



Northern Ireland
Assembly

Mental Capacity Bill

Notice of Amendments tabled on
2 March 2016 for Further Consideration Stage

Clause 97, Page 52, Line 15

Leave out '18' and insert '16'

Minister of Health, Social Services and Public Safety

Clause 98, Page 53, Line 42

At end insert -

'(7A) Where the donor of a lasting power of attorney was under 18 when he or she executed the instrument mentioned in section 97(2)(a)—

- (a) the lasting power of attorney has the same effect as it would have if the donor had been 18 or over when he or she executed the instrument; except that
- (b) at any time when the donor is under 18, the authority conferred by the lasting power does not extend to doing anything that the donor could not do at that time (even if the donor had capacity, within the meaning of Part 1, in relation to the matter in question).'

Minister of Health, Social Services and Public Safety

Clause 107, Page 58, Line 25

Leave out 'or annulment' and insert ', annulment or judicial separation'

Minister of Health, Social Services and Public Safety

Clause 107, Page 59, Line 9

Leave out ‘or annulment’ and insert ‘, annulment or judicial separation’

Minister of Health, Social Services and Public Safety

Clause 107, Page 59, Line 14

At end insert -

‘(11) In this section references to the “judicial separation” of a marriage or civil partnership include—

(a) the making of a decree of judicial separation in respect of a marriage, and

(b) the making of a separation order in respect of a civil partnership.’

Minister of Health, Social Services and Public Safety

Clause 285, Page 161, Line 37

After ‘divorce’ insert ‘or judicial separation’

Minister of Health, Social Services and Public Safety

Clause 285, Page 161, Line 39

After ‘order’ insert ‘or separation order’

Minister of Health, Social Services and Public Safety