

Status: Point in time view as at 16/05/2019.

Changes to legislation: Mental Capacity Act 2005, Paragraph 35 is up to date with all changes known to be in force on or before 21 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

[^{F1}SCHEDULE AA1

DEPRIVATION OF LIBERTY: AUTHORISATION OF ARRANGEMENTS ENABLING CARE AND TREATMENT

Textual Amendments

- F1** Sch. AA1 inserted (16.5.2019 for specified purposes) by [Mental Capacity \(Amendment\) Act 2019 \(c. 18\)](#), s. 6(3), [Sch. 1](#)

PART 3

DURATION, RENEWAL, VARIATION AND REVIEW OF AUTHORISATION

Renewal

- 35 The conditions in this paragraph are that—
- (a) the care home manager has provided the responsible body with a statement in accordance with paragraph 36, and
 - (b) having regard to the statement (and the accompanying material), the responsible body is satisfied—
 - (i) that the authorisation conditions continue to be met,
 - (ii) that it is unlikely that there will be any significant change in the cared-for person's condition during the renewal period which would affect whether those conditions are met, and
 - (iii) that the care home manager has carried out consultation under paragraph 23.]

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