Status: *This version of this cross heading contains provisions that are prospective.*
Changes to legislation: *Mental Capacity Act (Northern Ireland) 2016, Cross Heading: Notification by court of ineffective provision etc in instrument is up to date with all changes known to be in force on or before 14 May 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*

SCHEDULES

PROSPECTIVE

SCHEDULE 4

Lasting powers of attorney: formalities

Part 3

Cancellation of registration and notification of severance

Notification by court of ineffective provision etc in instrument

19.—(1) Sub-paragraph (2) applies if the court determines under section 111(1) that a lasting power of attorney contains a provision which—

(a) is ineffective as part of a lasting power of attorney; or

(b) prevents the instrument from operating as a valid lasting power of attorney.

(2) The court must—

(a) notify the Public Guardian that it has severed the provision; or

(b) direct the Public Guardian to cancel the registration of the instrument as a lasting power of attorney.

Status:
This version of this cross heading contains provisions that are prospective.

Changes to legislation:
Mental Capacity Act (Northern Ireland) 2016, Cross Heading: Notification by court of ineffective provision etc in instrument is up to date with all changes known to be in force on or before 14 May 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.
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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)