

Consent, the Mental Capacity Act & Medical Treatment

a one day conference in central London



Consent to treatment and mental capacity are inextricably linked but sometimes this link is poorly understood or applied in practice. Care Quality Commission inspectors are required to ask all healthcare providers about consent and the Mental Capacity Act and the Commission in its most recent 'State of healthcare..' report noted:

'In providers across all sectors, we found variable practice in the implementation of capacity assessments and best interests decision-making.'

This one day conference will provide professionals with essential information and guidance on the legislation and case law surrounding consent and the Mental Capacity Act. It will consider the practical application of this in healthcare settings to enable compliance with the law to protect both staff and patients.

Speakers:

Mr Justice Charles, High Court judge, Vice President of the Court of Protection and President of the Administrative Appeals Chamber in the Upper Tribunal

He presided over one of the most significant medical treatment cases in recent times, *Briggs v Briggs & Ors* [2016] EWCOP 48, concerning the decision to stop life-sustaining treatment for a patient. The case was widely reported in the press. He will talk through his judgment and the challenges presented. Mr Justice Charles was also one of the judges in the case about the use of DoLS in Intensive Care Units *R (Ferreira) v HM Senior Coroner for Inner South London* [2015] EWHC 2990 (Admin) and will talk about deprivation of liberty in the intensive care context. Note: the case was subsequently heard by the Court of Appeal, but the appeal was dismissed.

Steven Richards, CQC Specialist Adviser on the Mental Capacity Act, co-author of Working with the Mental Capacity Act, Working with the Mental Health Act and The DoLS Handbook. Steven will talk about consent and the link to mental capacity in the context of medical treatment. He will discuss key consent cases and talk through the process of assessing mental capacity.

Alex Ruck Keene, Barrister, Lecturer and Author of the Court of Protection Handbook. Alex will discuss key cases in the field of medical treatment and best interests under the Mental Capacity Act including case law on DNACPR decisions.

Dr Shahid Dadabhoy, GP Trainer and Mental Health Assessor under the Deprivation of Liberty Safeguards (DoLS). Shahid will talk through practical scenarios of assessing mental capacity in a GP practice and in hospital settings.

Aasya Mughal, Barrister and co-author of Working with the Mental Capacity Act, Working with the Mental Health Act and the DoLS Handbook. Aasya will talk through some key record keeping tips when assessing mental capacity and how to make a legally compliant advance decision clearing up the confusion on how this differs from advance statements, living wills and advance directives.

 **Date**
9th June 2017

 **Time**
10:00 to 16:15
(registration from 09:15)

 **Venue**
The Honourable Society of the Inner Temple, London (closest station, Temple)

Booking details

Places are limited so early booking is recommended To book and pay online go to

 EventBrite.co.uk and

search for: Edge MCA & Consent Conference

OR For a booking form go to <http://www.edgetraining.org.uk/training-events.php>

Cost

This conference will be priced at a reduced Edge conference rate of £125 plus VAT (usually £135 plus VAT).

Edge Training & Consultancy will donate 10% of the profits from this conference to the Alzheimer's Society.

What the day will include:

1. Talks from a variety of experts on key consent and mental capacity law
2. A bound delegate booklet with copies of all presentations
3. Lunch and refreshments served through the day
4. Opportunity to ask questions at the end of each talk
5. Opportunity to apply knowledge in small group work

Who should attend?

The conference will be useful for all doctors, nurses and social workers involved in care and treatment decisions that require consent, including those working in hospitals, community settings, GP Practices and hospices. Allied healthcare professionals within such settings should also attend. Legal professionals advising clients on the Mental Capacity Act will benefit from hearing from a variety of experts in the field.