

Template letter 2

To the supervisory body (local authority in England and for care homes in Wales, and local health board for hospital in Wales), requesting that they investigate a possible unauthorised deprivation of liberty.

[Sender's address]
[Telephone number]

[Name and address of local authority (or health board)]

[Date]

Dear Sir/Madam

Re [name of resident] residing in [name and address of care home or hospital]

I am writing about the above named who is my [relationship to you], specifically about [his/her] care and treatment in [the care home/hospital] [he/she] is staying in.

I wrote to/spoke to [name of the care home/hospital manager] about my [relationship to person] on the [date]. I informed them of my concerns that [name] does not have the mental capacity to make decisions about [his/her] care or treatment and that [he/she] is being deprived of [his/her] liberty.

I believe [he/she] is being deprived of [his/her] liberty for the following reasons: [explain why].

In my letter I asked [name of the care home manager/ hospital manager] to issue a deprivation of liberty urgent authorisation for my [relationship to you] and to apply to you for a standard authorisation under the procedures of the Mental Capacity Act 2005.

As far as I am aware this has not happened. I am therefore writing, under the provisions of the Mental Capacity Act, to request that you investigate to see if my [relationship to you] is subject to an unauthorised deprivation of liberty at [name of care home or hospital].

Thank you for your consideration and I look forward to hearing from you.

Yours faithfully

[Signature]
[Name of sender]