



Mental Health (Discrimination) Act 2013

2013 CHAPTER 8

1 Members of Parliament etc.

- (1) Section 141 of the Mental Health Act 1983 (disqualification of MPs and members of devolved bodies on grounds of mental illness) is repealed.
- (2) Any rule of the common law which disqualifies a person from membership of the House of Commons on grounds of mental illness is abolished.
- (3) The Schedule (which includes amendments and repeals consequential on subsection (1)) has effect.

2 Jurors

- (1) In section 1 of the Juries Act 1974 (qualification for jury service)—
 - (a) in subsection (1), omit paragraph (c) (but not the “and” after it),
 - (b) omit subsection (2), and
 - (c) in subsection (3), for “Part 2 of that Schedule” substitute “Schedule 1”.
- (2) In Schedule 1 to that Act (the title to which becomes “Persons Disqualified for Jury Service”, with the title to Part 1 becoming “Persons subject to Mental Health Act 1983 or Mental Capacity Act 2005” and the title to Part 2 becoming “Other Persons Disqualified for Jury Service”), for paragraph 1 substitute—
 - “1 A person for the time being liable to be detained under the Mental Health Act 1983.
 - 1A A person for the time being resident in a hospital on account of mental disorder as defined by the Mental Health Act 1983.”

3 Company directors

- (1) In the Companies (Model Articles) Regulations 2008 ([S.I. 2008/3229](#)), omit the following provisions (model articles of association: termination of director’s appointment on grounds of mental health)—
 - (a) in Schedule 1, paragraph 18(e),

Status: This is the original version (as it was originally enacted).

- (b) in Schedule 2, paragraph 18(e), and
 - (c) in Schedule 3, paragraph 22(e).
- (2) In the RTM Companies (Model Articles) (England) Regulations 2009 ([S.I. 2009/2767](#)), in the Schedule, omit paragraph 23(e) (model articles of association: termination of director's appointment on grounds of mental health).
- (3) In the RTM Companies (Model Articles) (Wales) Regulations 2011 ([S.I. 2011/2680](#)), omit the following provisions (model articles of association: termination of director's appointment on grounds of mental health)—
- (a) in Schedule 1, paragraph 23(e), and
 - (b) in Schedule 2, paragraph 23(d).

4 Commencement, extent and short title

- (1) Sections 1 and 3 come into force at the end of two months beginning with the day on which this Act is passed.
- (2) Section 2 comes into force on such day as the Secretary of State may by order made by statutory instrument appoint; and an order under this subsection may include savings or transitional provisions.
- (3) An amendment, repeal or revocation made by this Act has the same extent as the provision amended, repealed or revoked.
- (4) The other provisions of this Act extend to England and Wales, Scotland and Northern Ireland.
- (5) This Act may be cited as the Mental Health (Discrimination) Act 2013.