

Amendment to The MCA Code of Practice paras 8.4 and 8.36

Paul Charlton

Email pc@thepds.net

The Professional Deputy Service provides an independent Court of Protection Property and Financial Affairs role. It has a single order for costs from The Court of Protection allowing applying to everyone it supports: the majority of whom have a means tested benefit. It is looking to amend the MCA Code of Practice to remove the restriction on a Property and Affairs Deputy appointment where the person has a benefit income only. It has gained the support of local MP's **to extend the MCA right to a Deputy for persons in supported living**. As evidence is the case of P, aged 19, who was served with an eviction notice in October 2015 due to behaviour related damage to the home. The landlord withdrew the eviction notice when challenged by reference to The Equality Act 2010 citing direct discrimination and failure to make a reasonable adjustment. A new website is at <http://www.thepds.net/>

Project results/evaluation

P's home now has a new energy efficient boiler, and flue replacement, through the Government's ECO obligation on utility companies to introduce energy efficiency measures in low income households. Agreement was needed from the private landlord as well as her agreement to contribute £390 to an installation cost

Project area classification

Hospital care		Emergency care	
GP care		Dementia	
Social care	x	Learning disability	x
Voluntary sector	x	Other mental health	
Financial services	x	Palliative care	
Police		Advance planning, LPAs	
Legal	x	Commissioning	
Community health care		Training	
Nursing and care home		For professionals?	x
Acute care		For public and service users?	x
Chronic care		Housing	