



Tameside, Stockport & Oldham IMCA Hub



PROVISION OF INDEPENDENT MENTAL CAPACITY ADVOCACY

Our Advocates provide statutory Advocacy for adults who lack capacity to make certain decisions about their care or treatment or are being assessed/subject to a Deprivation of Liberty Safeguard.

The Mental Capacity Act 2005 places a duty on NHS bodies and Local Authorities to refer those adults that are eligible to an Independent Mental Capacity Advocate (IMCA)

Telephone: **0300 3030 209**

Email: referral@tsoimcahub.org.uk

Website: www.tsoimcahub.org.uk

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Tameside
Metropolitan Borough
 **STOCKPORT**
METROPOLITAN BOROUGH COUNCIL


Oldham
Council

The Local Authority or NHS body must instruct an IMCA when a person is 16+ years of age, has no family or friends appropriate to consult and they lack capacity to make important decisions about either:

- 👤 Providing or withdrawing serious medical treatment
- 👤 A proposed stay in a care home of more than 8 weeks
- 👤 A hospital stay of over 28 days

An IMCA should also be considered for decisions regarding:

- 👤 A care review
- 👤 Safeguarding Adults proceedings (even if they have family or friends involved)

An IMCA should be instructed by the Supervisory Body for **Deprivation of Liberty Safeguards (DoLS)** when;

- 👤 A care home or hospital has requested an urgent or standard authorisation to deprive someone of their liberty (39A IMCA)
- 👤 A person is subject to a DoLS and requires an IMCA to stand in as the representative on a temporary basis (39C IMCA)
- 👤 A person is subject to a DoLS, or their unpaid representative requests the support of an IMCA via the Supervisory Body (39D IMCA)

An Advocate can be instructed by the Supervisory Body to provide a paid Relevant Person's Representative (RPR) role for a person subject to a DoLS who has no friend or family to be the RPR.

