



Version 1

## **Announcement of methodological change: Inpatients formally detained in hospitals under the Mental Health Act 1983 and patients subject to supervised community treatment, annual figures**

**To be published: October 2012**

In response to a public consultation<sup>1</sup>, we recommended that a number of changes should be made to the 'Inpatients formally detained in hospitals under the Mental Health Act 1983 and patients subject to supervised community treatment, annual figures' publication. This report summarises annual information about uses of the Mental Health Act 1983, based on the KP90 collection. It includes information from high security psychiatric hospitals as well as from other NHS service providers and independent hospitals.

The changes fall into three categories:

1. Changes to existing statistics from the KP90 collection;
2. Addition of analysis derived from the MHMDS;
3. Addition of contextual data from national Police information.

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<sup>1</sup> Health and Social Care Information Centre Mental Health Act statistics consultation:

<http://www.ic.nhs.uk/services/mental-health/getting-involved/mental-health-act-statistics-consultation>

## Changes to existing statistics from the KP90 collection

- (a) The term 'formal admissions' will be replaced by 'detentions on admission' throughout the publication for clarity. This affects several reference tables. In previous publications, we included uses of Part II Section 4 of the Mental Health Act 1983 in our count of 'formal admissions' but these are not included in the new definition.
- (b) Tables 1, 2a and 2b will now include a 'total detentions' figure, to be comprised of 'detentions on admission', 'detentions subsequent to admission', 'detentions following the use of Section 136' and 'detentions following revocation of CTO'. In previous publications, figures for total detentions were only referred to in the publication report text, and not provided within the reference tables. The previous definition incorporated the old definition of 'formal admissions' (including Part II Section 4) and therefore will not be comparable to the figures produced this year. Section 4 uses are now included in Table 5.
- (c) Table 3 will break down information supplied in Tables 1-2b by gender, as above. Some of this information is not collected in the KP90, so placeholders are included for this year in anticipation of a potential change of data source.
- (d) Table 5 previously 'Place of safety detentions) will comprise all uses of other short term orders and will now include uses of Section 4, Section 5(2) and Section 5(4).
- (e) The term Community Treatment Order (CTO) will be used throughout the publication (previous publications have referred to both this, and 'supervised community treatment'). This is a change in terminology only.
- (f) Uses of CTOs, and changes in legal status to and from being subject to a CTO, have been moved from Table 6a/6b to a new table (7a/7b).
- (g) Footnotes to tables and commentary in the report and data quality statement will be improved, highlighting areas which are out of scope of the current collection and areas where there have been changes to these statistics.

## Addition of analysis derived from the Mental Health Minimum Dataset (MHMDS)

- (a) We will introduce new MHMDS-based experimental statistics, showing detentions on admission by age and gender, and ethnicity.
- (b) We will also add some high-level comparative analyses of detentions on admission data to compare the two data sources.

## Additional of contextual data from national Police information

- (a) We will publish newly available information collected from police forces on uses of Section 136 'Place of safety detentions' as experimental analysis. This provides context to our own Section 136 data; the KP90 collects only data where the place of safety was a hospital and the addition of information collected from the police will provide a better idea of the national picture. This is something we have received a lot of feedback on in recent years (via correspondence and the consultation) and is a gap which has received media attention.

## Rationale for changes

All changes were made in response to a public consultation on the future of Mental Health Act statistics, held following the announcement of and consultation on the Secretary of State's fundamental review of NHS data collections<sup>2</sup>, announced in July 2010 as part of the White Paper 'Liberating the NHS'. We wanted to assess the feasibility and impact on users of a potential change of data source for this publication from the KP90 to the MHMDS in advance of the Fundamental Review recommendations being published.

The MHMDS is a national mandated dataset which currently includes most of the information collected via the KP90, although this data is provided at person level rather than as aggregate counts. All providers of NHS funded secondary mental health services are required to provide regular submissions to this dataset. MHMDS v4 contains some new fields to support this but further changes to its scope will be required if the scope of the collection is to encompass that of the KP90 (e.g. Learning disability services, Child and adolescent mental health services, acute hospitals).

We also wanted to take this opportunity to engage users of our data in order to improve and refine these statistics (ensuring their continued relevance and usefulness) in advance of our mental health statistics being assessed by the United Kingdom Statistics Authority<sup>3</sup>.

