

**St Patrick's**  
Mental Health Services



# Founder's Day 2021

Conference

**Mental Health, Human  
Rights and the Law**

**3 December**



# Programme

## Schedule

Moderated by Jan Ní Fhlanagáin

### Morning session

9.15am

#### **Welcome and introduction**

Professor Paul Fearon, Medical Director,  
St Patrick's Mental Health Services (SPMHS)

9.20am

#### **Opening address**

Mary Butler TD, Minister for Mental Health  
and Older People

9.30am

#### **CEO's welcome**

Paul Gilligan, CEO, SPMHS

9.40am

#### **Deprivation of liberty safeguards**

Áine Hynes, Partner, St John's  
Solicitors, Dublin

9.55am

#### **Human rights responses to emotional distress**

Eilionóir Flynn, Director of  
the Centre for Disability Law  
and Policy, National University  
of Ireland, Galway



10.10am

**Human rights in mental health:  
From rhetoric to reality**

Brendan Kelly, Professor of Psychiatry, Trinity College Dublin and Consultant Psychiatrist, Tallaght University Hospital

10.25am

**Assisted Decision Making (Capacity) Act 2015:  
UNCRPD perspective and pathway to commencement**

Áine Flynn, Director, Decision Support Service

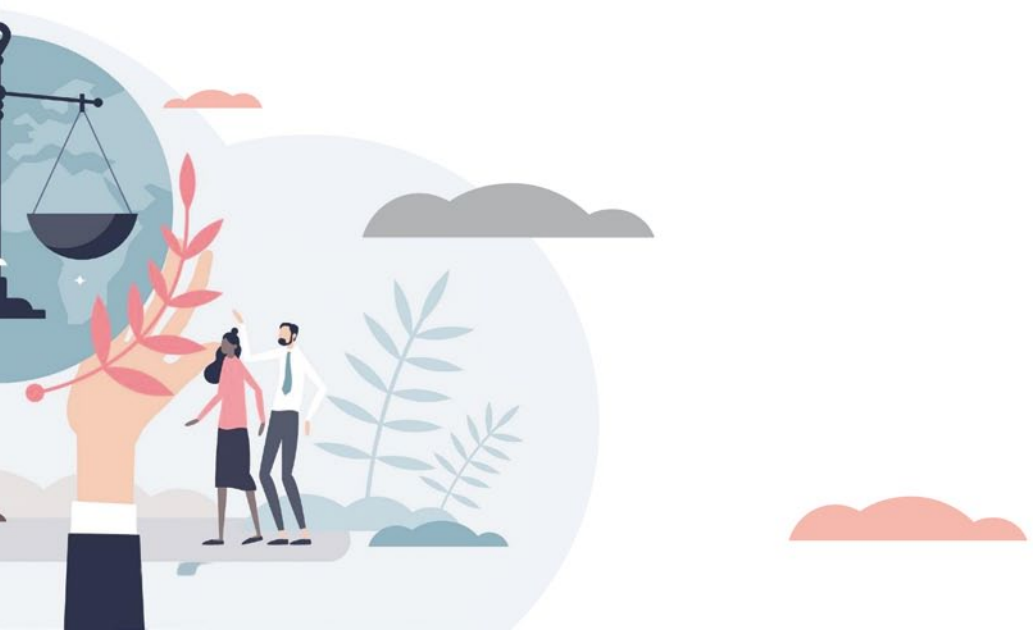
10.40am

**Amending and extending our mental health law**

John Farrelly, CEO, Mental Health Commission

10.55am

**Break** (10 minutes)



## Mid-morning session

11.05am **The new Mental Health Act: A view from the College of Psychiatrists of Ireland of where we are in 2021**

Dr William Flannery, President, College of Psychiatrists of Ireland  
and

Dr Mike Scully, Consultant Psychiatrist, HSE and Hermitage Medical Clinic, and Treasurer, College of Psychiatrists of Ireland

11.20am **A right to what? The service user perspective**

Michael Ryan, Head of Mental Health Engagement and Recovery, National Mental Health, HSE

