

CONSULTATION QUESTIONS

This consultation questionnaire sets out the consultation questions from within the relevant sections of the revised Adult Support & Protection Code of Practice.

The revised Code of Practice is a larger and more comprehensive document than the original Code and we welcome your views on any of the changes made. In particular, we would appreciate your views on the following matters.

Please insert your response to the questions in the text boxes provided.

Question 1: Chapter 3

This chapter of the Code sets out the principles of the Adult Support and Protection legislation and the definition of an adult at risk.

Does this chapter help in your understanding of the legislation and whom it applies to?

If not, what changes would you suggest?

No comment

Question 2: Chapter 5

This chapter of the Code considers the principle of ensuring full regard is given to the wishes of the adult, and ensuring that the adult participates in decisions as fully as possible.

Does this chapter adequately covers the issues arising from ensuring as far as possible full participation by adults in decision making?

If not, what changes would you suggest?

The SIAA welcomes the level of detail about independent advocacy included in the draft guidance.
To ensure clarity and fuller understanding of independent advocacy paragraph 8 should also include a reference to the information to be found on the SIAA website.
Paragraph 9 relates solely to the appointment of a person in the role of safeguarding and as such should have its own heading of Safeguarders. The current configuration could potentially lead to confusion.
Paragraph 21 references the potential benefit to a carer of independent advocacy support. While it does explain that the advocate will represent the carer as a distinct voice from that of the person being cared for, it would be helpful also to include the explanation that, in order to prevent a potential conflict of interest, it will be important to ensure that the person providing independent advocacy for the care is separate from the person providing advocacy for the cared for person. In addition, if both have independent advocacy support from the same organisation, it is important that the

independent advocacy organisation has robust policies and procedures in place to manage any such conflict of interest. Guidance on advocacy for carers has been produced by the Scottish Government Carers Unit in partnership with a range of external agencies and is on the point of publication so reference could be made to that guidance in this section.

Question 3: Chapter 6

This chapter includes new guidance on large scale inquiries. Does this provide sufficient clarity for this type of inquiry or are there additional matters you would wish considered?

No comment

Question 4: Chapter 11

This chapter is a new addition to the Code and considers a multi-agency approach. Does this provide sufficient clarity and support for your organisation in handling multi-agency assessments and practice?

Are there other matters that you consider should be included in this chapter?

No comment

Question 5: Users and Carers

The Code seeks to develop and articulate good practice as regards service user and carer involvement, particularly in chapters 5 and 16. Does it succeed in this? If not please suggest ways in which this area could be improved on.

The Code does succeed in developing and articulating good practice as regards service user and carer involvement. This could however be marginally improved by including, in Chapter 16, Paragraph 20, consideration of independent advocacy support as a means of facilitating the participation of service user and carer representatives in Committees.

Question 6:

Do you consider this revised Code of Practice will enable you to carry out your professional responsibilities effectively? Please feel free to comment on any areas of the Code which you consider could be improved in any way.

No comment

Any further comments

N/A