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*Changes to legislation: There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 40. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 6

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Goods Vehicles (Licensing of Operators) Act 1995 (c. 23)*

- 40 (1) The Goods Vehicles (Licensing of Operators) Act 1995 (c. 23) is amended as follows.
- (2) In section 16(5) (termination of licence), for “he becomes a patient within the meaning of Part VII of the Mental Health Act 1983” substitute “ he becomes a person who lacks capacity (within the meaning of the Mental Capacity Act 2005) to use a vehicle under the licence ”.
- (3) In section 48 (licence not to be transferable, etc.)—
- (a) in subsection (2)—
- (i) for “or become a patient within the meaning of Part VII of the Mental Health Act 1983” substitute “ , or become a person who lacks capacity (within the meaning of the Mental Capacity Act 2005) to use a vehicle under the licence, ”, and
- (ii) in paragraph (a), for “became a patient” substitute “ became a person who lacked capacity in that respect ”, and
- (b) in subsection (5), for “a patient within the meaning of Part VII of the Mental Health Act 1983” substitute “ a person lacking capacity ”.

**Changes to legislation:**

There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 40.