

Status: This version of this provision is prospective.

Changes to legislation: *Mental Capacity Act (Northern Ireland) 2016, Section 147 is up to date with all changes known to be in force on or before 23 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 9

POWER OF POLICE TO REMOVE PERSON TO PLACE OF SAFETY

Duties and powers of police where person removed to place of safety

PROSPECTIVE

Duty to inform certain persons where power of removal or transfer used

147.—(1) This section applies where a constable takes a person (“R”) to a place of safety under section 139 or 145.

(2) The constable must ensure that, as soon as practicable after R arrives at the place of safety, the required information is given to—

- (a) the HSC trust in whose area that place of safety is situated;
- (b) the appropriate person; and
- (c) if the appropriate person does not live with R and it is practicable to give the information to a relevant person who lives with R, such a person.

(3) But if—

- (a) it is not practicable to give the required information to the appropriate person, and
- (b) it is practicable to give the required information to a relevant person, subsection (2) has effect as if the reference in paragraph (b) to the appropriate person were to a relevant person.

(4) In this section—

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

Changes to legislation: *Mental Capacity Act (Northern Ireland) 2016, Section 147 is up to date with all changes known to be in force on or before 23 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*

“the appropriate person” means—

- (a) if R is 16 or over, any person who is R's nominated person;
- (b) if R is under 16, a person with parental responsibility for R;

“relevant person” means a person who is 16 or over and is—

- (a) named by R as someone to whom the information should be given;
- (b) engaged in caring for R; or
- (c) interested in R's welfare;

“the required information” has the meaning given by section 148.

Status:

This version of this provision is prospective.

Changes to legislation:

Mental Capacity Act (Northern Ireland) 2016, Section 147 is up to date with all changes known to be in force on or before 23 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.

[View outstanding changes](#)

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\(b\)](#)