
Changes to legislation: There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 15. (See end of Document for details)

SCHEDULES

SCHEDULE 1A

[^{F1}PERSONS INELIGIBLE TO BE DEPRIVED OF LIBERTY BY THIS ACT]

Textual Amendments

- F1** Sch. 1A omitted (16.5.2019 for specified purposes) by virtue of [Mental Capacity \(Amendment\) Act 2019](#) (c. 18), s. 6(3), [Sch. 2 para. 2\(c\)](#)

[^{F1}PART 2

INTERPRETATION

Authorised course of action, relevant care or treatment & relevant instrument

- 15 (1) This paragraph applies where the question whether a person is ineligible to be deprived of liberty by this Act is relevant to either of these decisions—
- (a) whether or not to include particular provision (“the proposed provision”) in an order under section 16(2)(a);
 - (b) whether or not to give a standard authorisation under Schedule A1.
- (2) A reference in this Schedule to the authorised course of action or the relevant care or treatment is to be read as a reference to that thing as it would be if—
- (a) the proposed provision were included in the order, or
 - (b) the standard authorisation were given.
- (3) A reference in this Schedule to the relevant instrument is to be read as follows—
- (a) where the relevant instrument is an order under section 16(2)(a): as a reference to the order as it would be if the proposed provision were included in it;
 - (b) where the relevant instrument is a standard authorisation: as a reference to the standard authorisation as it would be if it were given.]

Changes to legislation:

There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 15.