



Our Programmes:

Legal Literacy & Court Skills



Last Updated: September 2021





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Learning Outline:

An Overview of Child Protection Legislation



This one-day programme provides Social Workers and other professionals who are not working primarily working within Child Protection an overview of key Child Protection Legislation including The Children Act 1989, The Adoption and Children Act 2002, The Children Act 2004, The Children and Families Act 2014 and The Children and Families Act 2017.

The training will give a brief overview of other important legislation in the protection of Children ie: The Domestic Abuse Bill 2020 the FGM Act 2003 and Sexual Offences Act 2003, as well as looking at the interface of the Children Act 1989, The Mental Health Act 1983/2007 and The Capacity Act 2005 in respect of Capacity, Competence and Consent and what Parental Responsibility Covers.

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- An understanding of the key components of the Children's Act 1989 and the safeguarding pathway from Early Help, through to Child in Need, Child Protection, Pre-Proceedings and Care Proceedings.
- An understanding of the key changes made to The Children Act 1989 by the Acts of 2002,2004,2014 and 2017 – in particular in terms of child protection and care provisions of children not living with their parents.
- A brief overview of other relevant legislation to Child Protection including the FGM Act 2003, Sexual Offences Act 2003, Policing Acts in particular 2015 and the Domestic Abuse Bill 2020
- The opportunity to explore the issues of competence, capacity and consent in respect of what children, parents and carers with or without PR can consent to – considering the Children Act 1989, The Mental Capacity Act 2005, The Mental Health Act.

Learning Outline:

Court Skills for Children's or Adult Social Care



Attending Court can be a daunting experience for even the most experienced practitioners.

This course provides delegates with an overview of the court and legal processes in Children's or Adult Social Care, key tips on how to prepare good quality evidence and the opportunity to practice giving evidence and being cross-examined.

The course identifies common mistakes and how to avoid them by utilising best practice guidance.

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- The different types of courts, cases and how law works.
- When and why professionals have to go to court in Children's or Adult Social Care.
- Key legal terms and concepts.
- What constitutes good evidence.
- How to prepare for going to court.
- What happens when you get there.
- Common mistakes and how to avoid them.
- How to be confident in giving evidence.

Learning Outline:

Legal Literacy for Adult Social Care



Working in adult health and social care requires practitioners to develop an understanding across several pieces of primary legislation in order to assess, support and review individuals who may be in need of services or protections under the banner of adult social care.

This one-day programme, delivered jointly by a specialist social worker and our solicitor associate, will explore the concept of legal literacy in practice, focusing on the interfaces between the Care Act, the Mental Capacity Act and other pieces of relevant legislation, in order to equip participants with the knowledge of their practice context and the capabilities to apply the relevant provisions to their day-to-day practice and decision making

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- To increase delegate awareness of the value and importance of legal literacy in social care practice.
- To support delegates to explore the functions and interfaces of the core adult social care legislation (e.g., Care Act, Mental Capacity Act & Mental Health Act) and consider how different needs and risks may require navigation through several legal frameworks.
- To increase participant awareness of the core statutory duties and functions of adult social care and how these are discharged by the Local Authorities and their statutory partners.
- To provide a grounding in the principles and provisions of the key Acts and explore how they can/do interface to provide services and safeguards for individuals who may have needs or otherwise be at risk.
- To provide the opportunity to reflect on legal literacy in practice and explore own strengths and development needs in this essential area of practice capability

Learning Outline:

Working with the Human Rights Act



The application of the Human Rights Act and the knowledge and skills to deliver a rights-based approach are fundamental aspects of social work and health & social care practice in a range of settings.

The practitioner's ability to advocate for and protect the individuals' rights and freedoms are even more important when working within the statutory frameworks of mental health, mental capacity and safeguarding, and this one-day course is designed to provide knowledge and skills needed to deliver a rights-based approach in practice.

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- Understand and apply the principles and duties of the HRA to social work / health and social care practice.
- Increased knowledge of specific articles and the practitioner's role in protecting and upholding these.
- Knowledge of and ability to apply the FREDA principles to practice
- Understand the difference between absolute and qualified rights
- In-depth knowledge of articles 5 & 8 within social care practice – safeguards, principles, processes and precedents.

Learning Outline:

Mental Capacity Act in Practice



The process of undertaking a mental capacity assessment, ensuring that the principles of the act and the requirements of the law are applied can be a daunting task for practitioners.

This one-day session is designed to move beyond basic awareness of the legislation.

It aims to support participants to apply their knowledge to practice and develop the skills necessary to undertake a time-specific and decision-specific assessment.

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- Understand why, when, and how to assess capacity.
- Formulate an accurate question for the basis of the MCA Assessment and be able to decide if there is more than one question/assessment required.
- Confidently assess the responses given by customers to inform a decision on whether they have capacity for that decision, including assessing fluctuating capacity.
- Decide who is the most appropriate decision-maker for each decision to be made and ensure the response is proportionate to the decision.
- Use a range of different communication methods which can help assist a person to make their own decisions where possible.
- Understand the importance of record all information appropriately and in line with the code of practice and Act.

