



# Mental Capacity Act

## One Day

### **Who should attend this one day course**

Managers and front line staff working with adults in any care or support setting

### **Introducing Faiers Training**

Faiers Training uses over thirty five years of experience in the care & support sector to deliver training that is both professional & practical

### **Course Overview**

The Mental Capacity Act 2005 came into force in 2007 and impacts on the lives of an estimated one to two million vulnerable adults in England & Wales. This one-day course provides essential information for staff and clarifies what areas of professional practice need to change in the light of the Act, subsequent House of Lords review & recommendations and the Cheshire West judgement.

### **Course Content**

#### **AM**

- **What is Mental Capacity?** – Including the five core principles of the Act
- **Which Staff & Clients are impacted by the Mental Capacity Act?**
- **What are capacity and lack of capacity?** – Including how is it assessed, the decision maker, recording decisions, considering best interests & exhausting options to assist people to make their own decisions where possible
- **The Independent Mental Capacity Advocacy (IMCA) Service** – Including the five areas where the IMCA service has a role and what that role is
- **Restraint and Deprivation of Liberty** - Also Liberty Protection Safeguards
- **Lasting Power of Attorney** - Including how to check and challenge
- **Advanced Decisions** - Including assessing if they are valid & applicable
- **The role of the Court of Protection & the Public Guardian**

#### **PM**

- **Assessing Capacity** – In depth practical guidance on how to assess capacity & what to record including a look at COP3 forms if desired
- **Best Interest Decision Making** – In depth practical guidance on making best interests decisions, including statutory check lists, consulting others and conducting best interests meetings.

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# MCA Including DoLS

## One Day

### **Who should attend this one day course**

Managers & senior staff working with adults in any care or support setting who have attended basic awareness training on the MCA & DOLS

### **Introducing Faiers Training**

Faiers Training uses over thirty five years of experience in the care & support sector to deliver training that is both professional & practical

### **COURSE OVERVIEW**

The Mental Capacity Act 2005 came into force in 2007. Together with the Deprivation of Liberty Safeguards introduced in April 2009, this legislation impacts on the lives of up to one or two million adults in England & Wales. This one-day course provides managers and senior staff with essential information and clarifies what areas of professional practice need to change in the light of the Act, 2014 House of Lords recommendations & Cheshire West ruling

### **COURSE CONTENTS**

- **Recap on the essential elements contained within the Mental Capacity Act** – Including definition of capacity, the five core principles (with a memory aid), 2 stage assessment of capacity, decision makers, recording assessments & best interests decisions, IMCA role, Attorneys & Deputies (including how to check and challenge them if necessary) and Advanced decisions (including assessing if they are valid & applicable).
- **The practical steps in assessing capacity** – an in depth look at best practice in assessing and recording capacity
- **Making Best Interests Decisions** – including how to conduct best interests meetings
- **Three critical questions when looking at deprivation of liberty (DOL)** – (1) A practical guide to recognising the difference between restraint/restriction and a DOL post Cheshire West, (2) How to assess if a DOL is a proportionate response to the level of identified risk (3) Ensuring no less restrictive responses exist before proceeding with a DOL
- **Mental Capacity Amendment Bill & Liberty Protection Safeguards**

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# Mental Capacity Act

## Half Day

### **Who should attend this half day course**

Managers and front line staff working with adults in any care or support setting

### **Introducing Faiers Training**

Faiers Training uses over thirty five years of experience in the care & support sector to deliver training that is both professional & practical

### **COURSE OVERVIEW**

The Mental Capacity Act 2005 came into force in 2007 and impacts on the lives of an estimated one to two million adults in England & Wales. This half day course provides essential information for care & support staff and clarifies what areas of professional practice need to change in the light of the Act, taking on board recommendations made by the House of Lords & Supreme Court rulings in 2014 and Mental Capacity Amendment Bill (Liberty Protection Safeguards)

### **COURSE CONTENTS**

- **What is the Mental Capacity Act 2005?**
- **Which Staff & Clients are impacted by the Mental Capacity Act?**
- **What is Mental Capacity & lack of Capacity?**
- **The Five Core Principles** - including a tool for remembering them and lessons from House of Lords report and case studies
- **Assessing Capacity?** – Including practical tips on the two stage test, exhausting options to assist people to make their own decisions wherever possible, the decision maker & recording assessments
- **Making Best Interests decisions** - including the statutory check list with practical examples
- **The Independent Mental Capacity Advocacy (IMCA) Service** – Including when to instruct, what they do and case studies regarding value of their input in the decision making process
- **Restraint, Restriction and Deprivation of Liberty**
- **Lasting Power of Attorney & Court Deputies** - understanding the differences, recognising & checking authority and raising concerns
- **Advance Decisions** – Including how to recognise when they are valid
- **Criminal Offence of Ill Treatment and Wilful Neglect**

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# MCA for Children's Services

## One Day

### **Who should attend this one day course**

Staff working with children and young people in any care or support setting

### **Introducing Faiers Training**

Faiers Training uses over thirty five years of experience in the care & support sector to deliver training that is both professional & practical.

### **COURSE OVERVIEW**

The Mental Capacity Act 2005 came into force in 2007. With just four exceptions, the vast majority of the Act (including deprivation of liberty in domestic settings) applies to 16 & 17 year olds. There are two parts of the Act that can also apply to children 16 and under. This one-day course provides staff with essential information and clarifies what areas of professional practice need to change in the light of the Act.

### **COURSE CONTENTS**

#### **AM**

- **What is Mental Capacity?** – Including which staff and clients are impacted by the Act
- **The five core principles** - Including House of Lords scrutiny group comments and helpful memory aid
- **Capacity and lack of capacity?** – Including how is it assessed, the decision maker, recording decisions, considering best interests & exhausting options to assist people to make their own decisions where possible
- **The Independent Mental Capacity Advocacy (IMCA) Service**
- **The four areas in the Act not applicable to anyone under 18** - Power of Attorney, advanced decisions, statutory wills and deprivation of liberty in care homes and hospitals
- **The two areas in the Act applicable to those under 16** - Court of Protection powers including the appointment of court deputies and criminal offences

#### **PM**

- **Assessing Capacity** – In depth practical guidance on how to assess capacity & what to record
- **Best Interest Decision Making** – In depth practical guidance on making best interests decisions, including statutory check lists, consulting others and conducting best interests meetings
- **Restraint and Deprivation of Liberty** - Recognising a Deprivation of Liberty post Cheshire West & the authorisation process in domestic settings for Young People
- **Mental Capacity Amendment Bill & Liberty Protection Safeguards**

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