

*Status: This version of this provision is prospective.*

**Changes to legislation:** *Mental Capacity Act (Northern Ireland) 2016, Section 217 is up to date with all changes known to be in force on or before 29 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 10

#### CRIMINAL JUSTICE

##### CHAPTER 7

##### TRANSFER FROM PRISON ETC TO HOSPITAL

##### *Persons remanded in custody by magistrates' court*

PROSPECTIVE

#### **Transfer to hospital of person remanded by magistrates' court**

##### **217.—(1) Where—**

- (a) a person is remanded in custody by a magistrates' court, and
- (b) the conditions for giving a direction under this section are met (see section 223),

the Department of Justice may by warrant direct that that person be removed to a hospital specified in the direction.

##### **(2) The managing authority of the hospital specified in the direction must—**

- (a) admit the person; and
- (b) detain him or her in accordance with section 218.

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**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- s. 217(1) modified (temp.) by [2020 c. 7 Sch. 11 para. 17](#)

**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\(b\)](#)