11.35am **Human rights and moving towards a person-centred approach**

Fiona Coyle, CEO, Mental Health Reform

11.50am **Who needs family?**

Sushil Teji, Family Member and Carer; volunteer with HSE Mental Health Engagement and Recovery; and Board Member for Mental Health Ireland

12.05pm **Break** (10 minutes)



## Afternoon session

12.15pm

### **Keynote Address**

#### **The intersection of mental health and mental capacity law: A Gordian knot?**

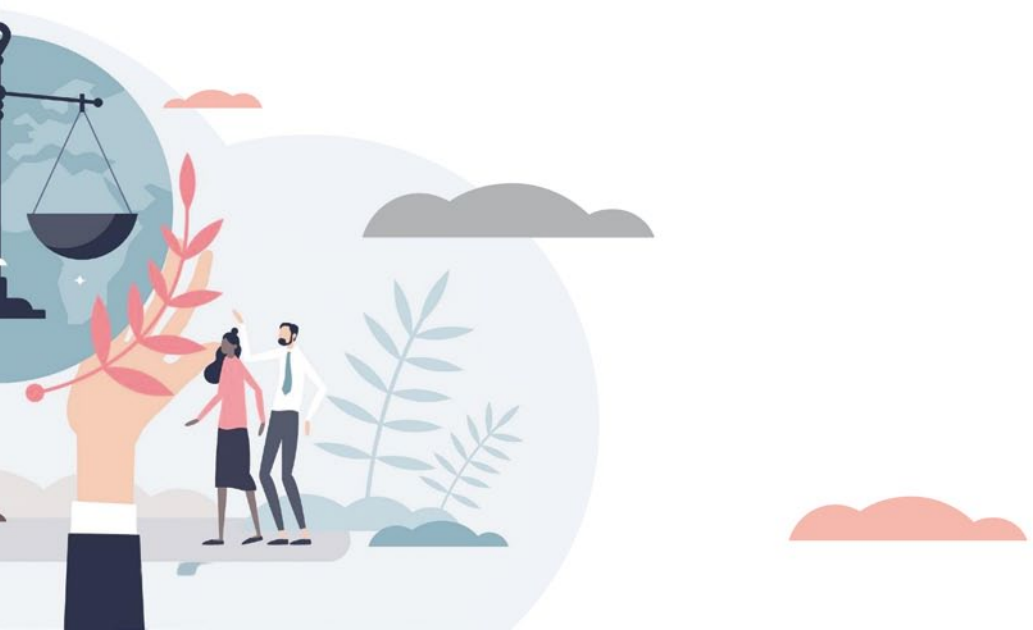
Dr Gareth Owen, Reader in Mental Health, Ethics and Law, King's College London, and Honorary Consultant Psychiatrist, South London, Maudsley NHS Foundation Trust

12.45pm

Final remarks

1.00pm

Conference close



# Speakers

## Morning session

### Welcome and introduction

#### Professor Paul Fearon

Medical Director, SPMHS



Paul Fearon is Medical Director of SPMHS and Clinical Professor of Psychiatry at TCD. He is the current chair of the Academic Faculty of the College of Psychiatrists of Ireland. Professor Fearon worked as a consultant

general adult psychiatrist in the Maudsley Hospital London for seven years. As a senior lecturer at the Institute of Psychiatry in London, he headed the Section of Social Psychiatry and Epidemiology. He returned to Dublin to take up his post as Clinical Professor in Psychiatry and General Adult Consultant Psychiatrist in St Patrick's Hospital and TCD in 2008.

He acted as Assistant Medical Director from 2015, prior to taking up his post as Medical Director in January 2020. He has published over 100 peer-reviewed papers, largely in the areas of the epidemiology and the role of socioenvironmental factors in schizophrenia and bipolar disorder, and in Quality of Care in Mental Health Services.

### Opening address

#### Mary Butler TD

Minister for Mental Health and Older People



Mary Butler is Minister of State at the Department of Health with special responsibility for Mental Health and Older People. She is a TD representing the Waterford Constituency.

In the 32nd Dáil, Mary served as Chairperson of the Joint Oireachtas Committee for Business, Enterprise & Innovation and the All Party Oireachtas Group on Dementia.

