

SCHEDULES

[^{F1}SCHEDULE AA1

DEPRIVATION OF LIBERTY: AUTHORISATION OF ARRANGEMENTS ENABLING CARE AND TREATMENT

Textual Amendments

- F1** Sch. AA1 inserted (16.5.2019 for specified purposes) by [Mental Capacity \(Amendment\) Act 2019 \(c. 18\)](#), s. 6(3), [Sch. 1](#)

PART 2

AUTHORISATION OF ARRANGEMENTS

Rights to information etc

- 14 (1) The following must publish information about authorisation of arrangements under this Schedule—
- (a) the hospital manager of each NHS hospital;
 - [^{F2}(b) each integrated care board;]
 - (c) each Local Health Board;
 - (d) each local authority.
- (2) The information must include information on the following matters in particular—
- (a) the effect of an authorisation;
 - (b) the process for authorising arrangements, including making or carrying out—
 - (i) assessments and determinations required under paragraphs 21 and 22;
 - (ii) consultation under paragraph 23;
 - (iii) a pre-authorisation review (see paragraphs 24 to 26);
 - (c) the circumstances in which an independent mental capacity advocate should be appointed under paragraph 42 or 43;
 - (d) the role of a person within paragraph 42(5) (an “appropriate person”) in relation to a cared-for person and the effect of there being an appropriate person;
 - (e) the circumstances in which a pre-authorisation review is to be carried out by an Approved Mental Capacity Professional under paragraph 24;
 - (f) the right to make an application to the court to exercise its jurisdiction under section 21ZA;
 - (g) reviews under paragraph 38, including—
 - (i) when a review will be carried out;

Changes to legislation: There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 14. (See end of Document for details)

- (ii) the rights to request a review;
 - (iii) the circumstances in which a referral may or will be made to an Approved Mental Capacity Professional.
- (3) The information must be accessible to, and appropriate to the needs of, cared-for persons and appropriate persons.]

Textual Amendments

- F2** Sch. AA1 para. 14(1)(b) substituted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 4 para. 82(5)**; S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)

Changes to legislation:

There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 14.