

Best Interest Assessor

[View Online](#)

@article{Allen, N._2009, title={Restricting Movement or Depriving Liberty}, url={http://heinonline.org/HOL/Page?public=false&handle=hein.journals/jmhl18&id=1}, journal={Journal of Mental Health Law}, author={Allen, N.}, year={2009} }

@article{Ann McDonald_1229, title={The Impact of the 2005 Mental Capacity Act on Social Workers' Decision Making and Approaches to the Assessment of Risk}, volume={40}, url={http://search.ebscohost.com/login.aspx?direct=true&db=edsjrs&AN=edsjrs.43687517&authtype=sso&custid=s8993828&site=ehost-live}, number={4}, journal={The British Journal of Social}, author={Ann McDonald}, year={1229}, pages={1229-1246} }

@article{Barry_Docherty_2018, title={Assessment of mental capacity and decision-making}, volume={46}, DOI={10.1016/j.mpmed.2018.04.003}, number={7}, journal={Medicine}, author={Barry, Caroline and Docherty, Mary}, year={2018}, month=july, pages={405-410} }

@book{Beresford_2011, address={Bristol}, title={Supporting people: towards a person-centred approach}, url={https://ebookcentral.proquest.com/lib/uea/detail.action?docID=726870}, publisher={Policy}, author={Beresford, Peter}, year={2011} }

@article{Blamires_Forrester-Jones_Murphy_2017, title={An Investigation into the use of the Deprivation of Liberty Safeguards with People with Intellectual Disabilities}, volume={30}, DOI={10.1111/jar.12266}, number={4}, journal={Journal of Applied Research in Intellectual Disabilities}, author={Blamires, Kate and Forrester-Jones, Rachel and Murphy, Glynis}, year={2017}, month=july, pages={714-726} }

@book{Brown_Barber_Martin_2015, address={London}, edition={Third edition}, title={The Mental Capacity Act 2005: a guide for practice}, volume={Post-qualifying social work practice}, url={https://uea.idm.oclc.org/login?url=https://resolver.vitalsource.com/9781526471284}, publisher={SAGE/Learning Matters}, author={Brown, Robert and Barber, Paul and Martin, Debbie}, year={2015} }

@article{Carpenter_Langan_Patsios_Jepson_2014, title={Deprivation of Liberty Safeguards: What determines the judgements of Best Interests Assessors? A factorial survey}, volume={14}, DOI={10.1177/1468017313504180}, number={6}, journal={Journal of Social Work}, author={Carpenter, John and Langan, Joan and Patsios, Demi and Jepson, Marcus}, year={2014}, month=nov, pages={576-593} }

@book{Dimond_2016, address={Chichester, West Sussex}, edition={Second edition}, title={Legal aspects of mental capacity: a practical guide for health and social care professionals}, url={https://ebookcentral.proquest.com/lib/uea/detail.action?docID=4413725}, publisher={Wiley Blackwell}, author={Dimond, Bridgit}, year={2016} }

@article{Emmett_Poole_Bond_Hughes_2013, title={Homeward bound or bound for a home? Assessing the capacity of dementia patients to make decisions about hospital discharge: Comparing practice with legal standards}, volume={36}, url={https://www-sciencedirect-com.uea.idm.oclc.org/science/article/pii/S0160252712000957}, DOI={10.1016/j.ijlp.2012.11.009}, number={1}, journal={International Journal of Law and Psychiatry}, author={Emmett, Charlotte and Poole, Marie and Bond, John and Hughes, Julian C.}, year={2013}, month=jan, pages={73-82} }

@article{Frankova_2016, title={Monitoring the Deprivation of Liberty Safeguards}, volume={18}, DOI={10.12968/nrec.2016.18.7.381}, number={7}, journal={Nursing and Residential Care}, author={Frankova, Helena}, year={2016}, month=july, pages={381-383} }

@book{Godefroy_2015, address={Los Angeles}, title={Mental health & mental capacity law for social workers: an introduction}, volume={Transforming social work practice}, publisher={SAGE}, author={Godefroy, Simon}, year={2015} }

@book{Golightley_Goemans_2017, address={London}, edition={6th edition}, title={Social work and mental health}, publisher={SAGE, Learning Matters}, author={Golightley, Malcolm and Goemans, Robert}, year={2017} }

@book{Graham_Cowley_Keene_2015, address={London}, title={A practical guide to the Mental Capacity Act 2005: putting the principles of the act into practice}, url={http://ebookcentral.proquest.com/lib/uea/detail.action?docID=2006046}, publisher={Jessica Kingsley Publishers}, author={Graham, Matthew and Cowley, Jacqueline and Keene, Alex Ruck}, year={2015} }