Mary served as a Councillor, having won a seat in the 2014 local elections in the Comeragh area, before contesting the 2016 General Election after securing the Fianna Fáil nomination for Waterford. She also had the honour of being the first female Fianna Fáil TD to be elected for the party since 2007. In the 2020 General Election, Mary was delighted to be re-elected to continue her work representing the people of Waterford City and County. She was appointed to sit on the Special Oireachtas Committee for Covid-19 response before being appointed a Minister by the Taoiseach in early July.



## CEO's welcome

### Paul Gilligan

CEO, SPMHS



Paul Gilligan, BA, MA, DipClin Psych, RegPsychol, FPsSI, is a Clinical Psychologist and Chief Executive of SPMHS. He is an Adjunct Assistant Professor in Trinity College Dublin.

Paul is a former Vice-Chairman of the National Children's Advisory Council, a former President of the Psychological Society of Ireland and a former Chairman of the Children's Rights Alliance. He was a member of the government-established Vision for Change Independent Monitoring Group and Garda Vetting Implementation Group. Before taking up his current post with SPMHS, he was Chief Executive of the Irish Society for the Prevention of Cruelty to Children.

Paul is author of two parenting books, *Keeping Your Child Safe* (2008) and *Raising Emotionally Healthy Children* (2015). He is an internationally recognised children's rights advocate and a Fellow of the Psychological Society of Ireland.

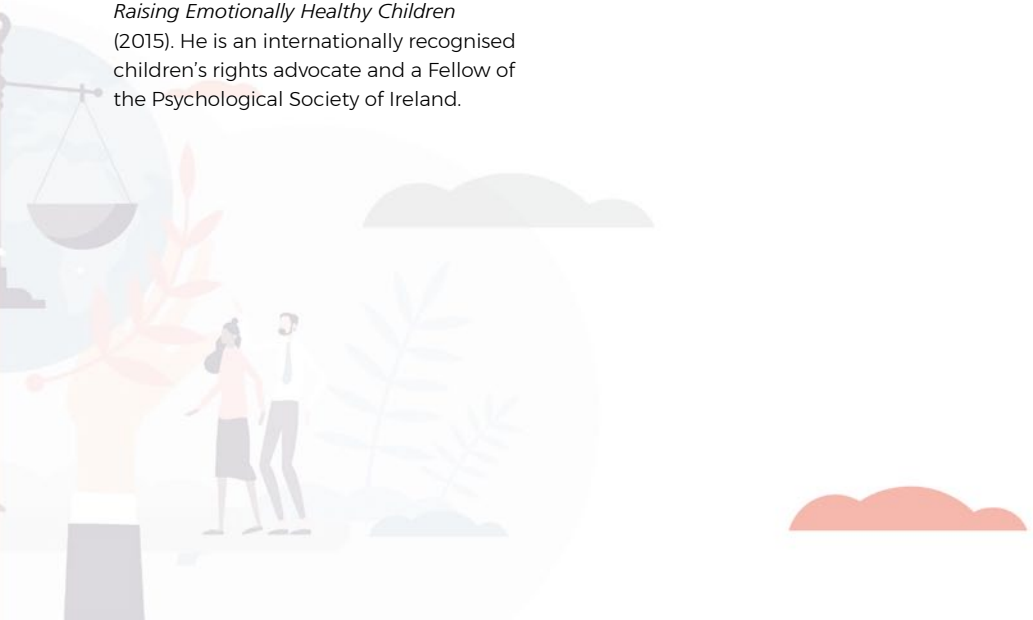
## Deprivation of Liberty Safeguards

### Áine Hynes

Partner, St John's Solicitors, Dublin



Áine Hynes S.C. is a partner in St John's Solicitors. She has represented service users detained under Mental Health legislation since 2006. She is currently legal advisor to the HSE, specialising in Mental Health and Capacity law. As Chair of the Irish Mental Health Lawyers Association (IMHLA), she sat on the Expert Steering Group reviewing the Mental Health Act 2001. She is currently Chair of the Law Society Task Force on Mental Health Law and Capacity and Chair of the Dublin Solicitors' Bar Association (DSBA), Mental Health and Capacity Committee. Áine was awarded a patent of precedence in 2020, becoming one of the first solicitors in Ireland appointed Senior Counsel.



