
Changes to legislation: There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 13. (See end of Document for details)

SCHEDULES

SCHEDULE 6

MINOR AND CONSEQUENTIAL AMENDMENTS

Leasehold Reform Act 1967 (c. 88)

- 13 (1) For section 26(2) of the Leasehold Reform Act 1967 (c. 88) (landlord lacking capacity) substitute—
- “(2) Where a landlord lacks capacity (within the meaning of the Mental Capacity Act 2005) to exercise his functions as a landlord, those functions are to be exercised—
- (a) by a donee of an enduring power of attorney or lasting power of attorney (within the meaning of the 2005 Act), or a deputy appointed for him by the Court of Protection, with power to exercise those functions, or
 - (b) if no donee or deputy has that power, by a person authorised in that respect by that court.”.
- (2) That amendment does not affect any proceedings pending at the commencement of this paragraph in which a receiver or a person authorised under Part 7 of the Mental Health Act is acting on behalf of the landlord.

Changes to legislation:

There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 13.