

# MENTAL CAPACITY ACT AND THE COURT OF PROTECTION SEMINAR

**13 April 2011 at City Campus East, Northumbria University**

This seminar will provide an opportunity to consider and reflect on the development of and the current role of the Court of Protection (CoP) and the Mental Capacity Act (MCA) 2005 in practice. We are delighted to be able to pull on the considerable experience within the School of Law, and in particular our visiting academics, to share their thoughts and experiences on some of the topical and challenging issues (a) raised by the MCA and (b) considered by the CoP since its re-figuration.

One of the areas which causes considerable debate and raises many, seemingly as yet unanswered, issues is that of deprivation of liberty. We will be considering the Deprivation of Liberty safeguards, focusing on the concept of liberty and what this means.

We will consider the role of the CoP in the context of decision-making about personal welfare matters and property and affairs matters. We will look at the interesting question of those decisions which fall outside the MCA (and the Mental Health Act) and the issues which these raise.

We will provide an overview of recent developments and their impact. There will be ample opportunity to put questions and make comments to our expert panel. The seminar is intended to be of considerable interest and practical assistance to lawyers, social workers, doctors, academics and other professionals whose work brings them into contact with CoP or/and the MCA.

## **SPEAKERS**

District Judge Gordon Ashton: Visiting Professor; Nominated Judge of the Court of Protection

District Judge Anselm Eldergill: Visiting Professor; Judge of the Court of Protection

David Hewitt: Visiting Fellow; Solicitor

Helen Kingston: Principal Lecturer; Solicitor

## **PROGRAMME**

9.30–10.00am – Coffee and registration, foyer of CCE1

Introduction and welcome

Judge Gordon Ashton – The CoP and its role in property and affairs decision making

Anselm Eldergill – The CoP and its role in personal welfare decisions

Coffee

David Hewitt – Misunderstanding Liberty

Questions and discussion

Lunch

Anselm Eldergill – Not in the MCA, not in the MHA

Helen Kingston – Recent developments

Tea

Panel – questions & discussion

4.00pm – Close

The seminar qualifies for 4.5 hours cpd.

## Seminar Fee

The seminar fee is £150 payable in advance by cheque or credit/debit card. When two people from the same organisation attend a third place is offered free of charge. The price includes refreshments and course materials. Please note lunch is not included.

## How to Book

You may book by phone, by post, by fax or by e-mail, but in all cases we need you to complete the booking form below as confirmation of your booking.

By Post: Enterprise Unit, CCE1 Room 330, Northumbria University,  
Newcastle upon Tyne, NE1 8ST

By Fax: 0191 243 7506

By Phone: 0191 243 7597

By E-mail: [maureen.cooke@northumbria.ac.uk](mailto:maureen.cooke@northumbria.ac.uk)

Name(s):.....

Organisation:.....

Address: .....

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Telephone No:..... E-mail: .....

All cheques should be made payable to Northumbria University

Please charge my credit card (please note we do not accept American Express)

Mastercard  Visa  Switch/Maestro

Card No: .....

Start Date: ..... End Date: .....

Security No: ..... Issue No: .....

### Cancellation Policy:

If you have to cancel your booking please send us a written cancellation (by letter, fax 0191 243 7506, or e-mail [maureen.cooke@northumbria.ac.uk](mailto:maureen.cooke@northumbria.ac.uk)) not less than 10 working days before the conference. No telephone cancellations will be accepted. A refund of your conference fee less a £25 administrative charge will then be sent to you. After this time we cannot accept any cancellations and the full fee is payable. Failure to attend the conference will be regarded as a late cancellation and your payment will be forfeited.