

Deprivation of Liberty Safeguards (DoLS)- A Legal Update

The Deprivation of Liberty Safeguards allow hospitals and care homes to detain people that lack mental capacity if it is in their best interests. It is a detailed area of law which many health and social care professionals need to understand in order to ensure they are compliant with the European Convention on Human Rights. Unfortunately, following initial training, many staff are not easily able to keep up to date with the body of case law that has developed in this area. This course may be delivered as a half or full day legal update to ensure delegates who would like to know the latest DoLS news and case law are updated.

WHO IS IT FOR? The course is designed for anyone who works in adult social care where people may be deprived of their liberty. This may include staff such as doctors, social workers, care managers, support workers, advocates, care homes staff and safeguarding teams. Where relevant, the course may be tailored to the specific staff group.

NOTE: A basic understanding of the Mental Capacity Act 2005, including the Deprivation of Liberty Safeguards is essential

Session 1	Overview of DoLS DoLS news/developments Restraint- refresher Defining Deprivation according to the latest case law
Session2	<i>Exercise 1- Restriction or Deprivation</i> Further deprivation of liberty case law Article 5 (Right to Liberty)European Cases
Session 3	Best interests case law <i>Exercise 2- Best Interests Exercise</i> Article 8 ECHR (private & family life) & DoLS
Session 4	<i>Exercise 3- DoLS & Article 8</i> Assessing Capacity Case law <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 DoLS
- Understand the latest case law defining deprivation of liberty
- Understand the latest best interests case law
- Understand the latest assessing capacity case law
- Understand the key human rights issues affecting those subject to DoLS
- Identify how their working practices will be affected by the legislation

Training Techniques

Taught, group exercises/case studies, Q&A