Caroline Dineage

Agreed to

That—

(1) the Committee shall (in addition to its first meeting at 9.25 am on Tuesday 15 January) meet—
   (a) at 2.00 pm on Tuesday 15 January;  
   (b) at 11.30 am and 2.00 pm on Thursday 17 January;  
   (c) at 9.25 am and 2.00 pm on Tuesday 22 January;  
   (d) at 11.30 am and 2.00 pm on Thursday 24 January;  

(2) the proceedings shall be taken in the following order: Clause 1; Schedule 1;  
   Clauses 2 to 4; Schedule 2; Clause 5; new Clauses; new Schedules; remaining  
   proceedings on the Bill;  

(3) the proceedings shall (so far as not previously concluded) be brought to a
That, subject to the discretion of the Chair, any written evidence received by the Committee shall be reported to the House for publication.

Agreed to

Clause 1 agreed to.

Caroline Dinenage

Schedule 1, page 5, line 19, leave out “if a person objects to arrangements” and insert “in certain cases”

Barbara Keeley  
Paula Sherriff  
Thangam Debbonaire  
Alex Norris

Negatived on division 19

Schedule 1, page 8, line 17, at end insert—  
“(aa) if the arrangements are for the cared-for person to be accommodated in an independent hospital for the purpose of assessment or treatment for mental disorder, and that care is commissioned by a clinical commissioning group or Local Health Board, it is the clinical commissioning group or Local Health Board, that is the responsible body;”

Caroline Dinenage

Schedule 1, page 8, line 19, leave out from “mainly” to “that” in line 21 and insert “through—  
(i) the provision of NHS continuing healthcare under arrangements made by a clinical commissioning group, or  
(ii) in Wales, the provision of an equivalent to NHS continuing healthcare under arrangements made by a Local Health Board,“

Steve McCabe

Withdrawn after debate 47

Schedule 1, page 11, line 17, at end insert—  
“(d) the arrangements are in the cared for person’s best interest,  
(e) less restrictive options have been considered,  
(f) appropriate weight has been given to the cared for person’s feelings and wishes as best as these can be determined.”
Caroline Dinenage

Agreed to on division 4

Schedule 1, page 11, line 19, leave out from beginning to end of line 7 on page 12 and insert—

“13 (1) As soon as practicable after authorising arrangements, the responsible body must ensure that a copy of the authorisation record is given to—

(a) the cared-for person,
(b) any independent mental capacity advocate appointed under paragraph 39 to represent and support the cared-for person,
(c) any person within paragraph 39(5) in respect of the cared-for person (the “appropriate person”), and
(d) any independent mental capacity advocate appointed under paragraph 40 to support the appropriate person.

(2) As soon as practicable after authorising arrangements, the responsible body must take such steps as are practicable to ensure that the cared-for person and any other person listed in sub-paragraph (1) understands—

(a) the effect of the authorisation,
(b) the right to make an application to the court to exercise its jurisdiction under section 21ZA,
(c) the programme of regular reviews specified by the responsible body in accordance with paragraph 35(2),
(d) the right to request a review under paragraph 35(3)(b),
(e) the circumstances in which a referral will be made to an Approved Mental Capacity Professional under paragraph 35(4),
(f) the circumstances in which an independent mental capacity advocate should be appointed under paragraph 39, and
(g) the effect of there being an appropriate person in relation to the cared-for person.”

Barbara Keeley
Paula Sherriff
Thangam Debbonaire
Alex Norris

Negatived on division 20

Schedule 1, page 12, line 12, leave out paragraph 14(b)

[Adjourned until Thursday at 11.30am]