



L Mackenzie
request-916311-0da9aa4e@whatdotheyknow.com

Our Reference: 202200329877

Your Reference: Freedom of Information request - Letter from Minister for Mental Wellbeing and Social Care

6 December 2022

Dear L Mackenzie,

REQUEST UNDER THE FREEDOM OF INFORMATION (SCOTLAND) ACT 2002 (FOISA)

Thank you for your request dated 13 November 2022 under the Freedom of Information (Scotland) Act 2002 (FOISA).

Your request

You asked for:

- A copy of the correspondence sent by the Minister for Mental Wellbeing and Social Care to NHS Boards asking them to clarify what processes and guidance they use when assigning transgender patients to inpatient wards (as referred to in an article in The Sunday Times on 13 November 2022).
- Copies of any responses received by the Scottish Government from NHS Boards to date.

Response to your request

The information you have requested is attached. This includes:

- A copy of the correspondence sent by the Minister for Mental Wellbeing and Social Care to NHS Boards asking them to clarify what processes and guidance they used when assigning transgender patients to inpatient wards;
- A redacted copy of the response received by the Scottish Government from NHS Education Scotland;
- A redacted copy of the response received by the Scottish Government from NHS Borders;

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- A redacted copy of the response received by the Scottish Government from NHS Dumfries and Galloway;
- A redacted copy of the response received by the Scottish Government from NHS Greater Glasgow and Clyde;
- A redacted copy of the response received by the Scottish Government from NHS National Services Scotland;
- A redacted copy of the response received by the Scottish Government from NHS Fife;
- A redacted copy of the response received by the Scottish Government from NHS Lanarkshire;
- A redacted copy of the response received by the Scottish Government from NHS Tayside;
- A redacted copy of the response received by the Scottish Government from NHS Forth Valley;
- A redacted copy of the response received by the Scottish Government from NHS Highland;
- A redacted copy of the response received by the Scottish Government from NHS Lothian, including a copy of their Standard Operating Procedures for Management of Beds within Adult Acute Mental Health In-Patient Service at Royal Edinburgh Hospital;
- A redacted copy of the response received by the Scottish Government from NHS Ayrshire and Arran, including copies of Guidance on Inpatient Care for Trans Patients, Supporting Trans Service Users Policy, and Single Sex Accommodation August Policy Update.

Where appropriate, the responses we've received from Health Boards have been redacted to exclude any names, or any information that may potentially identify and individual.

Your right to request a review

If you are unhappy with this response to your FOI request, you may ask us to carry out an internal review of the response by writing to Hugh McAloon, Director of Mental Health 3ER, St Andrew's House | EH1 3DG, or by email at DirectorofMentalHealth@gov.scot. Your review request should explain why you are dissatisfied with this response, and should be made within 40 working days from the date when you received this letter. We will complete the review and tell you the result within 20 working days from the date when we receive your review request.

If you are not satisfied with the result of the review, you then have the right to appeal to the Scottish Information Commissioner. More detailed information on your appeal rights is available on the Commissioner's website at:

<http://www.itspublicknowledge.info/YourRights/Unhappywiththeresponse/AppealingtoCommissioner.aspx>

Yours sincerely

Nadia Abu-Hussain

MNHL : Strategy and Co-Ordination

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