@book{Great Britain. Ministry of Justice_2008a, address={London}, title={Mental Capacity Act 2005: deprivation of liberty safeguards : Code of Practice to supplement the main Mental Capacity Act 2005 Code of Practice : issued by the Lord Chancellor on 26 August 2008 in accordance with sections 42 and 43 of the Act}, publisher={TSO (The Stationery Office)}, author={Great Britain. Ministry of Justice}, year={2008} }

@book{Great Britain. Ministry of Justice_2008b, address={London}, title={Mental Capacity Act 2005: deprivation of liberty safeguards : Code of Practice to supplement the main Mental Capacity Act 2005 Code of Practice : issued by the Lord Chancellor on 26 August 2008 in accordance with sections 42 and 43 of the Act}, publisher={TSO (The Stationery Office)}, author={Great Britain. Ministry of Justice}, year={2008} }

@article{Griffith_2016, title={Covert medicine and deprivation of liberty}, volume={12}, DOI={10.12968/bjnn.2016.12.4.202}, number={4}, journal={British Journal of Neuroscience Nursing}, author={Griffith, Richard}, year={2016}, month=aug, pages={202-203} }

@article{Hatton_2017, title={Deprivation of liberty applications concerning people with learning disabilities in England: trends over time and geographical variation},

volume={22}, DOI={10.1108/TLDR-04-2017-0016}, number={3}, journal={Tizard Learning Disability Review}, author={Hatton, Chris}, year={2017}, month=july, pages={177-183} }

@article{Hinsliff-Smith, Kathryn, ORCID 0000-0003-4259-3118 . Sue Ryder Care Centre for the Study of Supportive, Palliative and End of Life Care, School of Health Sciences, Queen's Medical Centre, University of Nottingham, Nottingham, United Kingdom, kathryn.hinsliff-smith@nottingham.ac.uk Feakes, Ruth. Nottinghamshire CityCare Partnership CIC, Nottingham, United KingdomWhitworth, Gillian. Nottinghamshire CityCare Partnership CIC, Nottingham, United KingdomSeymour, Jane, ORCID 0000-0002-9384-2551 . Sue Ryder Care Centre for the Study of Supportive, Palliative and End of Life Care, School of Health Sciences, Queen's Medical Centre, University of Nottingham, Nottingham, United KingdomMoghaddam, Nima, ORCID 0000-0002-8657-4341 . Sue Ryder Care Centre for the Study of Supportive, Palliative and End of Life Care, School of Health Sciences, Queen's Medical Centre, University of Nottingham, Nottingham, United KingdomDening, Tom. Sue Ryder Care Centre for the Study of Supportive, Palliative and End of Life Care, School of Health Sciences, Queen's Medical Centre, University of Nottingham, Nottingham, United KingdomCox, Karen. Sue Ryder Care Centre for the Study of Supportive, Palliative and End of Life Care, School of Health Sciences, Queen's Medical Centre, University of Nottingham, Nottingham, United Kingdom_2017, title={What do we know about the application of the Mental Capacity Act (2005) in healthcare practice regarding decision-making for frail and older people? A systematic literature review.}, volume={25}, url={http://search.ebscohost.com/login.aspx?direct=true&db=psyh&AN=2017-06043-001&site=ehost-live}, number={2}, journal={Health & Social Care in the Community,}, author={Hinsliff-Smith, Kathryn, ORCID 0000-0003-4259-3118 . Sue Ryder Care Centre for the Study of Supportive, Palliative and End of Life Care, School of Health Sciences, Queen's Medical Centre, University of Nottingham, Nottingham, United Kingdom, kathryn.hinsliff-smith@nottingham.ac.uk Feakes, Ruth. Nottinghamshire CityCare Partnership CIC, Nottingham, United KingdomWhitworth, Gillian. Nottinghamshire CityCare Partnership CIC, Nottingham, United KingdomSeymour, Jane, ORCID 0000-0002-9384-2551 . Sue Ryder Care Centre for the Study of Supportive, Palliative and End of Life Care, School of Health Sciences, Queen's Medical Centre, University of Nottingham, Nottingham, United KingdomMoghaddam, Nima, ORCID 0000-0002-8657-4341 . Sue Ryder Care Centre for the Study of Supportive, Palliative and End of Life Care, School of Health Sciences, Queen's Medical Centre, University of Nottingham, Nottingham, United KingdomDening, Tom. Sue Ryder Care Centre for the Study of Supportive, Palliative and End of Life Care, School of Health Sciences, Queen's Medical Centre, University of Nottingham, Nottingham, United KingdomCox, Karen. Sue Ryder Care Centre for the Study of Supportive, Palliative and End of Life Care, School of Health Sciences, Queen's Medical Centre, University of Nottingham, Nottingham, United Kingdom}, year={2017}, pages={295-308} }

