

# Consent to care and treatment

## Quality statement

We expect providers, commissioners and system leaders live up to this statement:

We tell people about their rights around consent and respect these when we deliver person-centred care and treatment.

## What this quality statement means

- People understand their rights around consent to the care and treatment they are offered.
- People's views and wishes are taken into account when their care is planned.
- There are systems and practices to ensure that people understand the care and treatment being offered or recommended. This helps them make an informed decision.
- People receive information about care and treatment in a way they can understand and have appropriate support and time to make decisions.
- Staff understand the importance of ensuring that people fully understand what they are consenting to and the importance of obtaining consent before they deliver care or treatment.

- Where necessary, people with legal authority or responsibility can make decisions within the requirements of the Mental Capacity Act 2005. This includes the duty to consult others such as carers, families and/or advocates, where appropriate.
- People's capacity and ability to consent is taken into account, and they, or a person lawfully acting on their behalf, are involved in planning, managing and reviewing their care and treatment.

## I statements

[I statements](#) reflect what people have said matters to them.

- I have care and support that is co-ordinated, and everyone works well together and with me.

## Subtopics this quality statement covers

- Consent
- Advocacy and support
- DNACPR (Do Not Attempt Cardiopulmonary Resuscitation)

## Related regulations

### Regulated Activities Regulations 2014

- [Regulation 11: Need for consent](#)

### Also consider

- [Regulation 9: Person-centred care](#)
  - [Regulation 10: Dignity and respect](#)
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## Additional legislation

[The Mental Capacity Act 2005](#)

[The Mental Health Act Code of Practice 1983](#)

[The Mental Capacity Act Code of Practice 2005](#)

## Best practice guidance

We expect providers to be aware of and follow the following best practice guidance.

[Using surveillance in your care service \(CQC\)](#)

[Using cameras or other recording equipment to check somebody's care \(CQC\)](#)

[Decision making and mental capacity \(NICE guidance \[QS194\]\)](#)

[Decision making and mental capacity \(NICE guidance \[NG108\]\)](#)

[Advocacy services for adults with health and social care needs \(NICE guidance \[NG227\]\)](#)

[Inspection Toolkit: Consent to care and treatment \(Skills for Care\)](#)