

Date: 6th August 2026

New Deprivation of Liberty assessment process now live

Following the recent Supreme Court judgement, AGNI Ref 2026, there has been a significant update to how we assess whether a patient is deprived of their liberty.

In response, a temporary assessment process has been developed and is now live across the Trust.

Following the Mental Capacity Act and best interest process for hospital admission and any other decisions required, staff will need to complete a multifactorial Deprivation of Liberty Assessment.

This assessment will help determine whether a patient is being deprived of their liberty and whether they meet the criteria for a Deprivation of Liberty Safeguards application.



Accessing the new assessment

The multifactorial Deprivation of Liberty Assessment is available within the electronic patient record.

To access it, go to:

Documents > ADD > Preconfigured Templates

The assessment will guide you through the process and identify any further actions required.

A flowchart explaining the new process has also been produced and will be delivered to wards in the coming week. In the meantime, colleagues can access the flowchart online.

A [crib sheet explaining how to locate the multifactorial assessment](#) and a hard copy of the [assessment](#) are also available to help staff familiarise themselves with the new process.

Training available

Teams training sessions are available on the following dates:

- 7th August, 1pm to 2pm
- 13th August, 3pm to 4pm
- 18th August, 2pm to 3pm
- 21st August, 12pm to 1pm

- 25th August, 3pm to 4pm
- 27th August, 11am to 12pm

To book a place, please email the Safeguarding Team at wih-tr.WUTHSafeguarding@nhs.net. A Teams invitation will then be sent to you.

Colleagues involved in this process are encouraged to familiarise themselves with the new assessment and supporting guidance and attend one of the available training sessions.