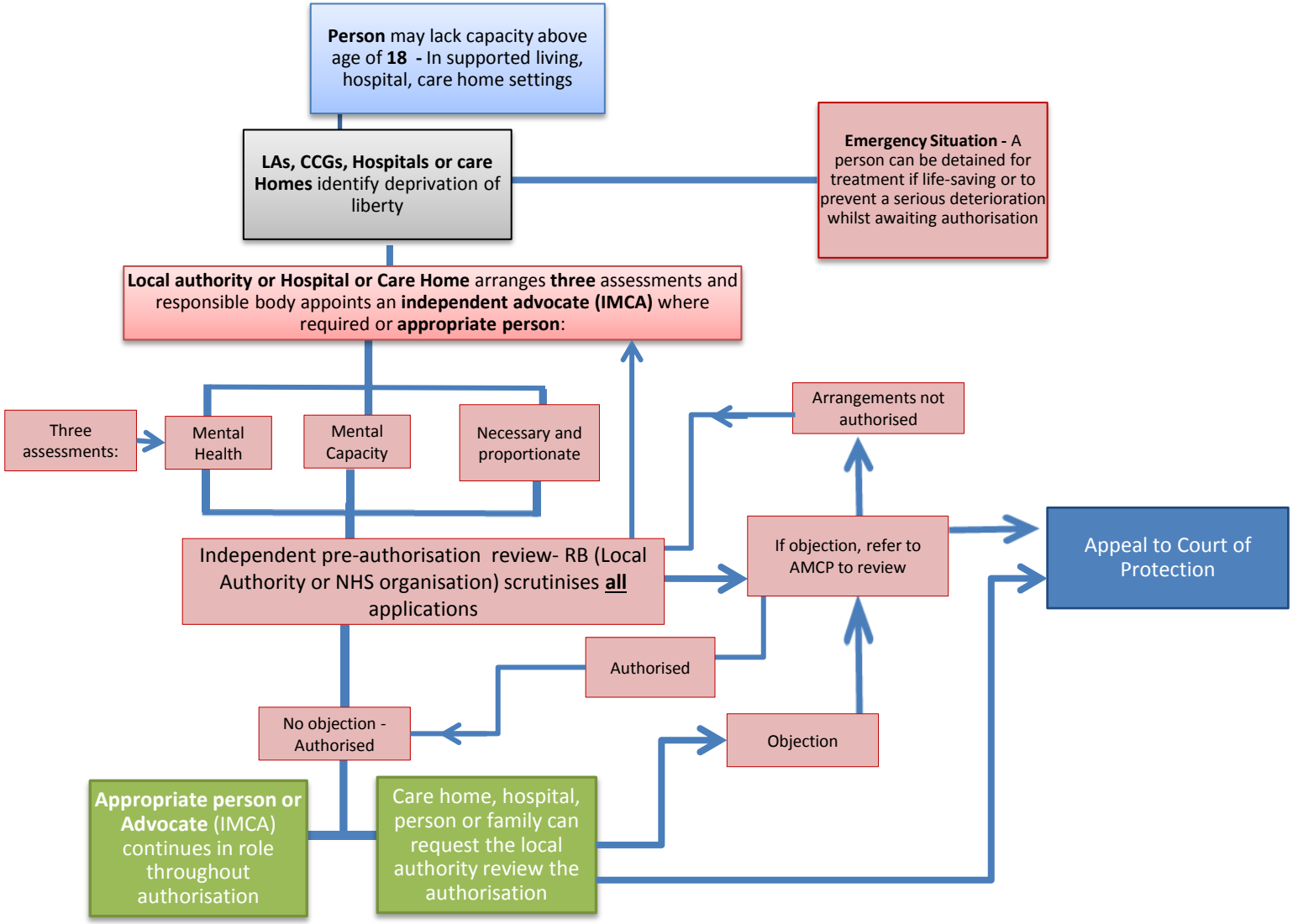
Person may lack capacity above age of **18** - In supported living, hospital, care home settings
LAs, CCGs, Hospitals or care Homes identify deprivation of liberty
Emergency Situation - A person can be detained for treatment if life-saving or to prevent a serious deterioration whilst awaiting authorisation
Local authority or Hospital or Care Home arranges **three** assessments and responsible body appoints an **independent advocate (IMCA)** where required or **appropriate person**:
Three assessments:
Mental Health
Mental Capacity
Necessary and proportionate
Arrangements not authorised
Independent pre-authorisation review- RB (Local Authority or NHS organisation) scrutinises **all** applications
If objection, refer to AMCP to review
Appeal to Court of Protection
Authorised
No objection - Authorised
Objection
Appropriate person or Advocate (IMCA) continues in role throughout authorisation
Care home, hospital, person or family can request the local authority review the authorisation