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Bwrdd Iechyd Prifysgol  
Aneurin Bevan  
University Health Board

Our Ref: JP/lab/FOI 20-425

Direct Line: 01633 435956  
[FOI.ABB@wales.nhs.uk](mailto:FOI.ABB@wales.nhs.uk)

29<sup>th</sup> December 2020

Celia Jones

[request-711001-4ae69a2a@whatdotheyknow.com](mailto:request-711001-4ae69a2a@whatdotheyknow.com)

Dear Ms Jones

Thank you for your request for information under the Freedom of Information Act, received on 4<sup>th</sup> December 2020, reference number **FOI 20-425**. I can confirm that the Health Board has completed a search of its records and has established that it does hold some information falling within the confines of your request:

**Do you have a template for capacity tests**

The Health Board has a template for assessing mental capacity.

**Who does the capacity tests and what grade of doctor are they.**

Mental capacity is decision specific. An assessment of capacity can be done by any appropriate professional depending on the decision to be made

**Do you have nurses doing capacity tests?**

Mental capacity is decision specific. An assessment of capacity can be done by any appropriate professional depending on the decision to be made

**When was your template put in place if you have one? ie what month and what year.**

The Templates for conducting mental capacity assessment under Deprivations of Liberty were issued by Welsh government in October 2015 and superseded previous templates. The current ones can be found on the link below

[https://gov.wales/sites/default/files/publications/2019-03/revised-standard-forms-guidance-for-the-mental-capacity-act-deprivation-of-liberty-safeguards\\_0.pdf#:~:text=A%20Mental%20Capacity%20Act%202005%20%20FD deprivation%20of%20Liberty, March%202015.%20The%20Expert%20Working%20group%20consisted%20of%3A](https://gov.wales/sites/default/files/publications/2019-03/revised-standard-forms-guidance-for-the-mental-capacity-act-deprivation-of-liberty-safeguards_0.pdf#:~:text=A%20Mental%20Capacity%20Act%202005%20%20FD deprivation%20of%20Liberty, March%202015.%20The%20Expert%20Working%20group%20consisted%20of%3A)

I hope that you find this information useful. If you are not satisfied that all of the information you have requested has been provided, or because of the way your request has been handled, you have the right to request a review. This would be looked into in accordance with the Information Commissioner's Office

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(ICO) guidelines, which state that a request for review should be received within two months of you receiving the Health Board's response to your request for information.

Please contact Richard Howells, Board Secretary, Aneurin Bevan University Health Board, Headquarters, St Cadoc's Hospital, Lodge Road, Caerleon, Newport, NP18 3XQ, email: [ABB.BoardSecretary@wales.nhs.uk](mailto:ABB.BoardSecretary@wales.nhs.uk) in the first instance if you wish to request a review.

If you are still dissatisfied at the end of the review, you have the right to take your complaint directly to the Information Commissioner, who can be contacted at the following address:

Information Commissioner's Office - Wales  
2<sup>nd</sup> Floor  
Churchill House  
Churchill Way  
Cardiff  
CF10 2HH

Telephone: 0330 414 6421  
Email: [wales@ico.org.uk](mailto:wales@ico.org.uk)

Yours sincerely



**Glyn Jones**

**Dirprwy Prif Weithredwr/Deputy Chief Executive**

**For and on behalf of Judith Paget, Chief Executive, and signed in her absence**