

# 2013 Annual 'Taking Stock' Conference

The Mental Health & Mental Capacity Acts in Practice

## PROGRAMME

- 9.30am Registration
- 9.50am **Professor Phil Fennell**  
Welcome
- 10.00am **Mr Justice Baker**  
First Key Note Speaker
- 10.40am Questions
- 11.00am Coffee
- 11.20am **Professor Elyn Saks**  
Second Keynote Address
- 12.15pm **Professor Bill Deakin**  
Current research in early onset schizophrenia
- 12.40pm Discussion & questions
- 1.00pm Lunch
- 2.00pm **Neil Allen**  
Conveyance in abeyance?  
The practical and legal conundrums of conveying someone with a mental disorder.
- 2.30pm **Robert Lizar**  
The most important person in the room?  
An examination of the appeal process and the evidence presented relating to patients based on experience as a legal representative at Tribunals and Managers hearings over many years.
- 3.00pm **Mathieu Culverhouse**  
Deprivation of Liberty – Where are we now?  
Guidance for professionals giving evidence in DoL cases.
- 3.30pm Panel discussion and questions
- 4.00pm Close



LS Lowry Market Scene, Northern Town 1939  
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## Royal Northern College of Music

124 Oxford Road  
Manchester M13 9RD  
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18th October 2013

### TAKING STOCK: The MHA 1983 and MCA 2005 in Practice

A National Conference jointly promoted by the Approved Mental Health Professionals Association (North West and North Wales) and Cardiff Law School with sponsorship from Irwin Mitchell Solicitors and Thirty Nine Essex Street Barristers Chambers – and with support from Manchester University.

The Conference will review the leading judgments and policy challenges that have emerged over the last year in relation to the Mental Health and Mental Capacity legislation and the social care and medical contexts in which their influence comes to bear.

The Conference will open with two Key Note Addresses. Mr Justice (Sir Jonathan) Baker of the High Court Family Division who has presided over a number of highly influential Mental Capacity and Mental Health Act cases in the Court of Protection (including for example, *G v E*, *Manchester City Council & F* 2010 and *KK v STCC* 2012). The Conference will then be addressed by Professor Elyn Saks, Professor of Law, Psychology, and Psychiatry and the Behavioral Sciences at the University of Southern California Gould Law School and an expert in mental health law. Professor Elyn Saks is the author of the award winning 'The Center Cannot Hold: My Journey Through Madness' (2007).

The Conference brings together many leading legal, policy and mental health practitioners and commentators, whose work has shaped the law and practice in this field. They will, in their contributions, analyse recent legal judgments, medical and policy developments – with the morning session chaired by Professor Phil Fennell.

The Conference provides an opportunity for discussion, and debate and will be of especial relevance to those who are affected by the legislation, be they service users, advocates, health and social care practitioners, lawyers, researchers, independent sector service providers and policy activists.



### Conference Sponsors





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The Mental Health & Mental Capacity Acts in Practice

Approved  
Mental Health  
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North West and North Wales



## Conference Sponsors



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» telephone 07891 452260

#### Cancellations

All cancellations must be made in writing. If your booking is cancelled up to two weeks before the course, the full fee, less £30 administration charge, will be refunded. We regret that no refund is possible if notice of cancellation is received less than two weeks before the course date.

#### Speakers

Although the listed speakers have confirmed their intention to contribute to the Conference, their attendance cannot be guaranteed.

Solicitors Regulation Authority  
accreditation sought.

## SPEAKERS

**The Honourable Mr Justice Baker** Sir Jonathan Baker of the High Court Family Division has presided over a number of highly influential Court of Protection cases including *G v E*, *Manchester City Council & F* (2010), *W v M & Others* (2011) and *KK v STCC* (2012). Sir Jonathan read law at Cambridge, and prior to his appointment to the High Court was a leading expert in children's law, having been called to the Bar in 1978.

**Professor Elyn Saks** is Associate Dean and Orrin B. Evans Professor of Law, Psychology, and Psychiatry and the Behavioral Sciences at the University of Southern California Gould Law School and an expert in mental health law. Professor Elyn Saks has published a memoir about her struggles and successes with schizophrenia and acute psychosis 'The Center Cannot Hold: My Journey Through Madness' (2007) and in 2012 delivered an acclaimed TED talk 'A tale of mental illness -- from the inside'

**Professor Bill Deakin** heads Neuroscience Research in the Division of Psychiatry at Manchester University's Institute of Brain, Behaviour and Mental Health. He is the experimental medicine lead of the Mental Health Research Network, a NIHR senior Investigator and a Fellow of the Academy of Medical Sciences. Professor Deakin's research group has developed novel magnetic resonance imaging methods to track the action of drugs in the brain, and his recent research concerns the extent to which the antibiotic minocycline appears to improve the outcome of treatment for schizophrenia.

**Neil Allen** is a Barrister at 39 Essex Street Chambers (Manchester, London and Singapore) and a Lecturer of Manchester University. With particular interests in human rights, mental health and incapacity law, he teaches undergraduate and postgraduate students, trains health, social care and legal professionals, practises mainly in the Court of Protection and regularly publishes in legal books and journals.

**Phil Fennell** is a Professor of Law in Cardiff University Law School. He was the specialist legal adviser to the Joint-Parliamentary Scrutiny Committee on the Draft Mental Health Bill 2004, and to the Parliamentary Joint Committee on Human Rights for the Committee's scrutiny of the 2006 Bill. He has written widely including *Treatment without Consent* (Routledge) *Mental Health: the New Law* (Jordans) and co-editor of *Principles of Mental Health Law* (OUP – 2010).

**Robert Lizar** was found on examination to be a 64 year old slightly dishevelled European male who claims he has been a partner in a firm of solicitors of the same name for 35 years. He believes he has represented patients at MHT appeals throughout this period. He has the fixed idea that the patient's viewpoint and voice are not given sufficient weight in the judicial process and has a tendency to perseverate on this (this biographical note was provided by Robert himself in what he calls a brief period of lucidity!).

**Mathieu Culverhouse** is an Associate with Irwin Mitchell LLP Manchester. He is a specialist in the law concerning patient rights, community care and mental capacity law. Mathieu acts for the Official Solicitor and for the families of vulnerable adults in cases in the Court of Protection relating to their mental capacity, health and welfare. He has had conduct of a number high profile cases, including *G v E*, *A Local Authority & F* (2010) EWHC 621 (Fam) and *C v A Local Authority* (2011) EWHC 1539 (Admin).

## BOOKING DETAILS

AMHP Association members should contact AMHPA in the normal way.

The following booking details are for those without allocated AMHPA places –

- The fee per place is £155.00 (£135 for confirmed bookings made before 15 June 2013)
- To reserve a place, contact Croeso Events on [enquiries@croesoevents.co.uk](mailto:enquiries@croesoevents.co.uk) tel: **07891 452260**
- Our sponsors have funded a number of reduced price places for voluntary sector organisations ~ details on application Croeso Events on [enquiries@croesoevents.co.uk](mailto:enquiries@croesoevents.co.uk)