

Sponsoring Organisation:	Implementation Date:	3rd November 2008				
Department of Health	Subject:	Information Standard: Mental Health Act 2007 Mental Category				
DATA SET CHANGE NOTICE						
<p>This DSCN informs users of the approval of changes to an information requirements or information standard by the Information Standards Board for Health and Social Care (ISB HaSC).</p> <p>This was approved by ISB HaSC at its meeting on 27th August 2008.</p>						
<p>Summary:</p> <p>This DSCN informs the NHS of changes to the MENTAL HEALTH ACT 2007 MENTAL CATEGORY data element and attribute. It should be read by all providers of adult mental health services in a secondary care settings, and specifically Mental Health Act Administrator, MHMDS leads and information departments. It will also be relevant to all suppliers of systems used in Mental Health Services.</p> <p>The MENTAL HEALTH ACT 2007 MENTAL CATEGORY data element was introduced in DSCN 06/2008 in April 2008. Following publication of the DSCN concerns about this data element were raised by stakeholders. As a result the data element definition and associated data value descriptions have been amended to accurately reflect the intended purpose and use.</p> <p>This DSCN also amends the date for the implementation of changes to the Mental Health Minimum Dataset relating to the Mental Health Act 2007 outlined in DSCN 06/2008. Trusts should be aware that the relevant sections of the Mental Health Act 2007 come into force on 3rd November 2008. The corresponding changes to the Mental Health Minimum Dataset should consequently be implemented from this date.</p>						
<p>Datasets / return affected:</p> <ul style="list-style-type: none">• Mental Health Minimum Dataset• KP90 – Admissions, Changes in Status and Detentions under the Mental Health Act• Commissioning Data Set Type 170 – APC - Detained and/or Long Term Psychiatric Census						
<p>Related DSCNs:</p> <p>06/2008</p>						
<p>Impact of Change:</p> <table><tr><td>Service:</td><td>Minor</td><td>System Suppliers:</td><td>Minor</td></tr></table>			Service:	Minor	System Suppliers:	Minor
Service:	Minor	System Suppliers:	Minor			
<p>The Information Standards Board for Health and Social Care (ISB HaSC) is responsible for approving information standards. Submission documents and the ISB HaSC Board output relating to the approval of this standard can be found at:</p> <p>http://www.isb.nhs.uk/docs/mental-health</p>						

Change Request

NHS Connecting for Health

NHS Data Model and Dictionary Service

Reference: Change Request 1026
Version No: 1.0
Subject: Change to Mental Health Act 2007 Mental Category
Effective Date: 3 Nov 2008
Reason for Change: Change to Mental Health Act 2007 Mental Category
Publication Date: 16 Sep 2008

Background:

Changes to the Mental Health Minimum Data Set (MHMDS) to meet the requirements of the Mental Health Act 2007, including changes to Mental Category, were approved by the Information Standards Board for Health and Social Care in February 2008 with DSCN 06/2008 published in April 2008.

The Mental Health Act 2007 abolished the Mental Categories for patients detained under the Mental Health Act 1983 and replaced these with a single definition of "mental disorder". The 2007 Act also introduced safeguards to ensure that patients with a learning disability are not detained under the Mental Health Act 1983 purely for having a learning disability, unless that disability is associated with abnormally aggressive or seriously irresponsible conduct on the part of the patient.

As a result changes to the Mental Health Minimum Data Set included the introduction of the Mental Health Act 2007 Mental Category data item to replace the existing Mental Category data item for patients detained from 3rd November 2008 when the relevant section of the Act comes into force.

Following publication of these changes in DSCN 06/2008 concerns have been raised by stakeholders, including the Mental Health Act Commission, that the Mental Health Act 2007 Mental Category data item definition and corresponding data values descriptions may not accurately reflect the intended purpose of the data item and could lead to misinterpretation and incorrect application by Trusts and users alike. The NHS Information Centre, supported by Department of Health sponsors, has addressed these concerns by providing a more "fit for purpose" definition and data value descriptions prior to this data item being captured by Trusts from 3rd November 2008.

The original Mental Category data element may continue to be used for historical purposes for any patient last detained prior to 3rd November 2008 when the relevant section of the Mental Health Act 2007 comes into force. In these circumstances the original Mental Category data element will flow in the Commissioning Data Set Type 170 - Admitted Patient Care - Detained and/or Long Term Psychiatric Census, and the Mental Health Minimum Data Set.