@article{Horowicz_2017a, title={The zone of parental control, the "gilded cage" and the deprivation of a child's liberty: getting around Article 5}, volume={22}, DOI={10.1108/TLDR-05-2016-0014}, number={1}, journal={Tizard Learning Disability Review}, author={Horowicz, Edmund Marcus}, year={2017}, month=jan, pages={2-9} }

@article{Horowicz_2017b, title={The zone of parental control, the "gilded cage" and the deprivation of a child's liberty: getting around Article 5}, volume={22}, DOI={10.1108/TLDR-05-2016-0014}, number={1}, journal={Tizard Learning Disability

Review}, author={Horowicz, Edmund Marcus}, year={2017}, month=jan, pages={2-9} }

@article{Hubbard_2018, title={Best Interests Assessor Role: An Opportunity or a 'Dead End' for Adult Social Workers?}, volume={30}, DOI={10.1080/09503153.2017.1372738}, number={2}, journal={Practice}, author={Hubbard, Rachel}, year={2018}, month=mar, pages={83-98} }

@article{Jayes_Palmer_Enderby_2017, title={An exploration of mental capacity assessment within acute hospital and intermediate care settings in England: a focus group study}, volume={39}, DOI={10.1080/09638288.2016.1224275}, number={21}, journal={Disability and Rehabilitation}, author={Jayes, Mark and Palmer, Rebecca and Enderby, Pamela}, year={2017}, month=oct, pages={2148-2157} }

@article{Jepson_Laybourne_Williams_Cyhlarova_Williamson_Robotham_2016, title={Indirect payments: when the Mental Capacity Act interacts with the personalisation agenda}, volume={24}, DOI={10.1111/hsc.12236}, number={5}, journal={Health & Social Care in the Community}, author={Jepson, Marcus and Laybourne, Anne and Williams, Val and Cyhlarova, Eva and Williamson, Toby and Robotham, Daniel}, year={2016}, month=sept, pages={623-630} }

@book{Johns_2014, address={Basingstoke, Hampshire}, title={Capacity and autonomy}, volume={Focus on social work law}, url={http://ebookcentral.proquest.com/lib/uea/detail.action?docID=4763902}, publisher={Palgrave Macmillan}, author={Johns, Robert}, year={2014} }

@book{Langan_Lindow_Langan_Joseph Rowntree Foundation_2004, address={Bristol}, title={Living with risk: mental health service user involvement in risk assessment and management}, publisher={Policy}, author={Langan, Joan and Lindow, Vivien and Langan, Joan and Joseph Rowntree Foundation}, year={2004} }

@article{Manthorpe_Samsi_2015, title={Care professionals' understanding of the new criminal offences created by the Mental Capacity Act 2005}, volume={30}, DOI={10.1002/gps.4147}, number={4}, journal={International Journal of Geriatric Psychiatry}, author={Manthorpe, Jill and Samsi, Kritika}, year={2015}, month=apr, pages={384-392} }

@article{Manthorpe, Jill, ORCID 0000-0001-9006-1410 . Social Care Workforce Research Unit, King's College London, London, United Kingdom, jill.manthorpe@kcl.ac.uk Samsi, Kritika. Social Care Workforce Research Unit, King's College London, London, United Kingdom_2016, title={Care homes and the Mental Capacity Act 2005: Changes in understanding and practice over time.}, volume={15}, url={http://search.ebscohost.com/login.aspx?direct=true&db=psyh&AN=2016-30425-024&site=ehost-live}, number={4}, journal={Dementia: The International Journal of Social Research and Practice.}, author={Manthorpe, Jill, ORCID 0000-0001-9006-1410 . Social Care Workforce Research Unit, King's College London, London, United Kingdom, jill.manthorpe@kcl.ac.uk Samsi, Kritika. Social Care Workforce Research Unit, King's College London, London, United Kingdom}, year={2016}, pages={858-871} }

