

Information Governance

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6 March 2024

Our reference: FOI DA5187

I am responding to your request for information received 1 February 2024 and clarified on 5 February. I am sorry for the delay in responding to your request. This has been treated as a request under the Freedom of Information Act 2000.

I am now enclosing a response which is attached to the end of this letter. Please do not hesitate to contact me on the contact details above if you have any further queries.

Yours sincerely,

Information Rights Coordinator

If you are dissatisfied with the Trust's response to your FOIA request then you should contact us and we will arrange for an internal review of this decision.

If you remain dissatisfied with the decision following our response to your complaint, you may write to the Information Commissioner for a decision under Section 50 of the Freedom of Information Act 2000. The Information Commissioner can be contacted at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Tel: 0303 123 1113
Web: www.ico.org.uk

Please note that the data supplied is not allowed to be re-used and/or published without the explicit consent of East London NHS Foundation Trust. Please contact the signatory to request permission if this is your intention



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Interim Chief Executive Officer: Lorraine Sunduza
Chair: Eileen Taylor

Request: Under the Freedom of Information Act (2000), I would like to request the following information, regarding progress in the implementation of the Mental Health Units (Use of Force Act) 2018 in East London NHS Foundation Trust

Question 1: Please confirm the information I have from the document “Shared Roles & Responsibilities for Use of Force Act” from your website, that the Responsible Person under the act is the Trust’s Chief Medical Officer.

Answer: Yes, the Chief Medical Officer is the Trust’s responsible person for the Use of Force Act.

<https://www.elft.nhs.uk/mental-health-units-use-force-act-2018>

Question 2: Please confirm East London NHS Foundation Trust ‘s policy regarding the use of force by staff available on your dedicated page on your website is the current version.

Answer: The Trust confirms the policy on the website is the current version.

<https://www.elft.nhs.uk/sites/default/files/2023-04/Use%20of%20Force%20Policy%201.1.docx>

Question 3: I have a copy of East London NHS Foundation Trust information leaflet from your website, “Use of Force: An information leaflet for service users, family and friends” and the ‘Use of Force’ poster

Please could you confirm the dates of publication?

Answer: The date of publication was April 2022. It was updated and replaced on 25 January 2024.

Question 4: Please provide me with any other information resources developed for patients under your care about their rights in relation to the use of force by staff. This may include, for instance, copies of patient leaflets or information sheets.

Answer: The Trust has reviewed question 4 of your request for information under the Freedom of Information Act (FOI) 2000.

Section 21(1) of the FOI Act states:

(1) Information which is reasonably accessible to the applicant otherwise than under section 1 is exempt information.

The information requested is accessible here:

<https://www.elft.nhs.uk/mental-health-units-use-force-act-2018>

Question 5: Please inform me when and how these documents are made available to patients (e.g., during or within 24 hours of an inpatient admission).

Answer: The documents are printed and displayed on the wards. They are also made available as part of the welcome pack given during the admission process.

Question 6: Please provide me with the following details of training for staff that relates to the use of force specific to the Act.



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a) Is training on the use of force in relation to the act a standalone package or incorporated into other mental health law and practice training?

Answer: The Trust delivers training on the Use of Force Act within all Safety Intervention courses. Training is certified by BILD-ACT under the Restraint Reduction Network Training Standards.

b) Is a training developed and delivered in-house or via an external provider?

Answer: The Crisis Prevention Institute (CPI) is the Trust's preferred training provider. CPI provides annual training to the Trusts inhouse trainers, who develop and deliver the training to all staff.

c) If you utilise an external provider, please specify who this:

Answer: The Trust works with the Crisis Prevention Institute.

d) How often would staff be expected to attend training/refresher?

Answer: Safety Intervention training is required for ward-based staff and is currently an annual requirement. The Trust is currently transitioning to a 14-month refresher period as of 1st December 2023.

Breakaway training (disengagement) is required for staff who have face to face patient contact and is a three yearly requirement.

e) How is the training provided?

- i. Online/E-learning
- ii. In person
- iii. Combination of online & in person
- iv. Other (please state)

Answer: Training is provided online and in person.

f) Please provide information regarding how many healthcare and non-healthcare substantive staff completed this training?

Clarification: If the data are available, number of people trained in 2023 (1.1.23 - 31.12.23)

Answer: Please see table below:

Staff Group	Safety Intervention	Breakaway
Scientific and Technical	N/A	275
Clinical Services	374	282
Administrative and Clerical	N/A	18
Allied Health Professionals	N/A	216
Medical and Dental	N/A	120
Nursing and Midwifery Registered	406	343
Total	780	1254

g) Has a policy or system for monitoring training in the use of force and Seni's Law for bank/temporary staff been implemented by the trust?



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Answer: All staff working on the bank will have access to statutory and mandatory training. It is the individuals' responsibility to access the relevant training required for their role.

The Temporary Staffing Compliance Officer post has responsibility for the monitoring of statutory and mandatory training, including safety intervention for bank/temporary staff within the Trust.

The Trust has the facility to monitor bank compliance using the same monitoring process as substantive staff.

Question 7: Please can you kindly share the format/framework used by East London NHS Foundation Trust for monitoring the data on the use of force required under the act.

Answer: The Trust has reviewed question 7 of your request for information under the Freedom of Information Act (FOI) 2000.

Section 21(1) of the FOI Act states:

(1) Information which is reasonably accessible to the applicant otherwise than under section 1 is exempt information.

The information requested is accessible here:

Page 10:

<https://www.elft.nhs.uk/mental-health-units-use-force-act-2018>



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