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**Changes to legislation:** There are currently no known outstanding effects for the Legal Services Act 2007, Cross Heading: Mental Health Act 1983 (c. 20). (See end of Document for details)

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## SCHEDULES

### SCHEDULE 21

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Mental Health Act 1983 (c. 20)*

- 53 The Mental Health Act 1983 is amended in accordance with paragraphs 54 to 60.
- 54 In section 35 (remand to hospital for report on accused's mental condition), in subsection (6) for “counsel or a solicitor and his counsel or solicitor” substitute “an authorised person who”.
- 55 In section 36 (removal of accused person to hospital for treatment), in subsection (5) for “counsel or a solicitor and his counsel or solicitor” substitute “an authorised person who”.
- 56 In section 38 (interim hospital orders), in subsection (2) for “counsel or a solicitor and his counsel or solicitor” substitute “an authorised person who”.
- 57 In section 52 (further provisions as to persons remanded by magistrates' courts), in subsection (7)(b) for “counsel or a solicitor” substitute “an authorised person”.
- 58 In section 54 (requirements as to medical evidence), in subsection (3)(a)—  
(a) for “counsel or a solicitor” substitute “an authorised person”, and  
(b) for “his counsel or solicitor” substitute “that authorised person”.
- 59 In section 55 (interpretation of Part 3), in subsection (1) before the definitions of “child” and “young person” insert—  
““authorised person” means a person who, for the purposes of the Legal Services Act 2007, is an authorised person in relation to an activity which constitutes the exercise of a right of audience (within the meaning of that Act);”.
- 60 In section 78 (procedure of Mental Health Review Tribunals), in subsection (7) for “counsel or a solicitor” substitute “an authorised person (within the meaning of Part 3)”.

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