Summary of changes:

Attribute Definitions

[MENTAL CATEGORY](#) Changed Description
[MENTAL HEALTH ACT 2007 MENTAL CATEGORY](#) Changed Description

Data Elements

[MENTAL CATEGORY](#) Changed Description
[MENTAL HEALTH ACT 2007 MENTAL CATEGORY](#) Changed Description

Supporting Information

[MENTAL HEALTH ACT TABLE](#) Changed Description

Packages

CLASSES

Deleted Package

Date: 16 Sep 2008

Sponsor: Professor Louis Appleby, National Director for Mental Health, Department of Health

Note: New text is shown with a blue background. Deleted text is crossed out. Within the Diagrams deleted classes and relationships are red, changed items are blue and new items are green.

MENTAL HEALTH ACT TABLE

Change to Supporting Information: Changed Description

MENTAL HEALTH ACT

~~The following table is effective from 1st October 2008 and sets out the relationship between Parts and Sections of the Mental Health Act 1983 (amended by the Crime (Sentences) Act 1997 and the Mental Health Act 2007), and specifies how the codes in Category of Patient, [LEGAL STATUS CLASSIFICATION CODE](#), Status Of Patient Included in the Psychiatric Census and [MENTAL HEALTH ACT 2007 MENTAL CATEGORY](#) interrelate.~~ The following table is effective from 3rd November 2008 onwards after the relevant section of the Mental Health Act 2007 comes into force, and sets out the relationship between Parts and Sections of the Mental Health Act 1983 (amended by the Crime (Sentences) Act 1997 and the Mental Health Act 2007), and specifies how the codes in Category of Patient, [LEGAL STATUS CLASSIFICATION CODE](#), Status Of Patient Included in the Psychiatric Census and [MENTAL HEALTH ACT 2007 MENTAL CATEGORY](#) interrelate.

The underlying [LEGAL STATUS CLASSIFICATION CODE](#) of a [Mental Health Care Spell](#) will be carried through a period of [Supervised Community Treatment](#) although the [LEGAL STATUS CLASSIFICATION](#) will be suspended during that period.

PART	SECTIONS	LEGAL STATUS CLASSIFICATION CODE	Status of Patient In Psychiatric Census	MENTAL CATEGORY
Part II	2 - 34	02 - 06	1 or 3	A, B, 9
Part III	35 - 55	07 - 18, 34	1 or 3	A, B, 9
Part IV	56 - 64		Not listed, not relevant	
Part V	65 - 79		Not listed, not relevant	
Part VI	80 - 92		Not listed, not relevant	
Part VII	93 - 113		Not listed, not relevant	
Part VIII	114 - 125		Not listed, not relevant	
Part IX	126 - 130		Not listed, not relevant	
Part X	131 - 149	19 - 20	1 or 3	A, B, 9
Previous legislation (other acts)		30 - 32	1 or 3	A, B, 9
Not detained		01, 33, 35, 36	2	8

~~The following table is effective until 1st October 2008 and sets out the relationship between Parts and Sections of the Mental Health Act 1983 (amended by the Crime (Sentences) Act 1997), and specifies how the codes in Category of Patient, [LEGAL STATUS CLASSIFICATION CODE](#), Status Of Patient Included in the Psychiatric Census and [MENTAL CATEGORY](#) interrelate.~~ The following table is effective prior to 3rd November 2008 when the relevant section of the Mental Health Act 2007 comes into force, and sets out the relationship between Parts and Sections of the Mental Health Act 1983 (amended by the Crime (Sentences) Act 1997), and specifies how the codes in Category of Patient, [LEGAL STATUS CLASSIFICATION CODE](#), Status Of Patient Included in the Psychiatric Census and [MENTAL CATEGORY](#) interrelate.

PART	SECTIONS	LEGAL STATUS CLASSIFICATION CODE	Status of Patient In Psychiatric Census	MENTAL CATEGORY
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PART	SECTIONS	LEGAL STATUS CLASSIFICATION CODE	Status of Patient In Psychiatric Census	MENTAL CATEGORY
Part II	2 - 34	02 - 06	1 or 3	1 - 5, 9
Part III	35 - 55	07 - 18, 34	1 or 3	1 - 5, 9
Part IV	56 - 64		Not listed, not relevant	
Part V	65 - 79		Not listed, not relevant	
Part VI	80 - 92		Not listed, not relevant	
Part VII	93 - 113		Not listed, not relevant	
Part VIII	114 - 125		Not listed, not relevant	
Part IX	126 - 130		Not listed, not relevant	
Part X	131 - 149	19 - 20	1 or 3	1 - 5, 9
Previous legislation (other acts)		30 - 32	1 or 3	1 - 5, 9
Not detained/ Supervised Discharge under Section 25		01, 33, 35, 36	2	8

MENTAL CATEGORY

Change to Attribute: Changed Description

~~This attribute is effective until 30th September 2008. From 1st October 2008 [MENTAL HEALTH ACT 2007 MENTAL CATEGORY](#) should be used.~~

The mental category of detained [PATIENTS](#) only, and it should be classified as designated in the Mental Health Act 1983. A [PATIENT](#) should be included under only one [MENTAL CATEGORY](#).

