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*Changes to legislation: There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 16. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 1A

#### [<sup>F1</sup>PERSONS INELIGIBLE TO BE DEPRIVED OF LIBERTY BY THIS ACT]

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##### Textual Amendments

- F1** Sch. 1A omitted (16.5.2019 for specified purposes) by virtue of [Mental Capacity \(Amendment\) Act 2019](#) (c. 18), s. 6(3), [Sch. 2 para. 2\(c\)](#)

#### [<sup>F1</sup>PART 2

##### INTERPRETATION

###### *Expressions used in paragraph 5*

- 16 (1) These expressions have the meanings given—
- “donee” means a donee of a lasting power of attorney granted by P;
  - “mental health patient” means a person accommodated in a hospital for the purpose of being given medical treatment for mental disorder;
  - “mental health treatment” means the medical treatment for mental disorder referred to in the definition of “mental health patient”.
- (2) A decision of a donee or deputy is valid if it is made—
- (a) within the scope of his authority as donee or deputy, and
  - (b) in accordance with Part 1 of this Act.]

**Changes to legislation:**

There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 16.