## Further details and assessment of impact to data users

### *Changes to existing statistics from KP90:*

These statistics have been redesigned in response to user feedback that information on formal and informal admissions, detentions and uses of CTOs in the publication was unclear and therefore often misunderstood. We worked with Mental Health Act experts to refine the measures and definitions used, ensuring their consistency with those published by other organisations (e.g. Care Quality Commission<sup>4</sup>). Users should benefit from improved clarity in the statistics and commentary and have a better understanding of the limitations of these data.

There should be very little negative impact to users and we will take the following steps to address any issues:

-Footnotes to tables and commentary in the report and data quality statement will be improved, highlighting areas which are out of scope of the current collection and areas where there have been changes to these statistics.

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<sup>2</sup> Fundamental Review of Data Returns – A consultation on the recommendations of the review:  
[http://www.dh.gov.uk/en/Consultations/Liveconsultations/DH\\_129725](http://www.dh.gov.uk/en/Consultations/Liveconsultations/DH_129725)

<sup>3</sup> Assessment and designation as National Statistics:  
<http://www.statisticsauthority.gov.uk/news/assessment-and-designation-as-national-statistics.html>

<sup>4</sup> CQC 'Monitoring the Mental Health Act in 2010/11'; page 15:  
[http://www.cqc.org.uk/sites/default/files/media/documents/cqc\\_mha\\_report\\_2011\\_main\\_final.pdf](http://www.cqc.org.uk/sites/default/files/media/documents/cqc_mha_report_2011_main_final.pdf)

-For this publication only, a time series of statistics according to the old definition of 'formal admissions' and 'all detentions' will be made available to users in the Appendix to the publication report.

- It will still be possible for users to produce their own set of reference tables to the previous design using the underlying data to the reference tables released in accordance with the data transparency initiatives as a machine readable file. Information on deriving these statistics will be available to users.

#### *Adding experimental MHMDS-based analyses to our Mental Health Act statistics:*

We asked users as part of the consultation which dimensions and areas would be most useful to add to these statistics. In response to their answers and free-text comments, we considered which analyses would be most appropriate to introduce this year as experimental statistics. We aim to develop further dimensions and analyses to add to these statistics over time, as feasibility and resource allow.

The KP90 will not be replaced as a data source for this publication unless it can be proved that comparable statistics can be derived from the MHMDS (and other administrative data sources), in terms of quality and scope. This is an important first step in assessment of quality of Mental Health Act data within MHMDS and will allow us to engage data providers to work with us in this area.

A programme of improvement to Mental Health Act information within the MHMDS with a focus on data quality (with data provider engagement) will continue regardless of whether the KP90 collection is eventually replaced. New analyses will be developed over time, and we will continue to seek user feedback on these statistics as part of our standard publication review cycle.

Experimental analyses providing new context to Mental Health Act 1983 statistics in two of the areas most requested (age/gender and ethnic breakdowns) should be very useful to data users.

#### *Adding experimental police data on Section 136 uses to our statistics:*

This is something we have received a lot of feedback on in recent years (via correspondence and the consultation) and is a gap which has received media attention. New police data published alongside these statistics will be of benefit to users who require a better picture of the true numbers of detentions made under Section 136; previous publications have only included uses where the place of safety was a hospital.

## **Appendix**

The table below explains the content of the proposed KP90 based tables for inclusion in the forthcoming publication. The 'includes' and 'excludes' columns list measures included in each table and the final column summarises the differences between the forthcoming publication and the previous one.

