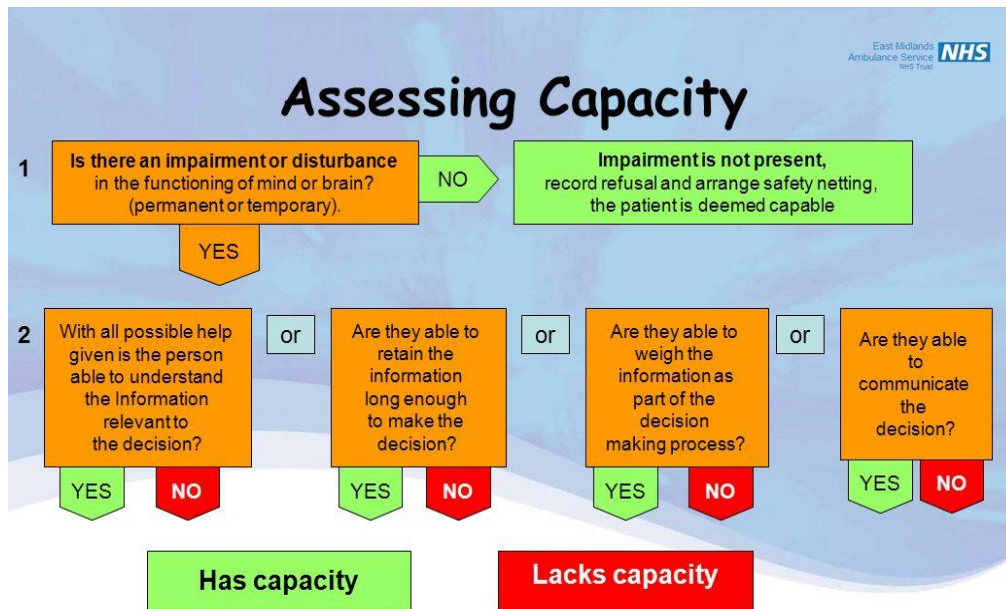


Assessing Capacity



If the answer to 1 is YES and the answer to any of 2 is NO, then the person lacks capacity under the Mental Capacity Act 2005.

If the victim is not able to consent or refuse treatment, there is a duty to make a best interest decision about whether to treat the patient.

You must:

- Involve the person who lacks capacity to the fullest extent possible.
- Have regard for past and present wishes and feelings, especially written statements.
- Consult with others who are involved in the person's care.
- Not be discriminatory.
- Choose or decide on the least restrictive option.
- Take into consideration the benefits and burdens to the person.