

'WORKING WITH THE MENTAL HEALTH ACT & THE MENTAL CAPACITY ACT'

With the introduction of the Mental Capacity Act in 2007, mental health and learning disability services will face the challenge of working with two pieces of legislation that directly affect their clients. Admission to hospital and the provision of treatment that was formerly via just two routes (voluntary and the Mental Health Act) will now have a third route through the Mental Capacity Act. In addition, changes due to the Mental Health Act 2007, increase the interaction between the two Acts.

Professionals will, for some clients, face a dilemma of which Act to choose to provide the most appropriate care and treatment. In other cases, both Acts will be used simultaneously for the same client.

This course provides an opportunity to explore in detail the interaction and overlap between these two Acts and consider how services will be affected.

WHO IS THE COURSE FOR?

Mental health and Learning Disability NHS and local authority staff, inspectors and commissioners of services. Some prior understanding of both Acts is required.

SUMMARY OF CONTENT

- Crossover between the two Acts
- The Mental Health Act 2007 and its relationship to the Capacity Act
- Treatment - which Act to choose and when?
- Using both Acts together – when and why?
- Restraint powers– Mental Health Act or Mental Capacity Act?
- Detention via the Capacity Act
- ECT and capacity – new rules
- Impact of Advance Decisions, Lasting Powers of Attorney etc
- New duties placed on mental health services
- Existing policies and procedures affected by the new legislation
- Case studies showing the interaction between the Acts

This Course is available as an 'in house'
commissioned training programme for up to 30 people.

Further details can be obtained from



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