

---

STATUTORY INSTRUMENTS

---

**2008 No. 1315**

**MENTAL CAPACITY, ENGLAND**

**The Mental Capacity (Deprivation of Liberty: Appointment of Relevant Person's Representative) Regulations 2008**

*Made* - - - - 14th May 2008  
*Laid* - - - - 20th May 2008  
*Coming into force* 3rd November 2008

**THE MENTAL CAPACITY (DEPRIVATION OF LIBERTY: APPOINTMENT OF RELEVANT PERSON'S REPRESENTATIVE) REGULATIONS 2008**

1. Citation, commencement and application
2. Interpretation

PART 1

Selection of representatives

3. Selection of a person to be a representative - general
4. Determination of capacity
5. Selection by the relevant person
6. Selection by a donee or deputy
7. Confirmation of eligibility of family member, friend or carer and recommendation to the supervisory body
8. Selection by the best interests assessor
9. Selection by the supervisory body

PART 2

Appointment of representatives

10. Commencement of appointment procedure
11. Appointment of representative
12. Formalities of appointing a representative
13. Termination of representative's appointment
14. Formalities of termination of representative's appointment
15. Payment to a representative  
Signature

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

## Explanatory Note