

*Changes to legislation: Mental Capacity Act (Northern Ireland) 2016, Paragraph 71 is up to date with all changes known to be in force on or before 30 April 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) View outstanding changes*

## SCHEDULES

### SCHEDULE 8

#### Amendments of Mental Health Order

- 71.**—(1) Schedule 3 (the Tribunal) is amended as follows.
- (2) For the title substitute— “ THE REVIEW TRIBUNAL ”.
- (3) In paragraph 4(1)—
- (a) after “sub-paragraph (2)” insert “ and paragraph 7 ”;
- (b) omit “under this Order”.
- (4) In paragraph 5 omit “under this Order”.
- (5) After paragraph 6 insert—

“7 In any proceedings which are to be heard and determined by the Review Tribunal constituted as mentioned in paragraph 4(1) or (2)(a), the proceedings may with the consent of the parties be heard and determined in the absence of any one member other than the president, and in that event the tribunal is to be treated as properly constituted.”.

#### Commencement Information

- II** Sch. 8 para. 71 in operation at 2.12.2019 by S.R. 2019/163, art. 2(2), Sch. Pt. 2 (with art. 3)  
(as amended by S.R. 2019/190, art. 2)

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 285(2)(a)-(c) substituted for s. 285(2)(a)(b) by [2022 c. 18 \(N.I.\) Sch. 3 para. 77\(b\)](#)