
Status: Point in time view as at 01/04/2008.

Changes to legislation: Mental Capacity Act 2005, Paragraph 7 is up to date with all changes known to be in force on or before 18 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)

SCHEDULE 3

SCHEDULE 3

INTERNATIONAL PROTECTION OF ADULTS

PART 2

JURISDICTION OF COMPETENT AUTHORITY

Scope of jurisdiction

- 7 (1) The court may exercise its functions under this Act (in so far as it cannot otherwise do so) in relation to—
- (a) an adult habitually resident in England and Wales,
 - (b) an adult's property in England and Wales,
 - (c) an adult present in England and Wales or who has property there, if the matter is urgent, or
 - (d) an adult present in England and Wales, if a protective measure which is temporary and limited in its effect to England and Wales is proposed in relation to him.
- (2) An adult present in England and Wales is to be treated for the purposes of this paragraph as habitually resident there if—
- (a) his habitual residence cannot be ascertained,
 - (b) he is a refugee, or
 - (c) he has been displaced as a result of disturbance in the country of his habitual residence.

Status:

Point in time view as at 01/04/2008.

Changes to legislation:

Mental Capacity Act 2005, Paragraph 7 is up to date with all changes known to be in force on or before 18 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.