

Changes to legislation: Mental Capacity Act (Northern Ireland) 2016, Paragraph 4 is up to date with all changes known to be in force on or before 13 May 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 2

Authorisation of short-term detention in hospital for examination etc

Part 2

The authorisation

Medical report

4.—(1) The medical report included in a report under paragraph 2 must be in the prescribed form and must—

- (a) be made by a medical practitioner who is unconnected with P and is permitted by regulations under section 300 to make the report;
- (b) include a statement by the person making the medical report that in that person's opinion the criteria for authorisation are met; and
- (c) include any prescribed information.

(2) The maker of the medical report must have examined P not more than [^{F1}two days][^{F1}five days] before the date when the medical report is made.

(3) See also sections 54 and 55 (involvement of nominated person and independent mental capacity advocate).

Textual Amendments

- F1** Words in Sch. 2 para. 4(2) substituted (temp.) (2.4.2020) by virtue of [Coronavirus Act 2020 \(c. 7\)](#), s. 87(2), **Sch. 11 para. 6** (with ss. 88-90, [Sch. 11 para. 2](#)); [S.R. 2020/58](#), art. 2(e)

Modifications etc. (not altering text)

- C1** [Sch. 2 para. 4\(2\)](#) expiry of earlier affecting provision 2020 c. 7, Sch. 11 paras. 3-9 (25.3.2022) by [Coronavirus Act 2020 \(c. 7\)](#), **s. 89** (with s. 90)

Commencement Information

- I1** Sch. 2 para. 4 in operation at 2.12.2019 for specified purposes by [S.R. 2019/163](#), art. 2(4), **Sch. Pt. 4** (with art. 3) (as amended by [S.R. 2019/190](#), art. 2)

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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\(b\)](#)