

“Autonomy, Compulsion or Coercion?”

The Clinical, Legal and Ethical Dilemmas in the Treatment of Anorexia Nervosa

The aim of this conference is to provide mental health professionals who work with eating disorders an understanding of how and when to use compulsion and when to respect treatment refusal, with conversations with experts by experience, prominent lawyers and professionals of other disciplines to assist them in thinking through these issues.

Programme

9:30am : Introduction and Welcome

9:40 am Session 1: ‘Anorexia Nervosa across the Lifespan’–

chair: **Dr Jane Morris**

In conversation - Service user and carer perspectives on CAMHS and adult ED, compulsion, refusal and end of life – **Bridget Taylor and Helen Missen with Dr Jacinta Tan**

Interactive Discussion with audience – Turning points (that ‘magic moment’) – **Jacinta, Bridget and Helen**

10:20am Session 2: ‘Interface between the Mental Health Act and the Mental Capacity Act’. –

chair: **Emma Cave**

Legal principles and current state of law – **Alex Ruck Keene**

Authenticity, values, wishes and desires – **Dr Jacinta Tan**

When we should be using the MHA for anorexia nervosa and why it works – **Dr Sara McCluskey**

Questions and panel – with speakers

11:40am Coffee

12 noon Session 3: Different care approaches in severe and enduring eating disorders – chair: Dr Isabella Jurawicz

Rehabilitation in ED – **Asha Mootosamy and Clare Steedman, Stockwood House**

Palliative care concepts – **Dr Idris Baker, palliative care physician**

Clinical pathway approach – **Dr Frances Connan –**

Questions and panel – with speakers –

1:20pm Lunch

2:20 pm Session 4: ‘Severe and enduring Anorexia Nervosa in the Court of Protection’

chair: **Dr Jacinta Tan**

Legal analysis of SEAN –**John Coggon –**

‘The lawyer is IN’ – Q&A for clinicians with panel of lawyers – **Alex Ruck Keene, Emma Cave, John Coggon** – elicit questions beforehand and categorise and present to panel the general issues

3:20pm Coffee

3:40pm Session 5: 'Priorities, challenges and ways forward'

chair: **Gerrard McCullagh** –

Plenary with panel of different disciplines/perspectives having dialogue with the audience and each other modeling diversity of views:

Plenary Panel

Idris Baker – Palliative care physician

Alex Ruck Keene - Lawyer

John Coggon – Lawyer

Helen Missen – Carer representative

Bridget Taylor – Service user representative

Frances Connan – Eating Disorder Consultant Psychiatrist (London)

Jane Morris – Eating Disorder Consultant Psychiatrist (Scotland) in CAMHS.

Dr Anne Stewart Consultant Child and Adolescent Psychiatrist.

4:20pm Close

BIOGRAPHIES

Dr Idris Baker is Consultant and Lead Clinician in Palliative Medicine at Abertawe Bro Morgannwg University Local Health Board (ABMU LHB) in South Wales, working mainly in Morriston & Singleton hospitals. He trained at Cambridge and London and in Palliative Medicine at Leicester. While there he completed an MA in the ethics of cancer & palliative care at Keele University with a particular focus on the philosophy of futility in DNACPR decision making and was subsequently Visiting Scholar at the Hastings Center in New York, looking at questions of autonomy and the role of advance decisions and proxies in end of life decision making, before moving to Swansea in 2005. He is Chair of the Clinical Ethics Committee of ABMU LHB, a former expert member of the South West Wales Research Ethics Committee, Honorary Associate Clinical Teacher in the Department of Palliative Medicine at Cardiff University, Program Director for the All Wales Palliative Medicine Higher Training Program.

Emma Cave is a Professor of Healthcare Law at Durham University. She publishes widely in the field of Medical Law and is on the editorial boards of OUP's Medical Law Review as well as the Journal of Medical Law and Ethics and the International Journal of Mental Health and Capacity Law. Her principal areas of research include compulsion, capacity and consent and she has published recently on public health, NHS redress and medical research. Her monograph, *The Mother of All Crimes* was published by Ashgate in 2004 and the sixth edition of her co-authored book (with Professor Margaret Brazier), *Medicine, Patients and the Law* was published in August 2016. See <https://www.dur.ac.uk/law/staff/?id=11717>. Her areas of professional interest are Law, capacity, consent and compulsion.

