

# Rebecca Fitzpatrick

Partner

 **Manchester**

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Becky heads our health advisory and inquests team. She's recognised by Chambers and Partners as a pre-eminent lawyer in the areas of mental health and mental capacity law, with over 20 years of experience in the Court of Protection, the Mental Health Act, the High Court (complex treatment cases), the Administrative Court (judicial review, human rights and community care issues) and the Coroner's Court.

She sits as a fee-paid First-Tier Tribunal judge (mental health) and also regularly lectures in the above areas of law to a range of professionals including at national conferences in the field.

Becky advised the Department of Health in relation to their online training package on the Mental Capacity Act rolled out to over 1.5 million health and social staff, and is well known for her expertise in the area of consent, capacity and best interests.

Becky is regularly involved in high-profile, complex reported cases, such as the case of Devon Partnership NHS Trust v SSHSC [2021] EWHC 101 (Admin) concerning the legality of remote Mental Health Act assessments during the COVID 19 pandemic.

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## Expertise

Commissioner and integrated care systems

Health

Health and care regulatory

NHS acute trusts

NHS mental and community health trusts

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## Featured experience

## Deprivation of Liberty of a child

Wigan BC v Y (Refusal to Authorise Deprivation of Liberty) [2021] EWHC 1982 (Fam) (14 July 2021) concerning the deprivation of liberty of a 12-year-old child with mental health issues.

## End-of-life treatment of a child

Re Z (Medical Treatment: Invasive Ventilation) [2021] EWHC 2613 (Fam) (24 September 2021) which related to the end-of-life treatment of a child.

## First case concerning the Mental Capacity Act to be heard by the Supreme Court

Advising the treating Trust in the first case concerning the Mental Capacity Act to be heard by the Supreme Court Aintree University Hospital Trust v J [2013] (withdrawal of medical treatment).

## The legality of remote Mental Health Act assessments during the COVID 19 pandemic

Advising the mental health Trust in Devon Partnership NHS Trust v SSHSC [2021] EWHC 101 (Admin) concerning the legality of remote Mental Health Act assessments during the COVID 19 pandemic.

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## Testimonials

*"Becky always has time to work with us as the client. I have found her to be extremely knowledgeable, professional and supportive."*  
**Chambers and Partners 2023,**

*"Rebecca Fitzpatrick is extremely knowledgeable and professional."*  
**Chambers and Partners 2023,**

*"She is absolutely fantastic - she's level-headed and sensible".*  
**Chambers 2022 ,**

*"She knows the law inside out and is very knowledgeable, approachable and responsive."*  
**Chambers 2022 ,**