



2016 CHAPTER 18

PART 12

CHILDREN

Amendments of Mental Health Order: children etc

266.—(1) Schedule 8—

- (a) restricts the application of Part 2 of the Mental Health Order to children;
- (b) amends that Order so as to—
 - (i) make provision for independent advocates for children; and
 - (ii) require persons making certain decisions to have a child's best interests as their primary consideration;
- (c) makes other amendments of that Order.

(2) In this section “children” means children under 16.

Commencement Information

- II** [S. 266\(1\)\(c\)](#) in operation at 2.12.2019 by [S.R. 2019/163](#), [art. 2\(2\)](#), [Sch. Pt. 2](#) (with [art. 3](#)) (as amended by [S.R. 2019/190](#), [art. 2](#))

Changes to legislation:

Mental Capacity Act (Northern Ireland) 2016, Section 266 is up to date with all changes known to be in force on or before 02 April 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.

[View outstanding changes](#)

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\(b\)](#)