Table	Title	Includes	Excludes	Changes from previous publication
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1	Detentions under the Mental Health Act 1983 in NHS facilities and independent hospitals by legal status, 2007-08 - 2011-12	<p>All Detentions</p> <ul style="list-style-type: none"> <li>- Detentions on admission to hospital (formal admissions) (Part II S2 &amp; S3; Part III S35, 36, 37, 37/41, 45A, 47, 47/49, 48, 48/49, 38, 44, 46; Under Previous Legislation (Fifth Schedule) and other Acts)</li> <li>- Detentions subsequent to admission (Informal to 2; Informal to 3; 5(2) to 2; 5(2) to 3; 5(4) to 2; 5(4) to 3; 4 to 2; 4 to 3)</li> <li>- Detentions following the use of Section 136 (136 to 2; 136 to 3)</li> <li>- Detentions following revocation of CTO</li> </ul>	<p>Short term detention orders (Part II S4; Part II S5(2) &amp;5(4); Part X S135 &amp;S136)</p> <p>Detentions following the use of Section 135 (outside scope of KP90)</p> <p>Detentions following the use of Section 136 to police custody suite (out of scope)</p> <p>Detentions following recall of conditional discharge (out of scope)</p>	<p>Not previously provided</p> <p>This measure no longer includes Section 4 (and has been renamed to 'detentions on admission to hospital' from 'formal admissions')</p> <p>Added to table</p> <p>Added to table</p> <p>Added to table</p>
2a	Detentions under the Mental Health Act 1983 in NHS facilities by legal status, 2007-08 - 2011-12	As above	As above	As above
2b	Detentions under the Mental Health Act 1983 in independent hospitals by legal status, 2007-08 - 2011-12	As above	As above	As above
3	Detentions under the Mental Health Act 1983 in NHS facilities by legal status and gender, 2007-08 - 2011-12	<p>All Detentions</p> <ul style="list-style-type: none"> <li>- Detentions on admission to hospital (Part II S2 &amp; S3; Part III S35, 36, 37, 37/41, 45A, 47, 47/49, 48, 48/49, 38, 44, 46; Under Previous Legislation (Fifth Schedule) and other Acts)</li> <li>- Detentions subsequent to admission (Informal to 2; Informal to 3; 5(2) to 2; 5(2) to 3; 5(4) to 2; 5(4) to 3; 4 to 2; 4 to 3)</li> <li>- Detentions following the use of Section 136 (136 to 2; 136 to 3)</li> <li>- Detentions following revocation of CTO</li> </ul>	<p>Short term detention orders (Part II S4; 5(2); 5(4); 135; 136)</p> <p>Detentions subsequent to admission (Informal to 2; Informal to 3; 5(2) to 2; 5(2) to 3; 5(4) to 2; 5(4) to 3; 4 to 2; 4 to 3) (currently outside scope but placeholders included in view of potential change in data source)</p> <p>Detentions following the use of Section 136 (136 to 2; 136 to 3) (currently outside scope)</p> <p>Detentions following revocation of CTO</p>	<p>Not previously provided</p> <p>This measure no longer includes Section 4 (and has been renamed to 'detentions on admission to hospital' from 'formal admissions')</p> <p>Added to table</p> <p>Added to table</p> <p>Added to table</p>

			(currently outside scope)	
4	Detentions on admission to NHS facilities by legal status and whether a learning disability was the primary reason for using the Mental Health Act 1983, 2007-08 - 2011-12	<ul style="list-style-type: none"> <li>- Detentions on admission to hospital (Part II S2 &amp; S3; Part III S35, 36, 37, 37/41, 45A, 47, 47/49, 48, 48/49, 38, 44, 46; Under Previous Legislation (Fifth Schedule) and other Acts)</li> <li>- Detentions under Part II (S2&amp;S3)</li> <li>- Detentions under Part II (S2&amp;S3), for which learning disability was the primary reason for using the Mental Health Act 1983</li> <li>- Detentions under Part III</li> <li>- Detentions under Part III, for which learning disability was the primary reason for using the Mental Health Act 1983</li> </ul>	<p>Short term detention orders (Part II S4; 5(2); 5(4); Part X S135; 136)</p> <p>Short term detention orders (Part II S4; 5(2); 5(4); Part X S135; 136)</p> <p>-Short term detention orders (Part II S4; 5(2); 5(4); 135; 136)</p> <p>Part III S35, 36, 37, 37/41, 45A, 47, 47/49, 48, 48/49, 38, 44, 46</p> <p>Part III S35, 36, 37, 37/41, 45A, 47, 47/49, 48, 48/49, 38, 44, 46</p>	<p>This measure no longer includes Section 4 (and has been renamed to 'detentions on admission to hospital' from 'formal admissions')</p> <p>As above</p> <p>As above</p>
5	Uses of short-term detention orders under the Mental Health Act 1983 in NHS facilities and independent hospitals, by gender, 2007-08 - 2011-12	<ul style="list-style-type: none"> <li>- Place of safety orders (detentions under S135 &amp; S136)</li> <li>- Uses of Section 4</li> <li>- Uses of Section 5 (5(2) and 5(4))</li> </ul>	-Place of safety orders where place of safety was not a hospital (outside scope of KP90)	<p>Added to table</p> <p>Added to table</p>
6a	Changes in legal status in NHS facilities, 2007-08 - 2011-12	<ul style="list-style-type: none"> <li>- Changes from informal to formal detention (Informal to 5(2); Informal to 5(4); Informal to 2; Informal to 3)</li> <li>- Changes from short term sections (5(2) to informal; 5(2) to 2; 5(2) to 3; 5(4) to informal; 5(4) to 5(2); 5(4) to 2; 5(4) to 3; 4 to informal; 4 to 2; 4 to 3; 136 to informal; 136 to 2; 136 to 3)</li> <li>- Other changes (2 to informal; 2 to 3; 3 to informal; 35 to informal; 35 to 37; 37 to informal; 3 or 37 to 25A; Informal to supervised discharge; All other changes)</li> </ul>	-Place of safety orders where place of safety was not a hospital (outside scope of KP90)	This table previously included CTO information (now in Table 7a)
6b	Changes in legal status in independent hospitals, , 2007-08 - 2011-12	As above	As above	This table previously included CTO information (now in Table 7b)
7a	Uses of Community Treatment Orders (CTOs) in NHS facilities, , 2007-08 - 2011-12	<ul style="list-style-type: none"> <li>- Changes onto CTO (3 to CTO; 37 to CTO; 47 to CTO; 48 to CTO; Other sections to CTO)</li> <li>- CTO recalls to hospital</li> <li>- Revocations of CTO</li> <li>- Discharges from CTO</li> </ul>		This is a new table
7b	Uses of Community Treatment Orders (CTOs) in independent hospitals, , 2007-08 -	As above		This is a new table

