

Board of Directors (in Public)

Item 2.5*

Subject: Deprivation of Liberty Safeguards (DoLS)
Update for Q4 18/19

Date of meeting: 30th April 2019

Prepared by: Terri Meecham – DoLS Administrator

Presented by: Sue Pemberton – Director of Nursing and Operations

Purpose of Report: For Note

BAF Reference	Impact on BAF
1.3	None

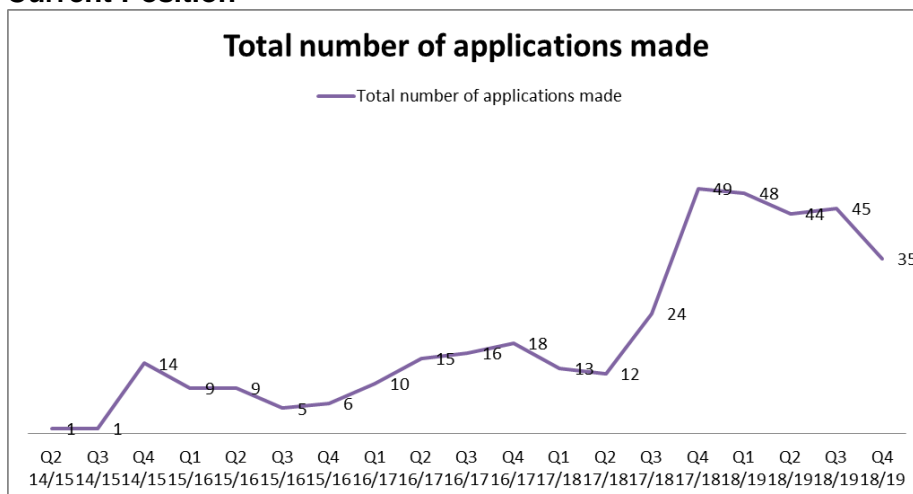
1. Executive Summary

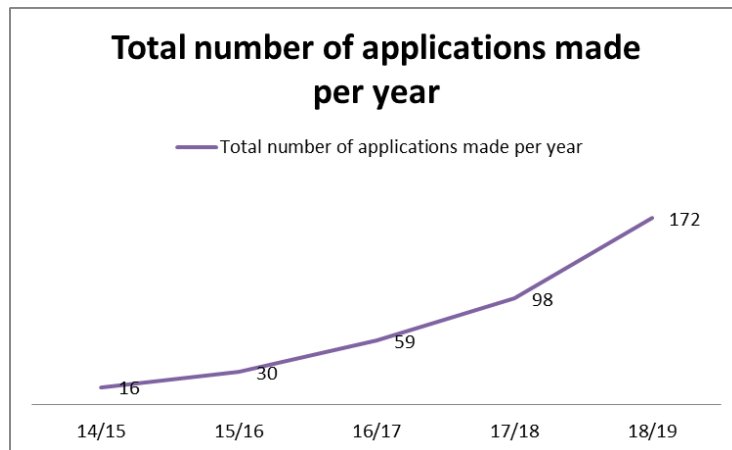
The purpose of this paper is to update the Board of Directors on the number of applications made for quarter 4 – 2018/19 in relation to the Deprivation of Liberty Safeguards (DoLS). For Q4 a total of 35 Deprivation of Liberty Applications have been received by the Safeguarding Team for 11 different local authorities across the catchment area.

2. Background

The Deprivation of Liberty Safeguards (DoLS) were introduced in 2009 (as an addendum to the Mental Capacity Act 2005 and a strong link to the Mental Health Act 2007). DoLS aim to prevent the unlawful detention of adults in hospitals and care settings who lack capacity to choose where they live and/or to consent to care and treatment. DoLS are compatible with Article 5 of the European Convention on Human Rights (the right to liberty and security of person).

3. Current Position





MCA Assessments and DoLS Applications – Q4 (2017/18)

For Q4 a total of 35 Deprivation of Liberty Applications have been received by the Safeguarding Team for 11 different local authorities across the catchment area. This is a 22% reduction in applications received since the previous quarter.

Of the total 35 applications received by the team, all were standard and urgent applications.

- 10 urgent applications were issued and the standards were not required as the patients were discharged/transferred within the 14 day urgent period, the patient's confusion had settled or the patient passed away.
- In 23 cases, the applications were reviewed and the patients were assessed by the safeguarding team but the applications were not sent. This was due to a number of reasons, either the patients confusion had settled, the patient met the criteria for a critical care patient and were to be managed under the best interests principle and would be reviewed again once they were ready to be transferred to the ward or the patient was transferred or discharged soon after the application prior to safeguarding review.
- 2 applications remain on going as the patients are still inpatients within the Trust. No response has been received by the authorities and the patients still require review and assessment. The authorities have been chased for a response and the patients will remain to be treated under best interests until a response is received.

MCA and DoLS Mandatory training is currently at 93.1 % across the trust at the end of March 2019 against a trust Key Performance measure of 90%.

There are no new risks to be highlighted on this report; all applications are reviewed on an individual basis.

4. Recommendations

The Board of Directors are asked to note the numbers of applications made and assessments undertaken.