



# Deprivation of liberty under inherent jurisdiction

The deprivation of liberty safeguards applies to over 18 year olds under the mental capacity act

Children as young as 10 are being deprived of their liberty

There was a 462% increase in applications for deprivation of liberty between 2017/2018 and 2020/2021

The applications made are under inherent jurisdiction

## The national deprivation of liberty court

- Introduced in July 2022
- Based at the Royal Courts of Justice
- This is a twelve month pilot scheme
- Nuffield Justice Observatory invited to collect the data
- During the pilot period several updates of data have been released

# Current statistics

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Caveats allowing – 1217 children have been subject to DoL applications since the pilot began

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On average 111 per month

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March 2023 – 142 applications

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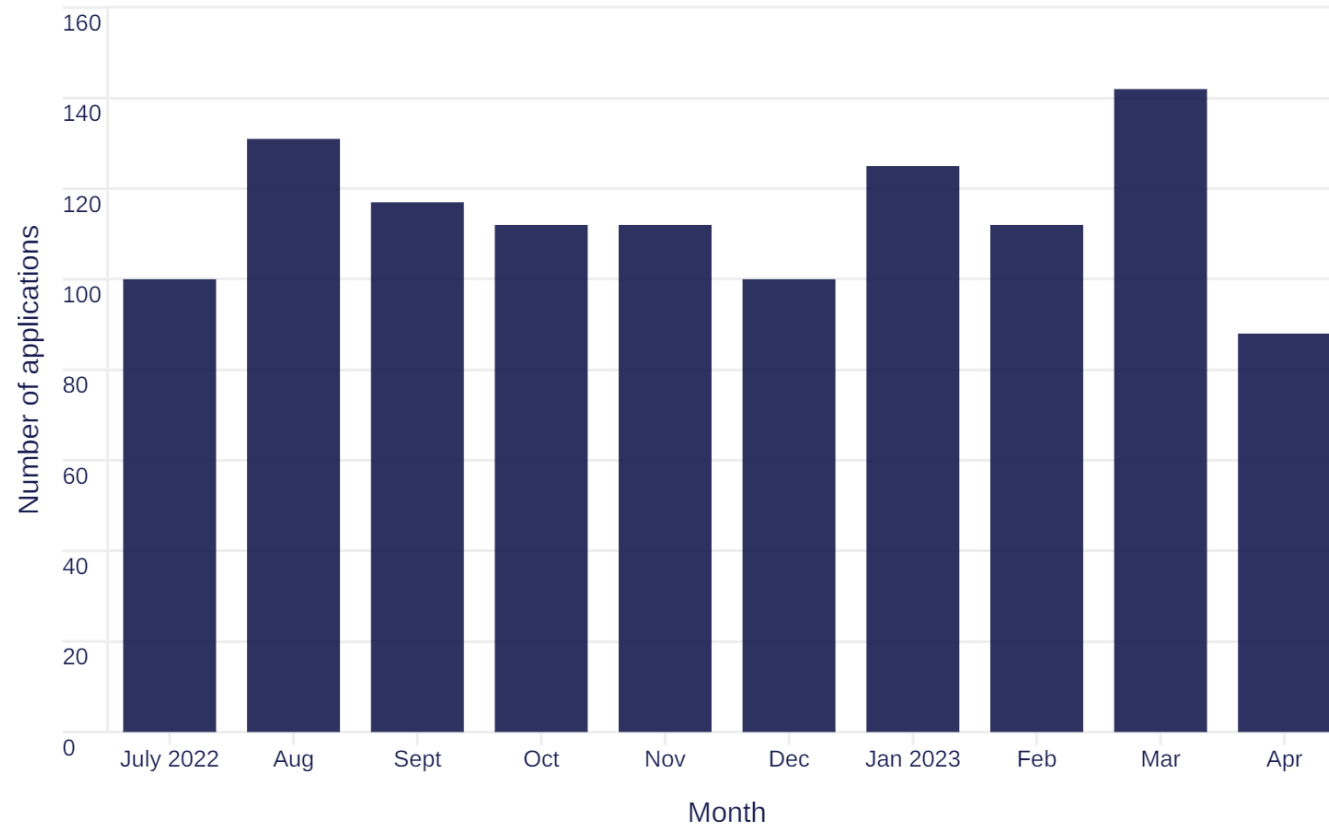
The gender split is very balanced

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The highest number of applications have been made by the Northwest, followed by London local authorities.