## Human rights responses to emotional distress

### Eilionóir Flynn

Chair in Law and Director of the Centre for Disability Law and Policy, National University of Ireland, Galway



Eilionóir Flynn's research focuses on disability and social justice, with a particular emphasis on legal capacity, advocacy and reproductive justice. Her first book, *From Rhetoric to Action:*

*Implementing the UN Convention on the Rights of Persons with Disabilities* was published by Cambridge University Press in 2011 and since then she has gone on to publish extensively in the domain of disability rights. Eilionóir is the Scientific Co-ordinator of the Disability Advocacy Research in Europe (DARE) Marie Curie Training Network, made up of 15 PhD researchers across seven European countries.

Her work has attracted significant research funding, including a Starting Grant from the European Research Council, and an Investigator Award from Wellcome Trust. She has acted as a board member and advisor in a range of local, national and international bodies working on the rights of disabled people, and regularly advises policy-makers at national and international levels. This includes providing support to the Secretariat of the UN Committee on the Rights of Persons with Disabilities, and in particular the working group which developed General Comment 1.

## Human rights in mental health: From rhetoric to reality

### Brendan Kelly

Professor of Psychiatry, TCD and Consultant Psychiatrist, Tallaght University Hospital



Brendan Kelly is Professor of Psychiatry at TCD and Consultant Psychiatrist at Tallaght University Hospital. His books include *Mental Illness, Human Rights and the Law* (Cambridge) and *Dignity, Mental Health and Human Rights* (Routledge).

He served on the Expert Group on the Review of the Mental Health Act, 2001, and is on the HSE National Steering Group for the Assisted Decision-Making (Capacity) Act, 2015. Since 2017, he is Editor-in-Chief of the *International Journal of Law and Psychiatry*.





## Assisted Decision Making (Capacity) Act 2015: UNCRPD perspective and pathway to commencement

### Áine Flynn

Director, Decision Support Service



Originally from County Down, Áine graduated from TCD with a law degree and M.Litt. by research. She was admitted as a solicitor in 1999, and from 2012 to 2017, she was a

Senior Partner in Dublin firm, KOD Lyons, specialising in public interest law. She was on the panel of legal representatives of the Mental Health Commission and the Mental Health (Criminal Law) Review Board from their inception in 2006, and represented wards of court instructed by the General Solicitor.

Áine has written and lectured on human rights and holds a further qualification in quasi-judicial decision-making. Áine has been a member of the Human Rights Committee of the Law Society since 2012.

Prior to her present appointment, she was a member of the Law Society's Mental Health and Decision-Making Capacity Task Force. In October 2017, Áine commenced her post as the first Director of the Decision Support Service under the Assisted Decision-Making (Capacity) Act 2015.

