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**Changes to legislation:** There are currently no known outstanding effects for the Mental Capacity Act 2005, Cross Heading: Matrimonial Causes Act 1973 (c. 18). (See end of Document for details)

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## SCHEDULES

### SCHEDULE 6

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Matrimonial Causes Act 1973 (c. 18)*

- 19 In section 40 of the Matrimonial Causes Act 1973 (c. 18) (payments to person who lacks capacity) (which becomes subsection (1))—
- (a) for the words from “is incapable” to “affairs” substitute “ (“P”) lacks capacity (within the meaning of the Mental Capacity Act 2005) in relation to the provisions of the order ”,
  - (b) for “that person under Part VIII of that Act” substitute “ P under that Act ”,
  - (c) for the words from “such persons” to the end substitute “ such person (“D”) as it may direct ”, and
  - (d) at the end insert—
    - “(2) In carrying out any functions of his in relation to an order made under subsection (1), D must act in P's best interests (within the meaning of that Act).”.

**Changes to legislation:**

There are currently no known outstanding effects for the Mental Capacity Act 2005, Cross  
Heading: Matrimonial Causes Act 1973 (c. 18).