

Please contact: Access to Information Team

Email: MLCSU.FOITeam@nhs.net

Direct tel: 01782 872648

Chorley House
Lancashire Business Park
Centurion Way
Leyland
PR26 6TT

Tel: 01772 214232
www.lancashireandsouthcumbria.icb.nhs.uk

18 August 2023

Re: Your request for information under the Freedom of Information Act 2000
Ref no: FOI-3439-LSC

Thank you for your request dated 13 August 2023.

We can confirm that the ICB does hold the information you requested.

Please find our response to your questions below:

Q1	<p>Your Question:</p> <p><i>Section 140 of the Mental Health Act 1983 (as amended) reads:</i></p> <p><i>"140 Notification of hospitals having arrangements for special cases.</i></p> <p><i>"It shall be the duty of every integrated care board and of every Local Health Board to give notice to every local social services authority for an area wholly or partly comprised within the area of the integrated care board or Local Health Board specifying the hospital or hospitals administered by otherwise available to the integrated care board or Local Health Board in which arrangements are from time to time in force</i></p> <p><i>"(a) for the reception of patients in cases of special urgency;</i></p> <p><i>"(b) for the provision of accommodation or facilities designed so as to be specially suitable for patients who have not attained the age of 18 years."</i></p> <p>- I would like to request a copy of the current notices given to every local social services authority by the ICB pursuant to S140 of the Mental Health Act.</p>
	<p>Our Response:</p> <p>Please refer to the enclosed Section 140 Joint Protocol.</p>

Q2	<p>Your Question:</p> <p>If the ICB has not given such notice I would like to request either:</p> <ul style="list-style-type: none"> - A copy of the decision made by or on behalf of the ICB not to comply with the duty laid down in S140 of the Mental Health Act and provide such notice, or <p>Our Response:</p> <p>N/A.</p>
Q3	<p>Your Question:</p> <p>A copy of the most recent plan to develop, agree or provide such notice</p> <p>Our Response:</p> <p>N/A.</p>

Right of Appeal

Should you require any further information or clarification regarding this response please do not hesitate to contact us. If you are dissatisfied with the response, you are entitled to request an internal review which should be formally requested in writing and must be within two calendar months from the date this response was issued.

To request an internal review

You can request this by contacting the FOI team by email at MLCSU.FOITeam@nhs.net or by post to Jubilee House, Lancashire Business Park, Leyland, PR26 6TR, specifying why you require a review.

If you are not content with the outcome of your internal review, you may apply directly to the Information Commissioner’s Office (ICO) for a decision. Generally, the ICO cannot make a decision unless you have exhausted the CCGs FOI complaints procedure. The ICO can be contacted at:

Information Commissioner’s Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF
www.ico.gov.uk

Yours sincerely

**On behalf of Kevin Lavery
 ICB Chief Executive**