

Mental Health Act (Amendment) Bill 2023

Explanatory Memorandum

To amend the Mental Health Act 2001 to give statutory powers to the Mental Health Commission to regulate the Child and Adolescent Mental Health Services so that recommendations of governance and clinical reforms made by the Commission can be implemented by the State and the HSE.

To allow the Mental Health Commission to monitor the implementation of any such recommendations and to allow them to publish a yearly report on the progress.

Mark Ward

DAVID COLLINANE

Mental Health Act (Amendment) Bill 2023

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Acts Referred To

Mental Health Act 2001

Mental Health Act (Amendment) Bill 2023

Bill

Entitled

An act to amend the Mental Health Act 2001.

Be it enacted by the Oireachtas as follows:

Interpretation

1. In this Act, "Principal Act" means the Mental Health Act 2001
"the Commission" means the Mental Health Commission
"CAMHS" means the Child and Adolescent Mental Health Services

Amendment of section 33 of the Principal Act

2. Section 33 of the Principal Act is amended by the insertion of the following text in between subsections (1) and (2):

"(1A) Notwithstanding the generality of subsection (1), the principle functions of the Commission shall include -

- (a) the development of standards and rules for the provision of CAMHS community services across the state and it shall consult and engage with stakeholders and clinical staff for this purpose, and
- (b) the monitoring of the implementation of these standards and the publication of an annual progress report."

Short title, collective citation and construction

3. (1) This Act may be cited as the Mental Health Act (Amendment) Bill 2023.

(2) This Act and the Mental Health Act 2001 may be cited together as the Mental Health Act 2001 to 2023 and shall be construed together as one Act.