**Defensible Decision Making Framework**

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| Framework: | Content/ activity |
| 1. Act within Legislation
 | * ASP Act 2007
* SW Scotland Act 1968
* NHS & CC Act 1990
* Human Rights Act 1998
* AWI Act 2007
* MHC&T Act 2003
* Forced Marriage 2011
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| 1. Apply Procedural Fairness
 | * Consider capacity
* Duty of care
* ASP principles - Benefit to the adult, least restrictive
* Also Adult’s view and wishes (and those of others), adult’s participation, not treated less favourably, consideration of adult’s abilities, background and characteristics.
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| 1. Work Consistently with Agency Practice and Procedures
 | * ASP Code of Practice
* WoS Code of Practice
* NAC ASP Practice guidance
* Positive risk Assessment
* SSAQ
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| 1. Take Account of All Considerations Relevant to the Situation
 | Collection and assessment of information:* What are the facts? – what, who, when , where & how?
* Is the evidence relevant, credible, significant
* Corroboration of information
* Checking out inconsistencies,
* Considering range of perspectives (especially adults)
* Risk assessment and analysis – severity and likelihood of risk
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| 1. Ensure Decisions Are Grounded in the Evidence
 | Communicate with other, seek gaps in informationCollect, verify and thoroughly evaluate |
| 1. Reflect Upon and Analyse All Facts with an Independent Mind
 | * On own biases/ preconceptions/anxieties/ other experiences
* Role of intuition/ gut feelings?
* Influences from others/ elsewhere
* Unexpected outcomes
* Role of manager and peers to aid reflection
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| 1. Record and Account for Your Decision Making
 | * Record decisions in line with agency policies (including significant events)
* Communicate and share decision as appropriate (including with adult)
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| 1. Reconsider the decision if more evidence/information becomes known
 | * New information
* Change in circumstances
* Change in wider situation
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