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**Status:** This version of this cross heading contains provisions that are prospective.  
**Changes to legislation:** Mental Capacity Act (Northern Ireland) 2016, Cross Heading: Wills: requirements relating to execution is up to date with all changes known to be in force on or before 13 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](#)

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## SCHEDULES

PROSPECTIVE

### SCHEDULE 5

#### Property and affairs: supplementary provisions

##### *Wills: requirements relating to execution*

**3.—**(1) Sub-paragraph (2) applies if under section 113 the court makes an order or gives directions requiring or authorising a person (“the authorised person”) to execute a will on behalf of P.

(2) Any will executed in pursuance of the order or direction—

- (a) must state that it is signed by P acting by the authorised person;
- (b) must be signed by the authorised person with the name of P and the authorised person's own name, in the presence of two or more witnesses present at the same time;
- (c) must be attested and subscribed by those witnesses in the presence of the authorised person; and
- (d) must be sealed with the official seal of the court.

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**Changes to legislation:**

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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\(b\)](#)