

MENTAL HEALTH ACT 1983 – SECTION 58 – CONSENT TO TREATMENT

STATUTORY CONSULTEE’S RECORD OF CONSULTATION WITH S.O.A.D.

Note: The Care Quality Commission’s Second Opinion Appointed Doctor – S.O.A.D.- must consult with a qualified nurse who has been professionally concerned with the patient’s care and another qualified person (not a nurse or doctor) who has direct knowledge of the patient in their professional capacity (eg. Social Worker, Occupational Therapist, Physiotherapist, Pharmacist, Psychologist, Dietician, Art Therapist). These are known as the ‘**statutory consultees**’.

Patient’s Name: **Unit No:**

Date of S.O.A.D.’s visit:

The Code of Practice suggests the consultees should consider commenting on:-

- ◆ The proposed treatment and the patient’s ability to consent to it:
- ◆ Other treatment options:
- ◆ The way in which the decision to treat was arrived at:
- ◆ The facts of the case, progress, attitude of relatives etc.
- ◆ The implications of imposing treatment upon a non-consenting patient and the reasons for the patient’s refusal of treatment
- ◆ Any other matters relating to the patient’s care on which the ‘consultee’ wishes to comment.

Questions usually asked by the S.O.A.D. might include:-

- What is your involvement with the patient, how long have you know them, what input have you had?
- What are your views on the present condition of the patient, has their presentation changed and in what way, have they deteriorated, how do they present to you?
- Do you agree with the way forward proposed in the Treatment Plan, do you think it would benefit the patient?
- Are there any other comments you wish to make?

Please record below a summary of your discussion with the S.O.A.D.

Consultee’s Name: Profession:

Consultee’s signature: Date:

Please return original completed record and Form T3 / CTO11 (whichever is applicable) to Mental Health Legislation Department having retained copies for the patient’s medical records.