

*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

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### **Part 4 – Independent Mental Capacity Advocates**

##### ***Section 91 – Instruction of independent mental capacity advocate***

This section places a duty on the relevant HSC trust to instruct an independent mental capacity advocate where it has received a request made under section 88 and no declaration refusing an advocate has been made.