

# The Liberty Protection Safeguards (LPS) News Autumn 2019



Mental Capacity Act 2005

## *Lancashire Safeguarding Boards MCA DOLS Subgroup Briefing Paper*

### **What are the Liberty Protection Safeguards?**

**The Mental Capacity (Amendment) Act 2019** will abolish the Deprivation of Liberty Safeguards (DoLS) & Court of Protection COPDOL procedure, and replace both with a completely new system, **the Liberty Protection Safeguards (LPS)**.

The Government intends LPS implementation no earlier than 1st October 2020. LPS will apply from age 16, and in all settings (residential, hospital, community etc).

#### **Key messages**

#### **Dates for your diary**

Draft LPS Code of Practice - public consultation	Dec 2019 - Feb 2020
North West LPS Conference	Spring 2020 TBC
LPS Regulations published	By summer 2020 TBC
LPS Code of Practice Pub-	Summer 2020 TBC
New MCA Code of Practice pub-	Summer 2020 TBC
LPS start	No earlier than Oct 2020

**Click on following links for further information**

- ◆ **Under Article 5** European Convention on Human Rights **people have a right to liberty**
- ◆ **LPS - new law to protect people** from arbitrary detention
- ◆ **LPS are part of the Mental Capacity Act (MCA)**
- ◆ **Will replace DoLS & COPDOLs**
- ◆ **Everybody's business** to know about LPS
- ◆ **Care Home managers** may have additional **responsibilities**
- ◆ **MCA needs to be embedded** in assessments, support plans, & care provision for LPS to work
- ◆ **Care providers need to identify dol & consider** less restrictive practices in line with MCA
- ◆ **Draft LPS Code of Practice due Dec 2019**
- ◆ **Revised MCA Code of Practice**
- ◆ **Government expects LPS to save money!**
- ◆ **Pan- Lancs LPS Oversight & Planning Group** established for local coordination
- ◆ **Local LPS Conference !** Early 2020



[Mental Capacity \(Amendment\) Act 2019](#)  
[Hill Dickinson LPS overview](#)  
[Liberty Protection Safeguards resources](#)  
[LPS Jargon Buster \(Edge\)](#)  
[ADASS LPS Workshop](#)