	2011-12			
8	Patients detained under the Mental Health Act 1983 and patients on Community Treatment Orders by whether a learning disability was the primary reason for using the Mental Health Act 1983, as at 31 March 2012	<ul style="list-style-type: none"> <li>- Snapshot count of patients resident in hospital at 31/03/2012 (male/female) – total, all facilities and NHS facilities</li> <li>- Snapshot count of patients resident in hospital at 31/03/2012 (male/female) – total, all facilities and NHS facilities, where learning disability was the primary reason for using the Act</li> <li>- Snapshot count of patients subject to CTO at 31/03/2012 (male/female) – total, all facilities and NHS facilities</li> <li>- Snapshot count of patients subject to CTO at 31/03/2012 (male/female) – total, all facilities and NHS facilities, where learning disability was the primary reason for using the Act</li> </ul>		This table is the same as Table 7 in the previous publication
9	Use of sections 2 and 3 of the Mental Health Act 1983 in NHS facilities, , 2007-08 - 2011-12	<ul style="list-style-type: none"> <li>- Uses of Section 2 (Detained under S2 on admission; Changes from informal to 2; 5(2) to 2; 5(2) to 2; 136 to 2; 4 to 2)</li> <li>- Uses of Section 3 (Detained under S3 on admission; Changes from informal to 3; 5(2) to 3; 5(4) to 3; 136 to 3; 4 to 3; 2 to 3)</li> </ul>		This table is the same as Table 8 in the previous publication
10	Detentions on admission to hospital and uses of Community Treatment Orders to NHS facilities, by organisation, 2011-12	<ul style="list-style-type: none"> <li>- Detentions on admission to hospital (Part II S2 &amp; S3; Part III S35, 36, 37, 37/41, 45A, 47, 47/49, 48, 48/49, 38, 44, 46; Under Previous Legislation (Fifth Schedule) and other Acts)</li> <li>- Uses of Community Treatment Orders</li> </ul>	-Short term detention orders (Part II S4; 5(2); 5(4); 135; 136)	<p>This measure no longer includes Section 4 (and has been renamed to 'detentions on admission to hospital' from 'formal admissions')</p> <p>This table is based on Table 9 of the previous publication</p>
11	Detentions on admission to hospital in NHS facilities per 100,000 population, by Strategic Health Authority, 2011-12	<ul style="list-style-type: none"> <li>- Detentions on admission to hospital (Part II S2 &amp; S3; Part III S35, 36, 37, 37/41, 45A, 47, 47/49, 48, 48/49, 38, 44, 46; Under Previous Legislation (Fifth Schedule) and other Acts)</li> </ul>	-Short term detention orders (Part II S4; 5(2); 5(4); 135; 136)	<p>This measure no longer includes Section 4 (and has been renamed to 'detentions on admission to hospital' from 'formal admissions')</p> <p>This table is based on Table 10 of the previous publication</p>