

SEE SOMETHING HEAR SOMETHING SAY SOMETHING



Principles of the Mental Capacity Act:

- **Presume capacity** - most people can make some decisions
- **Make every effort** to help the person make the decision themselves
- A decision may be **unwise**, it does not make it wrong
- Any decision made for someone else must be in **their best interest**
- Any decisions made for someone else must be the **less restrictive** for them

Assessing mental capacity:

Capacity assessment is **time** and **decision** specific.

1. **What decision needs to be made?**
2. **Consider – do they have all the information in order to:**
 - **Understand the decision**
 - **Retain what has been discussed**
 - **Weigh up the pros and cons**
 - **Tell you their decision**
3. **Does the person have an impairment which could affect their decision-making?**



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