What is Making Safeguarding Personal?

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The Challenge

‘What good is it making someone safer if it merely makes them miserable? We must tolerate acceptable risks as the price appropriately to be paid in order to achieve some other good – in particular to achieve the vital good of the elderly or vulnerable person’s happiness.’

Lord Justice Munby, re MM
All change and no change

- Care Act - new in law, policy and practice
- New in law but not in policy or practice
- Consolidating or modernising current law
- Guidance mentions Making Safeguarding Personal – other definitions call it a culture change
Safeguarding 6 Principles

1. **Empowerment** - presumption of person led decisions & informed consent
2. **Prevention** - better to take action before harm occurs
3. **Proportionality** + least intrusive response
4. **Protection** - support and representation for those in greatest need
5. **Partnerships** - local solutions
6. **Accountability** & transparency in delivering safeguarding
MSP - Care Act 2014

- Stress on asking what people want (outcomes) - MSP
- Involving people in discussions
- Promoting them to be in control of the process
- Offering more advocacy
- Accepting risk
- New term Adult at Risk
Practice Jazz

Think Practice Jazz

1. MCA applies
2. Duties around public protection
3. Understanding intimidation
4. Importance of recording and evidence
5. Managing conflict
Heuristics
Example: the enquiry

Mr X is allegedly bullied by a neighbour who steals from him and sexually abuses him.

‘Local authorities must make enquiries, or ensure others do so, if it reasonably suspects an adult who has care and support needs and is, or is at risk of, being abused or neglected and unable to protect themself against the abuse or neglect or risk of it because of those needs.’ (Guidance 2014, para 14.36)
Care Act/MSP changes?

• What does Mr X want?
• Potential for advocate (beyond IMCA)
• More emphasis on role of all parts of LA and partners (all need policies & procedures)
• Greater requirement for information sharing
Post enquiry – MSP approach to care/support plan

What does Mr X want to promote his future safety?

What support/treatment/therapy including advocacy is on offer (beyond IMCA);

NB Record on-going risk management (Care Act Guidance, para. 14.68)
Summary

Whatever the image – overall safeguarding is not generally easy.
MSP makes it easier to be outcome focussed.
MSP has inspired practice pre-Care Act and increased hope.
Kirklees’ challenge will be to embed a culture of MSP and manage its risks.
Thank you for listening

Disclaimer: This presentation draws on the work of the SCWRU for the Department of Health’s Policy Research Programme. The views expressed are those of the author and not necessarily those of the Department of Health.

MSP Links