John Coggon is Professor of Law at the University of Bristol, where is Co-Director of the Centre for Health, Law, and Society. He is also an Honorary Member of the UK Faculty of Public Health. His primary research interests are in legal, ethical, and political questions concerning public health and mental capacity. His work on mental capacity law focuses on various questions, including the role of values in welfare decision making, and the nature of autonomy and best interests. His recent publications include: John Coggon, "Mental Capacity Law, Autonomy, and Best Interests: An Argument for Conceptual and Practical Clarity in the Court of Protection," *Medical Law Review* (2016) 24:3, 396-414.

Dr Frances Connan has worked as a Consultant Psychiatrist in Eating disorders at Vincent Square Eating Disorder Service, CNWL NHS Foundation Trust, for more than a decade. She is also Clinical Director for CAMHS and Eating Disorders (ED). As a member of the Executive Committee of the ED section of the Royal College of Psychiatrists, Frances was involved in the development of QED, the quality assurance network for ED, from its conception in 2009. She is currently Chair of the QED advisory group.

Gerrard McCullagh is the Clinical Lead for the Adult Tier 3 Specialist Eating Disorders Service in Aneurin Bevan and South Powys Health Boards, he is also the Research and Audit lead for the specialist adult eating disorders services across Wales. As a psychiatric nurse and Group Analyst he is particularly interested in the intra and interpersonal dynamics evident in people with an eating disorders and how this affects the people that work with them.

Helen Missen qualified as an RGN from the Royal Free Hospital in the late 80s. Becoming a mother to three created new opportunities. In 2009 her daughter was diagnosed with RAN. Realising there were limited, and a lack of resources in her area, she self taught FBT/the Maudsley method, joined FEAST, worked on the managing committee of EDIC, sits on the Cross Party Group for EDs in Wales, tackles government on ED provision, is a managing trustee of Charlotte's Helix. She is also on the ED network for Wales sitting on various committees, as well as the ED research Group in Wales. Helen also became an activist and advocate for and on behalf of families.

What drives her? The unswerving knowledge that her daughter will recover, and that no other family should have to tread the same path. Common sense, a good sense of humour and bloody mindedness prevail. She has been described as a 'vortex' and someone who keeps clinicians on track with her knowledge of Eating Disorders and the latest research.

Dr Jane Morris Consultant Psychiatrist, Eden Unit, Royal Cornhill Hospital, Aberdeen. Dr Morris trained in psychotherapy and CAMHS, and her current specialism is eating disorders. She is the Chair of SEDIG (the Scottish Eating Disorder Interest Group) and EEATS (Eating Disorders Education & Training Scotland), and also serves on EDSECT (the Eating Disorders Section Executive Committee). For a number of years she was a designated medical practitioner with the Scottish Mental Welfare Commission. Dr Morris edited and co-wrote the ABC of Eating Disorders: a comprehensive primer for GPs, dieticians, psychiatrists and community health teams who need to incorporate a sophisticated awareness of this field into their professional practice.

Alex Ruck Keene is an experienced barrister, writer and educator. His practice is focused on mental capacity law (broadly defined) in which provides specialist advice and representation, as well as delivering expert training for front line professionals. He also writes extensively in the field, editing and contributing to leading textbooks and (amongst many other publications) the 39 Essex Chambers Mental Capacity Law Newsletter, the 'bible' for solicitors (and others) working in the area. He is the creator of the website www.mentalcapacitylawandpolicy.org.uk, providing resources and expert commentary on some of the most difficult mental capacity issues.

Alex is an Honorary Research Lecturer at the University of Manchester, a Wellcome Trust Research Fellow at Kings College London, and a Research Affiliate of the Essex Autonomy Project at the University of Essex. Since the autumn of 2015, he has been on secondment to the Law Commission as a consultant to their Mental Capacity and Deprivation of Liberty Project.

Dr Jacinta Tan is a partner at the Collaborating Centre for Values Based Practice in Health and Social Care. A medical ethicist with a philosophy and sociology background, she is also an honorary consultant psychiatrist with the Adult Tier 3 Specialist Eating Disorder Service at the Abertawe Bro Morgannwg University Health Board, Swansea. She is a clinical associate professor and specialises in eating disorder research and empirical ethics research.