@article{Mughal, A.F._2014, title={Understanding and using the Mental Capacity Act}, volume={110},

url={https://advance.lexis.com/api/permalink/72565e55-2a2a-48a0-8ef0-354d0e52bdc7/?context=1519360&federationidp=VJX3C459626}, number={21}, journal={Nursing Times}, author={Mughal, A.F.}, year={2014}, pages={16-18} }

@article{Murrell_McCalla_2016, title={Assessing Decision-making Capacity: The Interpretation and Implementation of the Mental Capacity Act 2005 Amongst Social Care Professionals}, volume={28}, url={https://www-tandfonline-com.uea.idm.oclc.org/doi/full/10.1080/09503153.2015.1074667}, DOI={10.1080/09503153.2015.1074667}, number={1}, journal={Practice}, author={Murrell, Anna and McCalla, Leona}, year={2016}, month=jan, pages={21-36} }

@article{O'Kane_Hall_Eyeoyibo_2017, title={Challenging deprivation of liberty: advocating for your rights}, volume={11}, DOI={10.1108/AMHID-11-2016-0032}, number={2}, journal={Advances in Mental Health and Intellectual Disabilities}, author={O'Kane, Niall and Hall, Ian and Eyeoyibo, Mo}, year={2017}, month=mar, pages={47-53} }

@article{O'Kane, Niall. Camden Learning Disabilities Service, Camden and Islington NHS Foundation Trust, London, United Kingdom, niallokane@doctors.net.uk Hall, Ian. Community Learning Disability Service, East London NHS Foundation Trust, London, United Kingdom Eyeoyibo, Mo. Mental Health of Learning Disability, Kent and Medway NHS and Social Care Partnership Trust, Dartford, United Kingdom_2017, title={Challenging deprivation of liberty: Advocating for your rights.}, volume={11}, url={https://search.ebscohost.com/login.aspx?direct=true&db=psych&AN=2017-41138-001&site=eds-live&scope=site}, number={2}, journal={Advances in Mental Health and Intellectual Disabilities,}, author={O'Kane, Niall. Camden Learning Disabilities Service, Camden and Islington NHS Foundation Trust, London, United Kingdom, niallokane@doctors.net.uk Hall, Ian. Community Learning Disability Service, East London NHS Foundation Trust, London, United Kingdom Eyeoyibo, Mo. Mental Health of Learning Disability, Kent and Medway NHS and Social Care Partnership Trust, Dartford, United Kingdom}, year={2017}, pages={47-53} }

@article{Phelvin_2013, title={Getting the message: intuition and reflexivity in professional interpretations of non-verbal behaviours in people with profound learning disabilities}, volume={41}, DOI={10.1111/j.1468-3156.2011.00719.x}, number={1}, journal={British Journal of Learning Disabilities}, author={Phelvin, Andrew}, year={2013}, month=mar, pages={31-37} }

@book{Richards_Mughal, address={United Kingdom}, edition={First edition}, title={Deprivation of liberty safeguards (DoLS) handbook}, publisher={BookWise}, author={Richards, Steven and Mughal, Aasya F.} }

@book{Shakespeare_2014, address={London}, edition={Second edition}, title={Disability rights and wrongs revisited}, publisher={Routledge}, author={Shakespeare, Tom}, year={2014} }

@article{Willner_Jenkins_Rees_Griffiths_John_2011, title={Knowledge of Mental Capacity Issues in Community Teams for Adults with Learning Disabilities}, volume={24}, DOI={10.1111/j.1468-3148.2010.00573.x}, number={2}, journal={Journal of Applied Research in Intellectual Disabilities}, author={Willner, Paul and Jenkins, Rosemary and Rees, Paul and Griffiths, Vanessa J. and John, Elinor}, year={2011}, month=mar,

pages={159-171} }

@article{The Mental Capacity Act 2005: Riding the storm of criticism_2014,
url={https://uea.idm.oclc.org/login?url=https://www-magonlinelibrary-com/doi/full/10.12968/bjon.2014.23.15.864}, journal={British Journal of Nursing}, year={2014} }

@article{Revisiting advance decision making under the Mental Capacity Act 2005: a ta..._2015,
url={https://plus.lexis.com/api/permalink/eacdcf0d-5d57-4d22-824b-dad015605c1e/?cont
ext=1001073}, journal={Medical law review}, year={2015} }

@article{How ignorance about the Mental Capacity Act can land councils in trouble._2015,
url={http://search.ebscohost.com/login.aspx?direct=true&db=ccm&AN=103805807&auth
type=sso&custid=s8993828&site=ehost-live}, journal={Community Living}, year={2015} }

