

# Safeguarding - MSP

## ‘what is personal ?’

‘Presents...not a chance’

# Expectations

- This is NOT Care Act training
- This is NOT MCA
- The workshop does need participation
- We do need to share and discuss a case so please can we respect these boundaries and not share outside of room
- Acknowledgment to Paul Carr formally of WCC

# No Secrets v Care Act 2014

Process v personal

# Definitions

- Definition of Personal
  - **of or concerning one's private life, relationships, and emotions rather than one's career or public life**
- Definition of self
  - **the union of elements (as body, emotions, thoughts, and sensations) that constitute the individuality and identity of a person**

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# CASE EXAMPLE:





Physical health and safety can sometimes be bought at too high a price in happiness and emotional welfare. The emphasis must be on sensible risk appraisal, not striving to avoid all risk, whatever the price, but instead seeking a proper balance and being willing to tolerate manageable or 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. What good is it making someone safer if it merely makes them miserable?

Munby J (as he then was) in [Local Authority X v MM & Anor \(No. 1\) \(2007\)](#),