

*These notes refer to the Mental Capacity Act (Northern Ireland)
2016 (c.18) which received Royal Assent on 9 May 2016*

Mental Capacity Act (Northern Ireland) 2016

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 4 – Independent Mental Capacity Advocates

Section 87 – Functions of independent mental capacity advocates: provision of support, etc

This section provides a power to make regulations about the functions of independent mental capacity advocates, setting out a number of things the regulations may cover. This includes the steps the advocate should take in order to: determine P's best interests; provide support to P; ascertain P's past and present wishes and feelings and beliefs and values; and inform others of relevant information. The regulations could also provide for circumstances in which the advocate may challenge or assist a challenge of a relevant decision made on behalf of P.