



Centre for Psychology



“Capacity or the Mental Capacity Act: all clear now?”

Date Friday 7th October 2011
9.15am – 5pm

Venue Mary Ward House, Tavistock Place, London.
WC1H 9SN

CPD 5.5 hours

Cost £150 (inc all materials, lunch & refreshments)

£50 for service users / carers of those affected by the MCA (these seats are strictly limited and are based on a first come, first serve basis)

Speakers Baroness Hale (Keynote Address)

Lord Alex Carlile QC, 9-12 Bell Yard

Johannah Cutts QC, 9-12 Bell Yard

Jonathan Davies, 9-12 Bell Yard

Julian Sheather, BMA

Fleur Sharman, BUPA

Robert Eckford, Office of the Official Solicitor

Julie Hine, Office of the Official Solicitor

Edd Carter, London Metropolitan University

Why attend this conference?

The conference will look at the interface issues between the Mental Capacity Act (2005) and other legislation.

Significant interface issues exist with the Human Rights Act (1998); National Assistance Act (1948); Children Act (1989); Mental Health Act (1983) (2007); Sexual Offences Act (2003) & Criminal Procedure Act (1991).

- The Mental Capacity Act 2005 ultimately affects decisions that relate to property, financial affairs, health, and personal welfare.
- Although civil legislation the MCA 2005 created a criminal offence for the neglect of a person without capacity.
- Increasingly the thinking enshrined in the MCA 2005 is extending within criminal law.
- As awareness of the increasing scope of the Act is recognised it is important to keep apprised of the latest developments in thinking and practice. The conference gives a clear snapshot of the current state of play and potential developments.
- Specifically the conference will provide opportunities to discuss implications of the Act not only within a legal context but also within medical and care settings.
- Attendance at the conference will inform your decision making and provide access to continuing sources of information and support

By attending this conference you will:

- access up to date information about how the MCA is operating within civil and criminal legal contexts, for example: *R v Cooper*
- discuss the latest capacity issues that arise in the practical implementation of the MCA within Medical and Care settings
- be informed about the Deprivation of Liberty Guidelines (DOLS) including new developments with relation to the Mental Health Act (1983, 2007)
- be apprised of how the new criminal offence created by the MCA of neglecting a person without capacity is evolving
- discover how the MCA can be deployed in difficult family situations
- learn about the role of the Independent Mental Capacity Advocate (IMCA)

Application details / further information available from:

Tina Davey on 07976275032 or t.davey@9-12bellyard.com or

Wendy Duong on 020 7511 3870 or info@centreforpsychology.co.uk

Programme

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| 0915 | Registration and coffee |
| 1000 | Keynote address Baroness Hale |
| 1025 | Discussion: "How can the Act be improved both from the professional and carers Perspective" Chaired by Lord Alex Carlile QC, 9-12 Bell Yard Julian Sheather (BMA) and Fleur Sharman (BUPA) |
| 1130 | Refreshments |
| 1150 | Presentations: Key issues: <ul style="list-style-type: none">• The MCA: applications within the Sexual Offences Act 2003? Johannah Cutts 9-12 Bell Yard• The interface between the Mental Health Act 1983 and the Deprivation of Liberty Safeguards Robert Eckford Office of the Official Solicitor |
| 1300 | Lunch |
| 1400 | Facilitated workshops using case studies to examine issues Choice of either: <ol style="list-style-type: none">1. IMCA Action For Advocacy2. Best interests / DOLS Edd Carter London Metropolitan University3. Children and Family Law Julie Hine Office of the Official Solicitor4. Section 44 - Neglect of someone without capacity Jonathan Davies 9-12 Bell Yard |
| 1500 | Refreshments |
| 1515 | Facilitated workshops using case studies to examine issues Choice of either: <ol style="list-style-type: none">1. IMCA Action For Advocacy2. Best interests / DOLS Edd Carter London Metropolitan University |

3. Children and Family Law
Julie Hine
Office of the Official Solicitor

4. Section 44 - Neglect of someone without capacity
Jonathan Davies
9-12 Bell Yard

1615 Plenary : To include questions raised by participants during the day in a 20
Questions format

1700 Close of conference
Networking opportunities continue...