

Board of Directors (in Public)

Item 2.3

Subject: Mental Capacity (MCA) & Deprivation of Liberty Safeguards (DoLS) Update for Q4 16/17

Date of meeting: 25th April 2017

Prepared by: Joanne Shaw – Safeguarding Lead
Terri Meecham – DoLS Administrator

Presented by: Sue Pemberton - Director of Nursing and Quality

BAF Ref	Impact on BAF
N/A	N/A

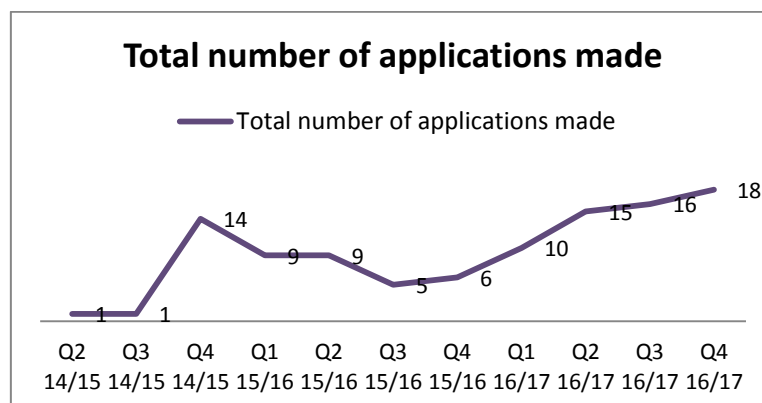
1. Executive Summary

The purpose of this paper is to update the Board of Directors on the number of applications made for quarter 4 2016/17 in relation to the Deprivation of Liberty Safeguards (DoLS).

2. Background

The Deprivation of Liberty Safeguards (DoLS) was 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 (2016/17)

For Q4 a total of 18 Deprivation of Liberty Applications have been made to eight 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 18 applications, all were standard and urgent applications.

1 standard application was approved for 6 weeks.

9 urgent applications were issued and the standards were not required as the patients were discharged or transferred within the 14 day urgent period.

1 Application was rejected by the authority as they felt that it met the current guidance for Critical Care patients.

2 applications were discontinued as the forms were completed but not sent as the patients were discharged prior to sending.

As of 31st March 2017 5 applications were ongoing

MCA and DoLS Mandatory training is currently at 97% across the trust.

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

4. Recommendations

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