## Amending and extending our mental health law

### John Farrelly

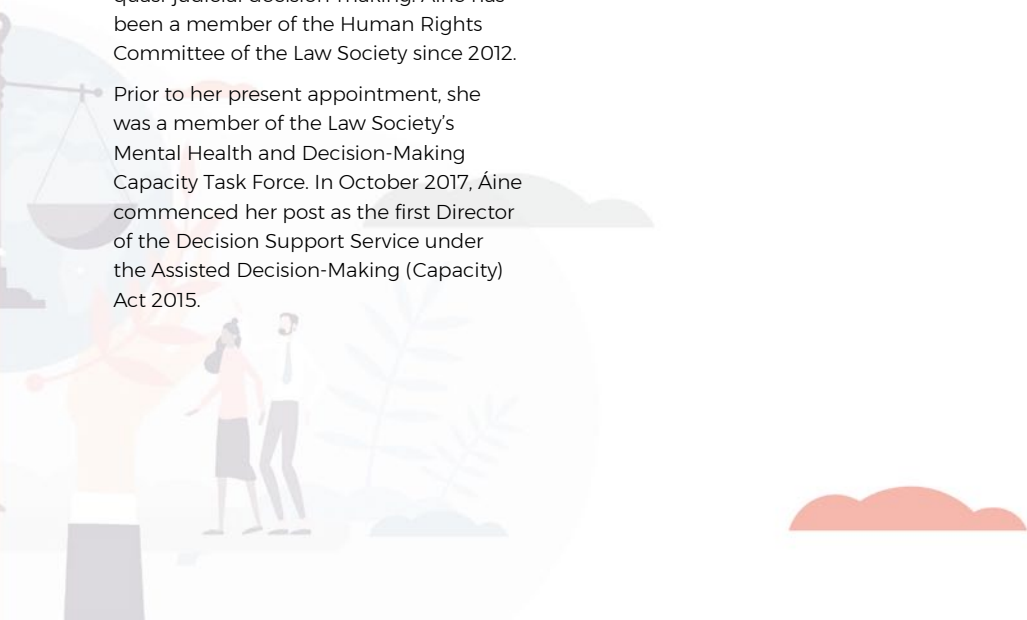
CEO, Mental Health Commission



John is a recognised expert in governance and risk-based regulation. He is a Fellow of the Faculty of Nursing and Midwifery of the Royal College of Surgeons, and was educated at the Honourable Society

of King's Inns, Harvard Kennedy School, Smurfit Business School and University College Dublin.

A Dublin native, John has worked in Ireland and the UK in both clinical and executive management positions. Prior to becoming Chief Executive of the Mental Health Commission, John was the first CEO of Ireland's Charities Regulator, and was deputy Chief Inspector of Social Services in the Health Information and Quality Authority (HIQA).



## Mid-morning session

### The new Mental Health Act: A view from the College of Psychiatrists of Ireland of where we are in 2021

#### Dr William Flannery

President, College of Psychiatrists of Ireland



Dr William Flannery is a Consultant Psychiatrist in Addictions Psychiatry at the Mater Misericordiae University Hospital and the National Drug Treatment Centre in Dublin City Centre.

From 2013 to 2017, he was Chair of the Postgraduate Training Committee.

#### Dr Mike Scully

Consultant Psychiatrist, HSE and Hermitage Medical Clinic, and treasurer of the College of Psychiatrists of Ireland



Dr Scully trained in Cork, Dublin and London and has worked as a Consultant Psychiatrist with the HSE since 2005. He chairs the Law Committee of the College of

Psychiatrists of Ireland and is also College Treasurer.



## A right to what? The service user perspective

### Michael Ryan

Head of Mental Health Engagement and Recovery, National Mental Health, HSE



Michael Ryan is National Head of Mental Health Engagement and Recovery with the HSE. Michael brings his own lived experience of

mental health challenges and now enjoys a full life in recovery.

Michael has a strong track record in recovery practice and innovation having worked as an Advocate and as a Peer Support Worker, before being appointed as Director of Advancing Recovery in Ireland. His most recent role prior to taking up his current appointment was as a Service Improvement Lead with the HSE, where he worked on a number of innovative projects including being the lead author on the *Framework for Recovery in mental Health 2018 - 2021*.

Michael is married to Angela, has one son and he lives on the shores of Clew Bay near Westport in County Mayo