This attribute is effective for [PATIENTS](#) detained prior to 3rd November 2008 when the relevant section of the Mental Health Act 2007 comes into force, which abolishes the Mental Health Act 1983 [MENTAL CATEGORIES](#).

For [PATIENTS](#) detained from 3rd November 2008 when the relevant section of the Mental Health Act 2007 comes into force, the [MENTAL HEALTH ACT 2007 MENTAL CATEGORY](#) should be used.

Note: [PATIENTS](#) detained under Section 2, 4, 5, 135 and 136 of the Mental Health Act 1983 do not have a specified form of mental disorder and, therefore, the 'not specified' classification should be used.

National Codes:

- 1 Mental illness
- 2 Mental impairment
- 3 Severe mental impairment
- 4 Psychopathic disorder
- 5 Not specified

MENTAL HEALTH ACT 2007 MENTAL CATEGORY

Change to Attribute: Changed Description

~~The mental category of detained [PATIENTS](#) as designated in the Mental Health Act 2007 to be used from 1 October 2008. A [PATIENT](#) should be included under only one [MENTAL HEALTH ACT 2007 MENTAL CATEGORY](#).~~

The primary reason for the detention of [PATIENTS](#) under the Mental Health Act 1983, as amended by the Mental Health Act 2007.

[MENTAL HEALTH ACT 2007 MENTAL CATEGORY](#) should be used for [PATIENTS](#) detained from 3rd November 2008

when the relevant section of the Mental Health Act 2007 comes into force, and replaces **MENTAL CATEGORY** which is applicable until then.

A **PATIENT** should be included under only one **MENTAL HEALTH ACT 2007 MENTAL CATEGORY**.

National Codes:

- ~~A~~ ~~Mental disorder (without Learning Disability)~~
- A Mental disorder (Learning Disability not present or not primary reason for using Act)
- ~~B~~ ~~Mental disorder (with Learning Disability)~~
- B Mental disorder (Learning Disability primary reason for using Act)

MENTAL CATEGORY

Change to Data Element: Changed Description

Format/length:	n1
HES item:	MENTCAT
National Codes:	See MENTAL CATEGORY
Default Codes:	8 - Not applicable (i.e. not detained) 9 - Not known: a validation error

Notes:

See [Mental Health Act Table](#) for details of how [MENTAL CATEGORIES](#) relates to Parts and Sections of the Act.

~~This data element is effective until 30th September 2008. From 1st October 2008 [MENTAL HEALTH ACT 2007 MENTAL CATEGORY](#) should be used.~~ This data element is effective for **PATIENTS** detained prior to 3rd November 2008 when the relevant section of the Mental Health Act 2007 comes into force, which abolishes the Mental Health Act 1983 **MENTAL CATEGORIES**. For **PATIENTS** detained from 3rd November 2008, the **MENTAL HEALTH ACT 2007 MENTAL CATEGORY** data element should be used.

MENTAL CATEGORY may continue to be used for historical purposes for any **PATIENT** last detained prior to 3rd November 2008 when the relevant section of the Mental Health Act 2007 comes into force. In these circumstances **MENTAL CATEGORY** will flow in the CDS V6 TYPE 170 - ADMITTED PATIENT CARE - DETAINED AND/OR LONG TERM PSYCHIATRIC CENSUS CDS, and the Mental Health Minimum Data Set.

MENTAL HEALTH ACT 2007 MENTAL CATEGORY

Change to Data Element: Changed Description

Format/length:	an1
HES item:	
National Codes:	See MENTAL HEALTH ACT 2007 MENTAL CATEGORY
Default Codes:	8 - Not applicable (i.e. not detained) 9 - Not known

Notes:

See [Mental Health Act Table](#) for details of how [MENTAL HEALTH ACT 2007 MENTAL CATEGORY](#) relates to Parts and Sections of the Act.

~~**PATIENTS** detained under Section 2, 4, 5, 135 and 136 of the Mental Health Act 1983 do not have a specified form of mental disorder and, therefore, the 'not specified' classification should be used.~~

CLASSES

Change to Package: Deleted Package
