

Mental Capacity Act 2005 (MCA)- A Legal Update

The Mental Capacity Act is a significant piece of legislation governing the decision making for those that do not have the mental capacity to consent to care and treatment. Various professionals are legally required to comply with the legislation such as social workers, GPs, consultants, nurses & staff in care homes. Many staff have had basic awareness training on the Act but have been unable to keep up to date with the latest developments and case law. This detailed course provides such an update. The course may be delivered as a half day or full day legal update.

WHO IS IT FOR? The course is designed for anyone who works directly with people that may lack mental capacity in any setting. The course may also be tailored to meet the needs of specific groups such as CCGs, local authorities and hospital trusts. Staff such as doctors, nurses other healthcare practitioners and staff, social workers, care managers, support workers, advocates and safeguarding teams will benefit from attending this course.

NOTE: A basic understanding of the Mental Capacity Act 2005 is essential

Timetable (may be subject to minor amendment)

Session 1	Overview of the Act MCA news/developments MCA- refreshing the basics <i>Exercise 1- Refresher exercise</i>
Session 2	Assessing Capacity Case Law Assessing Capacity- Challenges <i>Exercise 2- Assessing Capacity</i>
Session 3	Best interests case law Best Interests- challenges, ie risks, consulting Restraint <i>Exercise 2- Best Interests Exercise</i> Article 8 ECHR (private & family life)
Session 4	<i>Exercise 3- DoLS & Article 8</i> Refresher/Update on other areas: Attorneys Deputies Court of Protection <i>Exercise 4- Quiz</i>

Aims & Objectives

By the end of the course, participants will be able to:

- Understand the latest developments and news relating to the Mental Capacity Act
- Understand the latest best interests case law
- Understand the latest assessing capacity case law
- Understand the key human rights issues affecting those lacking capacity
- Identify key changes and developments in relation to attorneys & deputies
- Identify the types of cases going before the court of protection
- Identify how their working practices will be affected by the legislation

Training Techniques

Taught, group exercises/case studies, Q&A