## Human rights and moving towards a person-centred approach

### Fiona Coyle

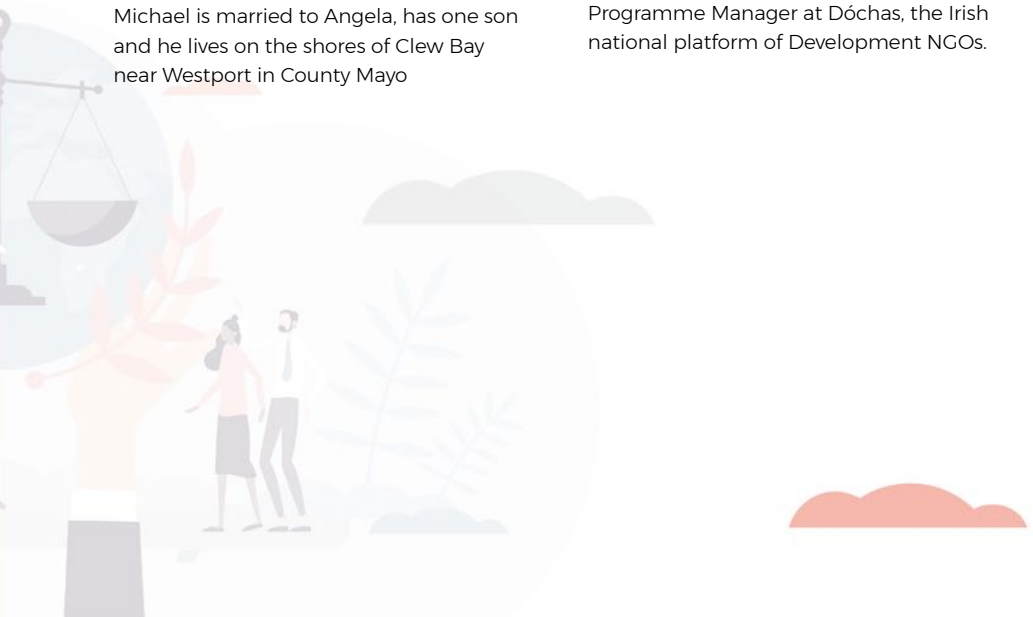
CEO, Mental Health Reform



Fiona Coyle joined Mental Health Reform in 2020 as Chief Executive Officer. Before this, Fiona spent two years as Director of END FGM Europe. Fiona has extensive experience working in national and

international civil society organisations, specialising in strategic and political planning and implementing multi-stakeholder advocacy.

Fiona was International Advocacy Manager at the International Planned Parenthood Federation (IPPF) European Network where she led the federation's engagement with the European institutions. She has previously been the network coordinator for EuroNGOs and Programme Manager at Dóchas, the Irish national platform of Development NGOs.



## Who needs family?

### Sushil Teji

Family Member and Carer; volunteer with HSE Mental Health Engagement and Recovery; and Board Member for Mental Health Ireland



Sushil has lived experience as a family supporter spanning many years. His professional experience comes from working in

large multi-national commercial organisations and more recently, in an SME, of which he is co-owner and Director.

Since 2017, Sushil has worked as a volunteer with HSE Mental Health Engagement and Recovery at both local and national level. He is also a serving Board member for Mental Health Ireland, and is passionate about promoting the voice of family and supporters in mental health services.

## Afternoon session

# Keynote Address

## The intersection of mental health and mental capacity law: A Gordian Knot?

### Dr Gareth Owen

Reader in Mental Health, Ethics and Law, King's College London, Honorary Consultant Psychiatrist, South London Maudsley NHS Foundation Trust



Gareth is an academic psychiatrist at King's College London, where he is a Reader in Mental Health, Ethics and Law. He is also an Honorary Consultant Liaison Psychiatrist at the South London and Maudsley NHS Foundation

Trust. His main research interest is consent and decision-making capacity in mental health and he has published widely on the theory, practice and policy relating to this area.

Gareth leads the Wellcome Trust - funded Mental Health and Justice Project - a large collaborative research endeavour. The project takes an interdisciplinary approach to two fundamental duties: the duty to protect people in contexts where they can be vulnerable and the duty to respect their agency and autonomy.

Gareth trained in psychiatry at the Maudsley Hospital and is a trustee of the Maudsley Philosophy Group Trust.





## **St Patrick's Mental Health Services**

St Patrick's Mental Health Services is Ireland's largest independent, not-for-profit mental health service. Our vision is for a society where all citizens are empowered and given the opportunity to live mentally healthy lives.

We provide community and outpatient care through our Dean Clinics and day patient services, inpatient care and Homecare through our three approved centres; St Patrick's University Hospital, St Patrick's, Lucan (St Edmundsbury) and Willow Grove Adolescent Unit. We provide a range of mental health services that cater for addictions and dual diagnosis, anxiety disorders, bipolar disorder, depression, eating disorders, psychosis, and mental health difficulties in older adults as well as young adults.

Health professionals can contact us with any queries regarding referrals to our services by contacting our Referral and Assessment Service on 01 249 3635. We also provide a one-to-one mental health advice service through our Support and Information Line, that can be contacted at 01 239 3333 or by emailing [info@stpatsmail.com](mailto:info@stpatsmail.com)



### **St Patrick's Mental Health Services**

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