

Mental Capacity (Amendment) Bill [HL]

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Schedule 1

BARONESS JOLLY

Page 11, line 1, leave out “in accordance with paragraphs 18 to 20” and insert “by an Approved Mental Capacity Professional under paragraph 18(2)”

Page 11, leave out lines 3 to 8 and insert –

“(e) under paragraph 19, the Approved Mental Capacity Professional has determined that the authorisation conditions are met.”

Page 12, line 9, at end insert –

“() The assessment must be carried out by an individual who has attended and passed the accredited training authorised by the local authority under section (*Training for care home managers*).”

After Clause 4

BARONESS JOLLY

Insert the following new Clause –

“Training for care home managers

- (1) The Secretary of State must by regulations made by statutory instrument require local authorities to provide training for all care home managers who may be required to make a statement under paragraph 13 of Schedule 1 to this Act.
- (2) The regulations may prescribe which bodies are to provide the training under subsection (1), and the assessment to be used for participants to complete the training.
- (3) A statutory instrument containing regulations under this section may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.”

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15 August 2018