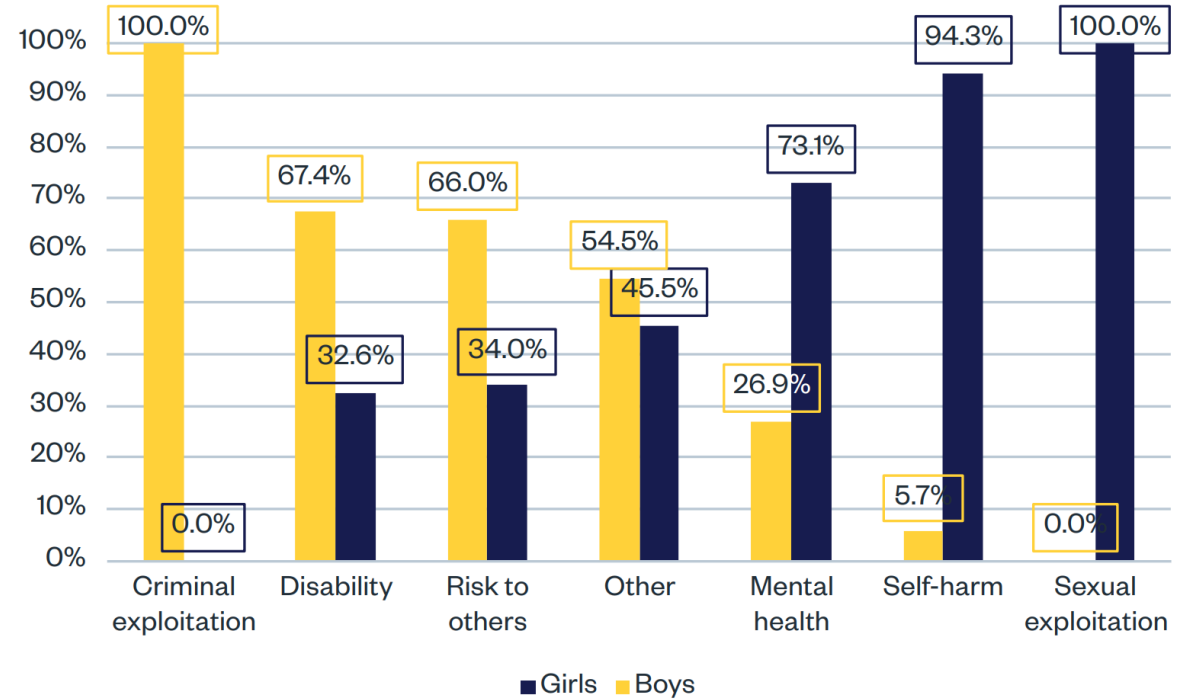
# Current statistics

Number of applications received by the national DoL court per month, July 2022 - April 2023



# Current statistics

Figure 8: Primary reason for DoL application by gender



Age differences in the primary reason for application were less pronounced. Cases involving younger children (aged 10–12) were more likely to be due to ‘risk to others’, and less likely to be due to mental health concerns. Cases involving children aged 16 and older were disproportionately likely to be related to self-harm.

# Application reasons

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Physical/verbal aggression 69.2% cases

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Mental health/emotional needs 59.1%

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Placement breakdowns 55.3% cases

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Self-harm/suicide ideation 52.4% cases

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Missing from home concerns 46.6% cases



# Moving forward

- Guide
  - Training
  - Understanding responsibilities – RACI
  - The child's voice
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# How this might link to exploitation

The reasons and categories of harm for deprivation of liberty order applications are seen on risk assessments for exploitation

The pilot finishes in July 2023. Following this there will be statistics released. This will include all areas such as gender, age, reasons and geographical areas.

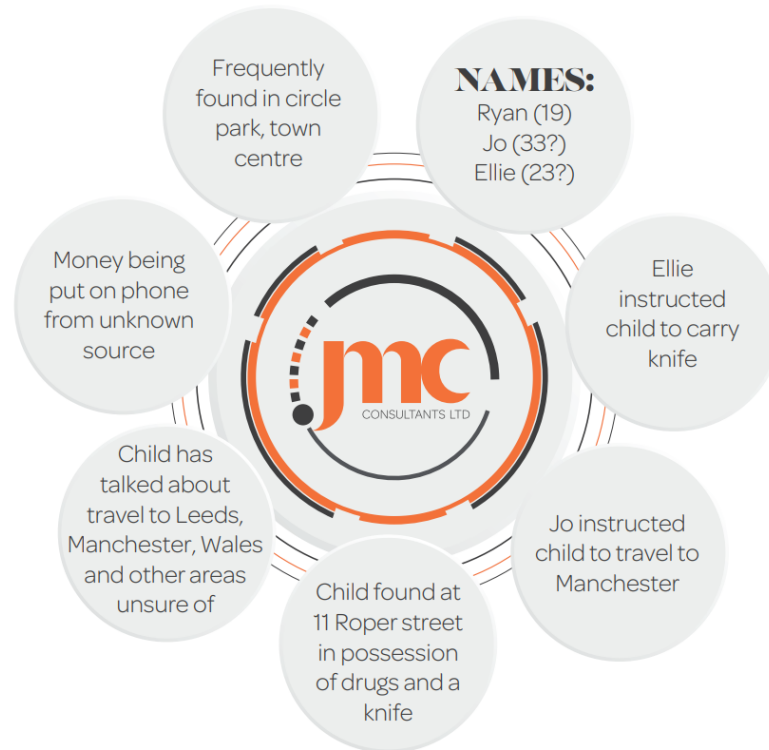
Will these statistics link directly to areas of exploitation?

Multi-agency working and sharing information is more important than ever

Children's homes and provisions hold so much information to support the wider disruption model

# Mapping in homes

## Mapping Contextual safeguarding children's homes





# Training

- Deprivation of Liberty training – JMC Consultants and Dialogue 2023
- Friday 7<sup>th</sup> July
- Wednesday 13<sup>th</sup> September
- Wednesday 29<sup>th</sup> November
  
- To book - [mental capacity & DoLS - dialogue](https://dialogueltd.co.uk) ([dialogueltd.co.uk](https://dialogueltd.co.uk))



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