

Status: This version of this provision is prospective.

Changes to legislation: *Mental Capacity Act (Northern Ireland) 2016, Section 271 is up to date with all changes known to be in force on or before 24 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*



2016 CHAPTER 18

PART 13

OFFENCES

PROSPECTIVE

Assisting breach of community residence requirement

271.—(1) A person commits an offence if—

- (a) the person knows that another person (“P”) is required by a community residence requirement to live at a particular place; and
- (b) the person induces, or intentionally assists, P to stop living at that place.

(2) A person commits an offence if—

- (a) the person knows that another person (“P”) is required by a community residence requirement to live at a particular place;
- (b) P has stopped living at that place; and
- (c) the person gives P any assistance with the intention of preventing, delaying or interfering with P's being returned to live at that place.

(3) A person guilty of an offence under this section is liable—

- (a) on summary conviction, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum or both;
- (b) on conviction on indictment, to imprisonment for a term not exceeding 2 years or a fine or both.

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(4) In this section “community residence requirement” means a community residence requirement (as defined by section 31) that is imposed under Part 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\(b\)](#)