

---

*Status: Point in time view as at 01/04/2008.*

*Changes to legislation: There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 7. (See end of Document for details)*

---

# SCHEDULES<sup>1</sup>

## SCHEDULE 5

### TRANSITIONAL PROVISIONS AND SAVINGS

#### PART 1

#### REPEAL OF PART 7 OF THE MENTAL HEALTH ACT 1983

##### *Existing charges*

- 7 This Act does not affect the operation in relation to a charge created before the commencement day of—
- (a) so much of section 101(6) of the Mental Health Act as precludes a charge created under section 101(5) from conferring a right of sale or foreclosure during the lifetime of the patient, or
  - (b) section 106(6) of the Mental Health Act (charge created by virtue of section 106(5) not to cause interest to fail etc.).

**Status:**

Point in time view as at 01/04/2008.

**Changes to legislation:**

There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 7.