
Status: This version of this cross heading contains provisions that are prospective.
Changes to legislation: Mental Capacity Act (Northern Ireland) 2016, Cross Heading: Paragraph 2: meaning of “relevant treatment” is up to date with all changes known to be in force on or before 30 March 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 1

Authorisation by panel of certain serious interventions

Part 2

Applications for authorisation

PROSPECTIVE

Paragraph 2: meaning of “relevant treatment”

4 For the purposes of paragraph 2 treatment which is proposed to be provided to P is “relevant treatment” if—

- (a) it would or might be treatment with serious consequences (see section 21);
- (b) the applicant reasonably believes that P lacks capacity in relation to the treatment; and
- (c) either of the following applies—
 - (i) P's nominated person has reasonably objected to the proposal to provide the treatment and has not withdrawn that objection; or
 - (ii) the applicant reasonably believes that it is likely that the provision of the treatment would be such that authorisation is needed by reason of section 20 (resistance etc by P to provision of certain treatment).

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