
Status: Point in time view as at 01/04/2008.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 176. (See end of Document for details)

SCHEDULES¹

[^{F1}SCHEDULE A1

HOSPITAL AND CARE HOME RESIDENTS: DEPRIVATION OF LIBERTY

PART 13

INTERPRETATION

Hospitals and their managing authorities

- 176 (1) “Managing authority”, in relation to an NHS hospital, means—
- (a) if the hospital—
 - (i) is vested in the appropriate national authority for the purposes of its functions under the National Health Service Act 2006 or of the National Health Service (Wales) Act 2006, or
 - (ii) consists of any accommodation provided by a local authority and used as a hospital by or on behalf of the appropriate national authority under either of those Acts,
the Primary Care Trust, Strategic Health Authority, Local Health Board or Special Health Authority responsible for the administration of the hospital;
 - (b) if the hospital is vested in a Primary Care Trust, National Health Service trust or NHS foundation trust, that trust;
 - (c) if the hospital is vested in a Local Health Board, that Board.
- (2) For this purpose the appropriate national authority is—
- (a) in relation to England: the Secretary of State;
 - (b) in relation to Wales: the National Assembly for Wales;
 - (c) in relation to England and Wales: the Secretary of State and the National Assembly acting jointly.]

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Point in time view as at 01/04/2008.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 176.