

The Mental Capacity and Mental Health Act - Deprivation of Liberty

Basic description of course

The new Deprivation of Liberty safeguards come into force in April 2009. These safeguards close the "Bournewood Gap".

This course will explore the rationale behind the new measures and examine the practical implications for health care professionals. Delegates will be given advice on how to choose between the MCA and MHA. There will be a detailed analysis of what constitutes deprivation of liberty rather than restriction of liberty.

Delegates will have the opportunity to raise issues and concerns specific to their own practice. The course will be run by a practising Mental Health care lawyer and will be case study led.

Objectives

- Overview of the Mental Capacity Act and Mental Health Act
- Thorough examination of what is meant by restriction as opposed to deprivation of liberty and restraint
- In-depth examination of Mental Health, Mental Capacity, Eligibility and Best interests assessments under the new regime
- Step by step review of the procedure for obtaining urgent and standard authorisations
- Provision of a decision-making algorithm to assist staff on a day-to-day basis with their application of the new Act
- Documentation under the new regime; a practical guide including the introduction of the FMA (five minute appraisal) system

Suggested number of delegates

15 to 20

