f);
- or

(a) 2006 c. 41; by virtue of section 271 of the Act, the functions of the Secretary of State under those sections as exercised in making these Directions are exercisable only in relation to England.

(b) The Mersey Care National Health Service Trust was established by the Mersey Care National Health Service Trust (Establishment) Order 2001 (S.I. 2001/1888).

(c) The West London Mental Health National Health Service Trust was established by the West London Mental Health National Health Service Trust (Establishment) Order 2000 (S.I. 2000/2562).

(d) The Nottinghamshire Healthcare National Health Service Trust was established by the Nottinghamshire Healthcare National Health Service Trust (Establishment) Order 2000 (S.I. 2000/2908).

(e) 1983 c. 20.

(f) 1971 c. 38. Schedule 2, as amended, lists controlled drugs for the purposes of the Act.

