

Changes to legislation: There are currently no known outstanding effects for the Mental Capacity Act 2005, Cross Heading: Care homes and their managing authorities. (See end of Document for details)

SCHEDULES

SCHEDULE A1

[^{F1}HOSPITAL AND CARE HOME RESIDENTS: DEPRIVATION OF LIBERTY]

Textual Amendments

- F1** Sch. A1 omitted (16.5.2019 for specified purposes) by virtue of [Mental Capacity \(Amendment\) Act 2019](#) (c. 18), s. 6(3), [Sch. 2 para. 2\(c\)](#)

[^{F1}PART 13

INTERPRETATION

Care homes and their managing authorities

- [^{F2}178. “Care home” means—
- (a) a care home in England within the meaning given by section 3 of the Care Standards Act 2000, and
 - (b) a place in Wales at which a care home service within the meaning of Part 1 of the Regulation and Inspection of Social Care (Wales) Act 2016 is provided wholly or mainly to persons aged 18 or over.]

Textual Amendments

- F2** Sch. A1 para. 178 substituted (2.4.2018) by [The Regulation and Inspection of Social Care \(Wales\) Act 2016 \(Consequential Amendments\) Regulations 2018](#) (S.I. 2018/195), [regs. 2\(1\), 33\(b\)](#)

- [^{F3}179 “Managing authority”, in relation to a care home, means—
- (a) in relation to England, the person registered, or required to be registered, under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the provision of residential accommodation, together with nursing or personal care, in the care home, and
 - (b) in relation to Wales, the person registered, or required to be registered, [^{F4}under Part 1 of the Regulation and Inspection of Social Care (Wales) Act 2016 in respect of the care home].]

Textual Amendments

- F3** Sch. A1 para. 179 substituted (1.10.2010) by [The Health and Social Care Act 2008 \(Consequential Amendments No.2\) Order 2010](#) (S.I. 2010/813), [art. 17\(7\)\(b\)\(iii\)](#)
- F4** Words in Sch. A1 para. 179(b) substituted (2.4.2018) by virtue of [The Regulation and Inspection of Social Care \(Wales\) Act 2016 \(Consequential Amendments\) Regulations 2018](#) (S.I. 2018/195), [regs. 2\(1\), 33\(c\)](#)

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