**Training programme: Mental Capacity and Deprivation of Liberty**

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| **Topic 1:** | **General introduction to Mental Capacity and Deprivations of Liberty for under 18s**  |
| **Delivered by:**  | HN, RBG solicitor and Barrister from New Court Chambers  |
| **Audience:** | Open to wider Children’s staff involved in care planning, including Social Workers, Team Leaders, QILs, SEND officers,  |
| **Content:** | Introduction to principles of Mental Capacity, the Mental Capacity Act and how it applies to young people under 18Introduction to concept of confinement and deprivations of liberty for under 18sIssues of consent and seeking authorization for children and young people experiencing confinementCourt of Protection and Inherent Jurisdiction- applications required and the supporting paper work.  |
| **Cost:**  | May have a small admin cost depending on how we can run and deliver the virtual sessions.  |
| **Dates:**  | Feb 23rd at 2pm and March date TBC |
| **Length:** | 2 hour |
| **Platform:** | Virtual Zoom – webinar type session  |
| **Administered:** | In service, will need to identify single point of contact for registration and circulating content  |

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| **Topic 2:** | **Undertaking Mental Capacity Assessments and Best Interest Decisions for young people under 18 experiencing deprivation of liberty** |
| **Delivered by:**  | TBC\*, independent trainer on MCA and DOLS used to deliver Adult Services training programme  |
| **Audience:** | Social Workers completing Mental Capacity assessments and making applications to court to authorize deprivations of liberty/confinement  |
| **Content:** | **Mental Capacity** Outline of the assessment process set out in the MCA including: * the’ 2 stage test’

Examples and messages from the Court of Protection where relevant**Best Interests** * What does this mean?
* The statutory checklist and tools to assist with the best interests process

Principle 5 restrictive practice **Restraint and restrictive practice** What is it? What does the MCA say is permissible**Case Law and the March 2014 Supreme Court Judgement*** the judgement and it’s impact
* the ‘Acid Test’ and it’s application to young people

clarify the difference between the DoLS process administered by the local authority and authorisations for young people**Complexity : Determining the most appropriate legal mechanism to authorising a deprivation of liberty for young people*** Court of Protection ( judicial review and streamlined approach)
* High court- inherent jurisdiction

Mental Health Act |
| **Cost:**  | £XX prep time+ £XX per session , 10 people per session, 6 sessions neededTotal £XXX |
| **Dates:**  | TBC 6 sessions starting in April  |
| **Length:** | 9:30-3:00 4 .5 hours excluding breaks |
| **Platform:** | Virtual Zoom – interactive training session, with case studies and breakout rooms  |
| **Administered** | Via OED and Reed training.  |