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WELSH STATUTORY INSTRUMENTS

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**2007 No. 837 (W.72)**

**MENTAL CAPACITY, WALES**

The Mental Capacity Act 2005 (Loss of Capacity during Research Project) (Wales) Regulations 2007

*Made* - - - - - *13 March 2007*

*Coming into force*

*For the purpose mentioned*

*in regulation 1(1)(a)* *1 July 2007*

*For all other purposes* *1 October 2007*

**THE MENTAL CAPACITY ACT 2005 (LOSS OF CAPACITY DURING RESEARCH PROJECT) (WALES) REGULATIONS 2007**

1. Title, commencement, application and interpretation
  2. Application
  3. Research which may be carried out despite a participant's loss of capacity
- Signature

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- SCHEDULE
1. Requirements which the project must satisfy
- 1
1. A protocol approved by an appropriate body and having effect...
  2. The appropriate body must be satisfied that there are reasonable...
- SCHEDULE
2. Steps which the person conducting the project must take
- 2
1. R must take reasonable steps to identify a person who—...
  2. If R is unable to identify such a person R...
  3. R must provide the person identified under paragraph 1, or...
  4. If, any time, the person consulted advises R that in...
  5. The fact that a person is the donee of a...
  6. R must ensure that nothing is done in relation to...
  7. The interests of P must be assumed to outweigh those...
  8. If P indicates (in any way) that he or she...

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

9. The research must be discontinued without delay if at any...
10. R must conduct the research in accordance with the provision...  
Explanatory Note