

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?

If not, what changes would you suggest?

Comments

13 – 16 is a welcomed clarification on problematic substance misuse and the application of legislation.

17 this paragraph is unfinished.

19 Adult protection committees and child protection committees are strategic groups and should not concern themselves with individual cases rather they should ensure that mechanisms /systems are in place to ensure the smooth transitions between services I suggest that this could be reworded to reflect this better.

24-SDS is a way of ensuring a service provision that is suited to the individual choice, while I accept that there may be additional risk associated with this style of provision I see no advantage in changing how ASP enquiries and investigation are conducted. Procedures should already be robust enough to cover this new style of working. I can see not benefit to conducting a review of procedures.

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?

If not, what changes would you suggest?

Comments

We agree that this section should place a strong focus on making all possible attempts to ensure the adults at risk attend any meetings. However I think this section has over emphasises there attendance rather that there participation and is placing an over emphasis again on the chair to ensure this happens, I think it would be better to look at how person centred and individualised approaches looking at the best to involve and who best does this. It is important that the methods used to engage the adults at risks participation (to their fullest level) is explored and recorded and the best method for that individual is followed, rather than be to prescriptive.

The sections on advocacy and carers is helpful.

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?

Comments

Paragraph 9 refers to guardians

It may be an opportunity to link into the powers to investigate under The provisions of the Adults with Incapacity Scotland Act and the guidance within thoes COP for local authorities contained in Chapter 9.

The Sexual Offences (Scotland) Act 2009 applies to young people as well as sexual contact with people with a mental disorder I would suggest therefore that this Act should also be included in this section.

The section on Large scale enquiries is a helpful addition.

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?

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

Comments

This section on multi-agency approach is welcomed, I would suggest the considering adding something on information sharing, directing practitioners to any local information sharing protocols.

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

This section is helpful in articulating other way of accessing users and carer experiences/ views .

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

We consider that the draft is positive and would be helpful and supportive of professionals carrying out their responsibilities.

Any further comments

Comments

We welcome the review of the Code of Practice and consider it to be apposite document, which was easy to read and reflected the current practice and recent changes.