

**Changes to legislation:** Mental Capacity Act 2005, Paragraph 13 is up to date with all changes known to be in force on or before 16 January 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. (See end of Document for details) [View outstanding changes](#)

## SCHEDULES

### SCHEDULE 1A

#### [<sup>F1</sup>PERSONS INELIGIBLE TO BE DEPRIVED OF LIBERTY BY THIS ACT]

##### Textual Amendments

- F1** Sch. 1A omitted (16.5.2019 for specified purposes) by virtue of [Mental Capacity \(Amendment\) Act 2019](#) (c. 18), s. 6(3), [Sch. 2 para. 2\(c\)](#)

#### [<sup>F1</sup>PART 2

##### INTERPRETATION

###### *Authorised course of action, relevant care or treatment & relevant instrument*

- 13 In a case where this Schedule applies for the purposes of section 16A—
- “authorised course of action” means any course of action amounting to deprivation of liberty which the order under section 16(2)(a) authorises;
  - “relevant care or treatment” means any care or treatment which—
    - (a) comprises, or forms part of, the authorised course of action, or
    - (b) is to be given in connection with the authorised course of action;
  - “relevant instrument” means the order under section 16(2)(a).]

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**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. 58(4)(ca) inserted by [2023 c. 42 Sch. para. 10](#)
- Sch. 1 para. 4A inserted by [2023 c. 42 Sch. para. 3](#)
- Sch. 1 para. 10A and cross-heading inserted by [2023 c. 42 Sch. para. 6](#)
- Sch. 1 para. 13A inserted by [2023 c. 42 Sch. para. 7\(2\)](#)
- Sch. 1 para. 16(1A) inserted by [2023 c. 42 Sch. para. 8\(b\)](#)