

## Ministerial Decision Report

### MENTAL HEALTH (JERSEY) LAW 2016 – APPOINTMENT OF ADMINISTRATOR

#### 1. Purpose of Report

To enable the Minister to appoint an administrator, pursuant to Article 4 of the Mental Health (Jersey) Law 2016 (MHL):

#### 4 **Appointment of administrator**

- (1) *The Minister must appoint a person to be the administrator in relation to such matters under this Law, and under Part 5 of the Capacity Law, as the Minister may (by code of practice or otherwise) direct.*

#### 2. Background

The previous postholder had been in post since July 2019 and fulfils the functions of the administrator in the main. In July 2024 they are leaving this post to take up another post within the Government of Jersey.

A new individual has been recruited as the replacement Mental Health and Capacity Law Administrator and requires appointment as such to fulfil the statutory requirements of the Mental Health and Capacity Laws.

A Deputy Mental Health and Capacity Law Administrator has also been recruited to provide additional support for fulfilling the statutory requirements of the Mental Health and Capacity Laws, and to enable the statutory functions to be fulfilled during any annual or sickness leave. The Minister will be asked to approve the Deputy once they have commenced in post in August 2024 and have satisfactorily completed the required training.

#### 3. Recommendation

The Minister is recommended to appoint the administrator, pursuant to Article 4 of the Mental Health (Jersey) Law 2016 (MHL), in relation to matters under the MHL and Capacity & Self-determination (Jersey) Law 2016.

#### 4. Reason for Decision

To appoint an administrator to ensure that the statutory requirements of the Mental Health and Capacity Laws are able to be fulfilled.

#### 5. Resource Implications

Resources have already been identified and allocated for this role and function.