



Deprivation of Liberty  
Mental Capacity



# History



## Current picture

Mental Capacity Act and Deprivation of liberty safeguards (DoLS)

The Children's Act section 25

The Children's Act section 100 –  
Inherent Jurisdiction

Family Court and Court of Protection



# What now?

The children's  
wellbeing and  
school's bill

The mental  
health act

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# Review of the system?

WHAT THAT  
MIGHT LOOK  
LIKE?

WHO IS  
INVOLVED?

NUFFIELD  
FAMILY  
JUSTICE  
OBSERVATORY  
(NFJO)

01.04.2025 –  
SUMMIT FOR  
DEPRIVATION  
OF LIBERTY

# Links

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[Children with complex needs who are deprived of liberty - GOV.UK](#)

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[The Children's Wellbeing and Schools Bill and deprivation of liberty – Mental Capacity Law and Policy](#)

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[Children's Wellbeing and Schools Bill](#)

# Lawful v unlawful



# Child's Voice

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Child-centred approach

Learning from and effecting  
change



# Compliance

Consent

Triangulation

Child's voice

Everyone informed

# Training



12.03.2025



mental capacity & DoLS - dialogue

# Contact



Dialogue



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