RESTRAINT FLOW CHART FOR PATIENTS AGED 16 YEARS AND OVER
APPENDIX 2
(Restraint in the Care Management of Patients aged 16 years and over with impaired mental capacity Policy)

Does the patient lack capacity to consent to the proposed restraint?

Yes

Has the patient made a valid and applicable advance decision refusing the type of restraint (i.e. specific medication) being proposed?

Yes

That particular restraint cannot be used.

No

Is restraint necessary to prevent harm to the patient?

Yes

Is the restraint proportionate to the likelihood and seriousness of harm?

Yes

Does the patient have a Health Welfare Attorney (LPA)/ Court Appointed Deputy who has authority to decide?

Yes

If the Attorney/Deputy has the authority does he/she consent to the use of the restraint?

Yes


No

Use planned restraint & review.

No

Restraint cannot be used unless it is to protect others from harm.

No

Restraint cannot be used unless it is to protect others from harm.

No

Does the patient have a Health Welfare Attorney (LPA)/ Court Appointed Deputy who has authority to decide?

No

Is the restraint the least restrictive means of the appropriate choices by which the patient can be kept safe from harm and is the restraint in the patient’s best interests? Refer to MCA 2005.

Yes

No

Restraint cannot be used unless it is to protect others from harm.

NOTES

1) References to MCA 2005 are to the Mental Capacity Act 2005 and its accompanying Code of Practice.
2) Where restraint forms an aspect of treatment, consideration must be given to the completion of Consent Form 4.
3) Please ensure that all documentation supports defensible decision making.

If the restraint is likely to be frequent, cumulative and ongoing use DoLS pro forma to assess whether DoLS application needs to be made.