

Board of Directors (in Public)

Item 2.3

Subject: Mental Capacity (MCA) & Deprivation of Liberty Safeguards (DoLS) Update for Q3 16/17

Date of meeting: 31st January 2017

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Terri Meecham – DoLS Administrator

Presented by: Sue Pemberton - Director of Nursing and Quality

BAF Ref	Impact on BAF Risk
1.1, 1.2	None

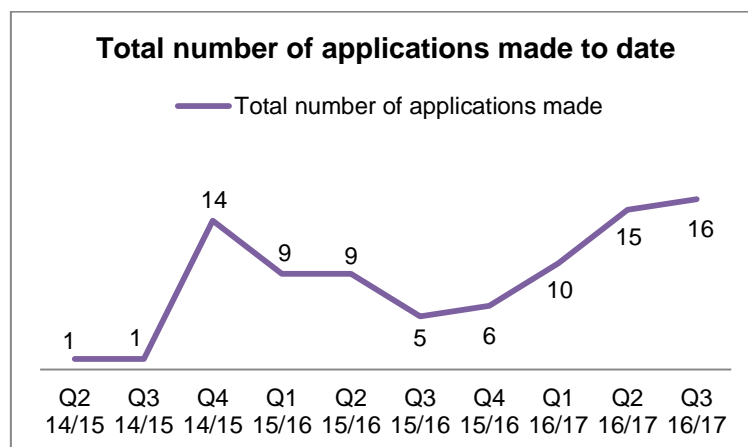
1. Executive Summary

The purpose of this paper is to update the Board of Directors on the number of applications made for quarter 3 2016/17 in relation to the Deprivation of Liberty Safeguards (DoLS).

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 – Q3 (2016/17)

For Q3 a total of 16 Deprivation of Liberty Applications have been made to 10 different local authorities across the catchment area. This is the highest number of applications made within a quarter since the Trust started to make application in September 2014.

Of the total 16 applications, 10 standard applications were made and six urgent applications issued and a standard was not required as the patient was treated and discharged within the 14 day urgent period.

MCA and DoLS Mandatory training is currently at 96.9% across the trust.

There are no new risks to be highlighted on this report.

4. Recommendations

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