

CONSULTATION QUESTIONS

This consultation questionnaire sets out the consultation questions from within the relevant sections of the revised Adult Support & Protection Code of Practice.

The revised Code of Practice is a larger and more comprehensive document than the original Code and we welcome your views on any of the changes made. In particular, we would appreciate your views on the following matters.

Please insert your response to the questions in the text boxes provided.

Question 1: Chapter 3

This chapter of the Code sets out the principles of the Adult Support and Protection legislation and the definition of an adult at risk.

Does this chapter help in your understanding of the legislation and whom it applies to? yes

If not, what changes would you suggest?

Comments

Question 2: Chapter 5

This chapter of the Code considers the principle of ensuring full regard is given to the wishes of the adult, and ensuring that the adult participates in decisions as fully as possible.

Does this chapter adequately covers the issues arising from ensuring as far as possible full participation by adults in decision making? NO

If not, what changes would you suggest?

Comments The adult has the right to advocacy, which they as individual can refuse. Consideration is not strong enough, this is especially important if the adult does not have capacity

Question 3: Chapter 6

This chapter includes new guidance on large scale inquiries. Does this provide sufficient clarity for this type of inquiry or are there additional matters you would wish considered? YES

Comments

Question 4: Chapter 11

This chapter is a new addition to the Code and considers a multi-agency approach.

Does this provide sufficient clarity and support for your organisation in handling multi-agency assessments and practice? YES

Are there other matters that you consider should be included in this chapter?

Comments

Question 5: Users and Carers

The Code seeks to develop and articulate good practice as regards service user and carer involvement, particularly in chapters 5 and 16. Does it succeed in this? If not please suggest ways in which this area could be improved on.

Comments The changes do not include Guardians although they have their own codes, the guardian is most often also the carer/ closest relative and can also be the alleged abuser, in such cases it is vitally important the service user receives independent representation

As the guardian has been given legal power over the adult with incapacity where a guardian can block advocacy is there an argument that this should be independent legal representation

- Where there is advocacy or includes other professionals e.g. legal representation or elected official they should clearly state who they are representing as there is often a conflict of interest.

Question 6:

Do you consider this revised Code of Practice will enable you to carry out your professional responsibilities effectively? Please feel free to comment on any areas of the Code which you consider could be improved in any way.

Comments

Any further comments

Comments