

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Mental Capacity (2016 Act) (Commencement No. 1) Order (Northern Ireland) 2019 by changing the commencement date of the Mental Capacity Act (Northern Ireland) 2016 for the purposes of deprivation of liberty, offences and money and valuables to the 2nd December 2019. The commencement date for the purposes of research remains the 1st October 2019. The commencement date for the offence of unlawful detention is changed to 2nd December 2020.

This Order also commences a further provision, section 299 of the Mental Capacity Act (Northern Ireland) 2016, on 2nd December 2019. This section provides the evidence required when determining serious physical harm to others.