

Freedom of Information Request	FOI 21-527	10 th January 2022
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What is the updated policy on DoLs assessments ...both urgent and standard. Who does them?

The current policy is provided as Attachment One.

Currently, in line with the legal framework, assessments are undertaken by Best Interest Assessors and Section 12 medics on receipt of a referral request, which is completed by the managing authority (i.e. ward or care home facility).

The UK Governments plans to replace the DoLs framework with a new framework call 'Liberty Protection safeguards' by virtue of the Mental Capacity (Amendment) Act 219 has been postponed until further notice. Therefore the current Deprivation of Liberty Protection safeguards framework remains in place until such time as the proposed new framework work is implemented in line with UK and Welsh Government guidelines / plans.

Please see link below:

www.gov.uk/government/publications/liberty-protection-safeguards-delay-to-implementation/letter-from-dhsc-to-liberty-protection-safeguards-lps-national-steering-group-members

With that in mind there is no change to the current framework or policy in relation the DoLs assessments for both Urgent and standard referral requests.