



2016 CHAPTER 18

PART 15

SUPPLEMENTARY

Other supplementary provision

Risk of serious physical harm to others

299.—(1) Subsection (2) applies where for any purpose of this Act a determination falls to be made of whether doing a particular thing, or failure to do a particular thing, in relation to a person would create a risk, or any particular level of risk, of serious physical harm to other persons.

(2) In determining that question, regard may be had only to evidence—

- (a) that the person has behaved violently towards other persons; or
- (b) that the person has behaved himself or herself in such a way that other persons were placed in reasonable fear of serious physical harm to themselves.

Commencement Information

- II** S. 299 in operation at 2.12.2019 for specified purposes by [S.R. 2019/190](#), [art. 2\(4\)](#), [Sch. Pt. 4](#) (with [art. 3](#))

Changes to legislation:

Mental Capacity Act (Northern Ireland) 2016, Section 299 is up to date with all changes known to be in force on or before 02 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 285(2)(a)-(c) substituted for s. 285(2)(a)(b) by [2022 c. 18 \(N.I.\) Sch. 3 para. 77\(b\)](#)