Learning Outline:

Working with the MCA/DoLS in Practice



Working within the framework of the Mental Capacity Act 2005 (MCA) and the Deprivation of Liberty Safeguards (DoLS) has become increasingly complex over the last five years, with case law increasingly providing the guidance and grounding on how it is interpreted in practice and the roles and responsibilities of staff in relation to ensuring article 5 safeguards are in place. These developments have led to a review of the law and proposals for a new bill to simplify and streamline the current DoLS processes.

This one-day programme is designed for staff working in adult services. It aims to support participants to apply knowledge of the legal and policy framework to their practice and facilitate a critically reflective approach to working within the MCA/DoLS.

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- A working knowledge and understanding of the MCA principles and how they apply to practice in both MCA and DoLS scenarios.
- Understanding of the best interest process and application of the section 4 checklist in practice.
- Knowledge of the criteria for when a restriction becomes a deprivation and able to apply the Storck criteria and the Acid Test to practice situations.
- Awareness of the role of the IMCA and where advocacy may be required / beneficial.
- Knowledge of the range of advance planning provisions (e.g., LPA, Deputies, Advance Decisions)
- Understanding of the importance of documentation in MCA and DoLS processes.
- An introduction to the LPS, due for implementation 2022

Learning Outline:

Working with the Mental Health Act



This session aims to give an overview of the Mental Health Act 1983/ 2007, its role in providing for the care and treatment of mental disorder, and its interface with the Mental Capacity Act 2005.

The powers and duties within the Act will be set within their historical context, and the principles, values and ethics that underpin their application in practice will be explored.

This session also considers the interface with the Care Act 2014, the way that services are assessed, planned, co-ordinated and reviewed for someone with mental health problems or a range of related complex needs and Section 117 after care.

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- Understand the key provisions of the Mental Health Act 1983 and subsequent amendments (MHA 2007), including the statutory duties of the detaining authority and required governance arrangements.
- Understand how the MHA interfaces with other legislation – Care Act 2014, Mental Capacity Act 2005 and DoLS – and creates a decision-making framework.
- Increased awareness of the various roles and responsibilities under the MHA
- Recognise the need to balance rights and protection
- Consider the wider impacts on Service Users and Carers of the MHA

Learning Outline:

Care Act Essentials



The Care Act 2014 was implemented from April 2015 and represented a significant change in the way social care thought about and approached the process of supporting individuals with social care needs. The well-being principle, and a range of new statutory duties, including placing safeguarding adult's boards on a new statutory footing, were introduced.

This one-day programme provides an update for practitioners in respect to practice and processes and provides an opportunity to reflect upon and develop an applied understanding of the impact of the Act in social care practice.

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- Refresh knowledge and understanding of the Care Act, its principles and duties and reflect on its operation in practice;
- Outline ways in which legal challenges have influenced interpretation of the Care Act;
- Identify actions to enable you to keep up to date with the legal framework in line with your professional requirements and be aware of the law and legal challenges
- Describe the key elements of a defensible decision;
- Apply and use your knowledge of the Care Act in your practice and explain how decisions comply with the requirements of the Act
- Identify how to engage in critical thinking and be able to challenge decision making.
- Identify actions that would promote person centred practice.

Learning Outline:

Utilising S25 of the Children Act in Safeguarding Children



The use of secure accommodation is carried out by Local Authorities for the purposes of restricting a child or young persons' liberty in certain circumstances to prevent the child from being a risk to themselves or others. The legal power to carry this out is authorised under the Children Act 1989- section 25 and the Children (Secure Accommodation) Regulations 1991.

This one day programme focuses on the use and scope of section 25 and aims to support practitioners to apply best practice to the process of reviewing secure criteria within their child protection practice.

The course explores why and how a S25 Order differs from the use of Court authorised DoLS, Community DoLS for 16/17year olds or detention under the Mental Health Act 1983. It also explores the roles and rights of parents, recent case-law and changes to the use of S25 following a change in response to Child Sexual Exploitation.

Learning Outcomes:

This course will provide participants with the following learning outcomes:

- The criteria for a secure order – what must have been tried first and how this should be evidenced.
- The purpose of utilising S25 of the Children Act 1989
- The difference between this method of detaining a young person and the other legal frameworks available – including short and long-term implications.
- The duties of the panel, the role of the Chair and Panel Member.
- Best practice in utilising Secure Orders.
- The rights of the young person.
- The rights of any person with PR.



We specialise in developing training and learning programmes based on the requirements of our customers, and the knowledge and skills of our crew.

IF CAN'T FIND WHAT YOU'RE LOOKING FOR?

We are always happy to discuss bespoke programme development.

Contact us to find out more crew@dcc-i.co.uk