

DEPRIVATION OF LIBERTY AWARENESS

AIMS:

This half day programme is designed specifically to promote awareness for care staff of the Deprivation of Liberty Safeguards introduced as an amendment to the Mental Capacity Act 2005 by the Mental Health Act 2007.

Participants need to have attended a half day programme of Mental Capacity Awareness before commencing on this programme

OBJECTIVES:

This will be achieved by:

- Locating the Safeguards in the Mental Capacity Act so that workers can see how they fit with that piece of legislation
- Brief analysis of why the Deprivation of Liberty (DoL) Safeguards were necessary and significant English Case Law which illustrates the necessity for such guidelines
- CSCI's restraint document
- What Deprivation of Liberty is about: its structural framework for management and the 6 assessments used to see whether it is necessary
- When is DoL occurring and what constitutes a least restrictive option?
- Promoting person centred care as a least restrictive option
- The roles of front line staff in establishing if a DoL is occurring or is likely to occur.

OUTCOMES:

By the end of the session, participants will have gained an understanding into the assessment for DoL and the promotion of least restrictive options in order that they can identify if or when a DoL is, or is likely to occur.

LEGISLATIVE AWARENESS

AIMS:

This session aims to focus on the changes in legislation affecting adult social care and health. There have been a number of major pieces of law that have come in to play in the past few years that have implications for service users and providers. Workers across the sector need to feel knowledgeable enough to be able to comply with statutory requirements so that they can examine their current practice.

OBJECTIVES:

- Identifying any hopes and aspirations for the session from group members to ensure that their learning needs are met
Consideration of key pieces of legislation affecting social care services, namely:
- The Mental Capacity Act 2005. It's been a statutory requirement for almost 3 years and yet has still not rooted in the culture of social care provision. We will examine where there are key liabilities and identify what needs to be in place at work.
- The Deprivation of Liberty Safeguards. A national under-referral for assessment in line with the safeguards suggests that they are not being applied. We will consider what a DoL may look like and when you may need to seek authorisation for one.
- The Health and Social Care Act 2008: its implications for direct payments and human rights obligations for the independent sector
- Safeguarding Vulnerable Groups Act 2006 and the ISA.
- Questions and discussion of scenarios from practice

OUTCOMES:

By the end of the session, participants will have gained an insight into where there are statutory implications for their working practices so that they can ensure that they are complying with the law