

*Status: Point in time view as at 01/10/2012.*

*Changes to legislation: Mental Capacity Act 2005, Paragraph 45 is up to date with all changes known to be in force on or before 22 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)*

## SCHEDULES

### [<sup>F1</sup>SCHEDULE A1

#### HOSPITAL AND CARE HOME RESIDENTS: DEPRIVATION OF LIBERTY

##### Textual Amendments

- F1** Sch. A1 inserted (1.4.2008 for certain purposes and otherwise 1.4.2009) by [Mental Health Act 2007](#) (c. 12) , ss. 50 , 56 , [Sch. 7](#) ; S.I. 2008/745 , [art. 4\(a\)](#) ; S.I. 2009/139 , [art. 2\(c\)](#) (with art. 3 , Sch. paras. 3 , 4 )

#### PART 4

##### STANDARD AUTHORISATIONS

###### *Best interests assessment*

- 45 The duties with which the best interests assessor must comply are subject to the provision included in appointment regulations under Part 10 (in particular, provision made under paragraph 146).]

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