

# TRAINING PROGRAMME

2012

LONDON

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# BEST INTEREST ASSESSOR UPDATE AND REFRESHER

## ONE DAY TRAINING

The Deprivation of Liberty Safeguards (DOLS) were introduced in April 2009 with the key role of Best Interests Assessor. BIAs are central to the entire operation of DOLS as they make the fundamental decisions about whether a deprivation of liberty is actually taking place and whether it is in a person's best interests in accordance with the statutory criteria. It is a legal requirement that all BIAs have "completed further training relevant to their role" (Regulation 5(3)(d)) within each 12 month period prior to any assessment they complete. Failure to do so would invalidate any DOLS assessments they subsequently undertake.

This practical refresher course for BIAs provides a means to meet this regulation and reassure supervisory bodies that their BIA have the knowledge, skills and confidence to apply the legislation in practice.

## Aims and objectives

- Restriction of liberty & deprivation of liberty
- Using European Court of Human Rights and Court of Protection rulings, identify key developments since April 2009 and how this will affect the definition of deprivation of liberty in practice
- The assessment process & issues arising in practice
- The rights & protective mechanisms available to those detained
- Case study exercises, examine the use of DOLS in practice
- Assessing best interests – challenges in practice
- Conditions – examples and problems with implementation
- Reflecting on practice -

## Trainers

**Steven Richards:** Steven is a mental health act commissioner with the Care Quality Commission. He has worked in the mental health field for over 15 years both for the NHS and voluntary sector. He has been an in-patient advocate and has represented directly before the Court of Protection.

**Aasya F Mughal, LLB, Barrister:** Aasya currently provides legal representation to various different professional clients in civil litigation hearings and trials. She also provides legal representation to patients in appeals against their detention under the Mental Health Act and has considerable experience as an in-patient advocate. She has also appeared before the Court of Protection.

Both Steven and Aasya train extensively on the Mental Capacity Act and Mental Health Act to the health and social care sector. They have also written two practical guides on these Acts called *Working with the Mental Capacity Act 2005* and *Working with the Mental Health Act*.

**London - Monday 30th April 2012**

## B.I.A. UPDATE BOOKING FORM 2012

Course Title \_\_\_\_\_

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Fees - Statutory Sector £121.00 + 20% VAT(£145.20)

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