@article{Bournewood revisited--do recent changes to the law regarding Deprivation of..._2015,
url={http://search.ebscohost.com/login.aspx?direct=true&db=mdc&AN=25385273&site=ehost-live}, journal={Age And Ageing}, year={2015} }

@article{Deprivation of Liberty Safeguards: a gilded cage is still a cage._2015,
url={http://search.ebscohost.com/login.aspx?direct=true&db=ccm&AN=103760685&site=ehost-live}, journal={Nursing & Residential Care}, year={2015} }

@article{Autonomy, capacity and vulnerable adults: Filling the gaps in the Mental Ca..._2015, url={https://heinonline.org/HOL/P?h=hein.journals/legstd35&i=704}, journal={Legal Studies}, year={2015} }

@article{The place of wishes and feelings in best interests decisions: Wye Valley NH..._2016,
url={https://search.ebscohost.com/login.aspx?direct=true&db=edsglt&AN=edsgcl.470887056&site=eds-live&scope=site}, journal={Modern Law Review}, year={2016} }

@article{Deprivation of liberty safeguards: Road to ruin?_2016,
url={https://uea.idm.oclc.org/login?url=https://search-ebscohost-com/login.aspx?direct=true&db=ccm&AN=114207933&site=ehost-live}, journal={European Journal of Palliative Care}, year={2016} }

@article{The conduct and process of mental capacity assessments in home health care ..._2016,
url={https://search.ebscohost.com/login.aspx?direct=true&db=ccm&AN=119274053&site=eds-live&scope=site}, journal={British Journal of Community Nursing}, year={2016} }

@article{Health and social care practitioners' experiences of assessing mental capac..._2016,
url={https://search.ebscohost.com/login.aspx?direct=true&db=ccm&AN=119088189&site=eds-live&scope=site}, journal={British Journal of Learning Disabilities}, year={2016} }

@article{Deprivation of liberty safeguard deaths: changes to reporting requirements._2017,
url={https://search.ebscohost.com/login.aspx?direct=true&db=mdc&AN=28410046&site=eds-live&scope=site}, journal={British Journal Of Nursing (Mark Allen Publishing)}, year={2017} }

@article{Authorisation for deprivation of liberty when receiving treatment for a men..._2017,
url={https://search.ebscohost.com/login.aspx?direct=true&db=ccm&AN=121207242&site=eds-live&scope=site}, journal={British Journal of Nursing}, year={2017} }

@article{Private deprivation of liberty_2017,
url={https://uea.idm.oclc.org/login?url=https://www-magonlinelibrary-com/doi/full/10.12968/bjcn.2017.22.4.201}, journal={British Journal of Community Nursing}, year={2017} }

@misc{Mental Capacity Act 2005,
url={http://www.legislation.gov.uk/ukpga/2005/9/contents}, publisher={Statute Law Database} }

@misc{Discussion forum - Discuss - Dignity in Care,
url={http://www.dignityincare.org.uk/Discuss_and_debate/Discussion_forum/?obj=viewThread&threadID=888&forumID=45} }

@misc{Deprivation of liberty safeguards (DoLS) – Mental Capacity Act (MCA) directory,
url={http://www.scie.org.uk/mca-directory/dols.asp} }

@misc{New DoLS Forms - Adass,
url={https://www.adass.org.uk/mental-health-drugs-and-alcohol/public-content/new-dols-forms/} }

@misc{Deprivation of Liberty Safeguards Guidance - Adass,
url={https://www.adass.org.uk/deprivation-of-liberty-safeguards-guidance/} }

@misc{House of Lords - Mental Capacity Act 2005: post-legislative scrutiny - Select Committee on the Mental Capacity Act 2005,
url={https://publications.parliament.uk/pa/ld201314/ldselect/ldmentalcap/139/13902.htm} }

@misc{Mental Capacity Act: government response to the House of Lords Select Committee report - GOV.UK,
url={https://www.gov.uk/government/publications/mental-capacity-act-government-response-to-the-house-of-lords-select-committee-report} }

@misc{State of Care | Care Quality Commission,
url={http://www.cqc.org.uk/publications/major-report/state-care} }

@misc{Deprivation of Liberty Safeguards forms and guidance - GOV.UK,
url={https://www.gov.uk/government/publications/deprivation-of-liberty-safeguards-forms-and-guidance} }

@misc{Mental Capacity and Deprivation of Liberty | Law Commission,

url= { <https://www.lawcom.gov.uk/project/mental-capacity-and-deprivation-of-liberty/#mental-capacity-and-deprivation-of-liberty> } }