

Mental Capacity (Amendment) Bill [HL]

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Schedule 1

BARONESS BARKER

Page 10, line 7, leave out “and” and insert—

“() the arrangements are in the best interests of the cared-for person,
and”

Page 10, line 8, at end insert “to safeguard the well-being, wishes and feelings of the
cared-for person.”

Page 11, line 9, after second “a” insert “written”

Page 12, leave out lines 39 to 41 and insert—

- “() The person conducting the consultation must make a written record a
copy of which must be supplied to persons identified under paragraph
17(2) of this Schedule.
- () A record of consultation conducted under this Act must be included in
the draft authorisation record prepared in accordance with paragraph
12(g) of this Schedule.”

Page 13, line 3, after “not” insert “employed by an organisation”

Page 13, line 24, leave out from “person” to “and” in line 26 and insert “unless it is
agreed with people authorised under paragraph 17(2) of this Schedule that it is
neither necessary or appropriate to do so”

Page 13, line 34, at end insert—

“() meet with the cared-for person, and”

Page 14, leave out lines 30 to 32

Schedule 1 - *continued*

Page 14, line 37, after “arrangements” insert “and anyone authorised under paragraph 17(2) of this Schedule”

Page 15, leave out lines 7 and 8

Page 17, line 23, at end insert –

“() that a named officer is responsible for the training, conduct and performance of Approved Mental Capacity Professionals.”

Page 17, line 33, at end insert –

“() prescribe the period of time within which an individual must be reapproved in order to continue to practise as an Approved Mental Capacity Practitioner.”

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17 August 2018
