

AD HOC JOINT COMMITTEE TO CONSIDER THE MENTAL CAPACITY BILL

MINUTES OF PROCEEDINGS

**Monday, 21 September 2015
Room 30, Parliament Buildings**

Present: Mr Alastair Ross MLA (Chairperson)
Mr Patsy McGlone MLA (Deputy Chairperson)
Mrs Pam Cameron MLA
Mrs Jo-Anne Dobson MLA
Mr Alex Easton MLA
Mr Seán Lynch MLA
Mr Kieran McCarthy MLA
Mr Raymond McCartney MLA
Ms Rosie McCorley MLA
Mr Neil Somerville MLA

In Attendance: Dr Kathryn Aiken (Clerk)
Ms Elaine Farrell (Assistant Clerk)
Ms Marianne Doherty (Clerical Officer)
Ms Jane Campbell, Research Officer (for agenda item 6)
Mr Colin Pidgeon, Research Officer (for agenda item 6)

Apologies: Mr Edwin Poots MLA

The meeting commenced in Closed Session at 12.08 p.m.

The following Members were in attendance: Mr Lynch, Mr McCartney, Ms McCorley, Mr McGlone and Mr Ross.

1. Committee deliberations on Part 5 of the Bill

The Committee discussed the evidence received to date on Part 5 of the Bill and agreed to write to the Departments on a number of issues.

12.09 p.m. Mr Somerville joined the meeting.

12.10 Mrs Cameron joined the meeting.

12.18 p.m. Mr McGlone left the meeting.

The meeting moved into open session at 12.24 p.m.

2. Apologies

As above.

3. Chairperson's Business

None

12.25 p.m. Mrs Dobson joined the meeting.

4. Draft minutes

The minutes of the Committee meeting on Monday 14 September 2015 were agreed.

5. Forward Work Programme

Noted: The Committee noted the Forward Work Programme.

6. Briefing from RaISe

The Research Officers joined the meeting at 12.26 p.m. and briefed the Committee on Deprivation of Liberty Assessment Costs and Deprivation of Liberty Assessment Costs Safeguards. This was followed by a question and answer session.

12.32 p.m. Mrs Dobson left the meeting.

12.38 p.m. Mr McGlone re-joined the meeting.

12.44 p.m. Mr Easton joined the meeting.

7. Background papers

Noted: The Committee noted the background papers in respect of the Mental Capacity Bill.

8. Evidence session on Part 2 of the Bill – Lack of Capacity: Protection from Liability and Safeguards

The following witnesses joined the meeting at 12.45 p.m.

Frances Canon, NI Practice & Education Council for Nursing
Elizabeth Byrne McCullough, Alzheimer's Society
Colin Caughey, HI Human Rights Commission
Angela Drury, NI Practice & Education Council for Nursing & Midwifery
Colin Harper, Law Centre NI
Davina Hehir, Compassion in Dying
Dr Mandy Irvine, British Psychological Society NI
Dr John Knape, Royal College of Nursing
John Mackell, Commission for Older People
Alison McCullough, Royal College of Speech & Language Therapists
Dr Catherine Taggart, Royal College of Psychiatrists in NI

Natalie Whelehan, NICCY

The witnesses briefed the Committee and this was followed by a question and answer session.

12.50 p.m. Mr McCartney left the meeting.

1.15 p.m. Mr McCartney re-joined the meeting.

1.22 p.m. Mr McCarthy joined the meeting.

1.52 p.m. Mr McCarthy left the meeting.

2.04 p.m. Mr Somerville left the meeting.

The following Departmental officials joined the meeting at 2.26 p.m. and participated in a question and answer session with the Committee.

Tomas Adell, Mental Capacity Bill Team

Alison McCaffrey, Mental Capacity Bill Team

Dr Ian McMaster, Medical Advisor

2.47 p.m. Mr Easton left the meeting.

2.49 p.m. Mr Somerville re-joined the meeting.

3.08 p.m. Mrs Easton re-joined the meeting.

3.09 p.m. Mrs Cameron left the meeting.

3.15 p.m. Mr McGlone left the meeting.

9. Any Other Business

None.

10. Date, Time and Place of Next Meeting

The next Committee meeting will be on Monday, 28 September 2015 at 12pm in Room 30, Parliament Buildings.

The Chairperson adjourned the meeting at 3.17 p.m.

Signed: _____
Chairperson

Date: _____