



Our Programmes:

BIA Qualifying & Refreshers



Last Updated: September 2021



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Mental Capacity Act 2005



BIA-AMCP Programmes!

Learning Outline:

BIA Qualifying – in partnership with Tavistock CEDU



The Deprivation of Liberty Safeguards provides additional safeguards for people in care homes and hospitals, who need to be there for the purpose of receiving care and/or treatment but who lack capacity to consent to these arrangements.

Over six days there will be a mix of lectures and seminars. Lectures are delivered to the full student group with work discussion and observation style seminars in smaller groups.

Reflecting on the observation and shadowing experience is a key learning activity on this course.

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- Successful completion of this course will enable students to fulfil the statutory requirements of the Best Interests Assessor (BIA) role.
- Students will have a clear understanding of relevant legislation, an ability to record and report the decision-making process and a full appreciation of the need for a person-centred, and rights-based approach, to Best Interests decision making

More information & application details are available by clicking the Tavi logo (below) and accessing the course page.



The Tavistock and Portman
NHS Foundation Trust



Learning Outline:

BIA Refresher - Legal Update



Whilst the original intention was to implement the new framework and introduce the Liberty Protection Safeguards, this has been postponed and it was announced that implementation will now take place April 2022. We are currently awaiting publication of the Code of Practice and required regulations before this can be confirmed.

This one-day programme is designed as a peer learning experience and refresher, providing detailed updates and a reflective space to support BIA's and s12 colleagues in practice and deliver the requirements of continued learning as per the MCA/DoLS regulations for assessors.

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- To provide the opportunity to engage with relevant annual CPD requirements as per DoLS regulations.
- Update knowledge in relation to recent rulings and their impact on DoLS practice, including the impact of the COVID-19 on current BIA practice.
- Increased awareness of the revised timeline of the Mental Capacity (Amendment) Act and implementation of the LPS scheme.
- Reflect upon & Analyse Capacity determinations and Best Interest decision-making in the courts and in practice.

Learning Outline:

BIA Refresher - Report Writing for BIAs



Professional report writing is a skill that is required from all professionals undertaking statutory assessment roles and responsibilities.

The BIA report provides the consideration of the whole circumstances of the individual, and as Justice Jackson commented in the Neary judgement, provides evidence of the assessment which should be the '*cornerstone of [the DoLS] protections*' (Stephen Neary v LB Hillingdon (2011)).

This one-day programme is aimed at qualified BIAs, BIA trainees, authorisers and managers screening and reviewing DoLS assessments. It takes an in-depth look at the requirements of a Best Interest Assessment report, using ADASS form 3 as the main template within which the report is presented.

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- Have an increased understanding of the evidence required for the BIA assessment process, the requirements for reports (including the relevant ADASS forms and guidance) and a clear understanding of what 'good' looks like in this context.
- Be able to present, in writing, the application of the principles of Articles 5 of the Human Rights Act 1998, including how these interact with the DoLS process and specific case law rulings.
- An increased understanding of the supervisory body scrutiny and authorization requirements in relation to the BIA report.
- An awareness of the legal framework for legal challenge and how this relates to BIA reports.



Learning Outline:

BIA Refresher - Substance Use & Mental Capacity

This one-day programme is designed for BIAs to consider the complexities of working with Adults who use substances and alcohol which is impacting on their capacity.

This course looks at the Mental Health Act, Mental Capacity Act and the Care Act and the guidance the legislation provides in relation to key areas such as assessing capacity and risk and whether to intervene.

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- An understanding of the relationship between substance use/alcohol and capacity.
- An opportunity to explore the relationship between substance use and capacity including the right to make unwise decisions, fluctuating capacity and the principle of least restriction when intervening.
- Understanding the interface between the Mental Health Act and Capacity Act when assessing individuals with substance use issues.
- Increased understanding and confidence in assessing risk with individuals who use substances.
- Awareness of the options for intervening with individuals that use substances.



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