

*Status: Point in time view as at 01/04/2008.*

**Changes to legislation:** Mental Capacity Act 2005, Cross Heading: Supervisory bodies: hospitals is up to date with all changes known to be in force on or before 10 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

# SCHEDULES

## [<sup>F1</sup>SCHEDULE A1

### HOSPITAL AND CARE HOME RESIDENTS: DEPRIVATION OF LIBERTY

#### PART 13

##### INTERPRETATION

###### *Supervisory bodies: hospitals*

- 180 (1) The identity of the supervisory body is determined under this paragraph in cases where the relevant hospital is situated in England.
- (2) If a Primary Care Trust commissions the relevant care or treatment, that Trust is the supervisory body.
- (3) If the National Assembly for Wales or a Local Health Board commission the relevant care or treatment, the National Assembly are the supervisory body.
- (4) In any other case, the supervisory body are the Primary Care Trust for the area in which the relevant hospital is situated.
- (5) If a hospital is situated in the areas of two (or more) Primary Care Trusts, it is to be regarded for the purposes of sub-paragraph (4) as situated in whichever of the areas the greater (or greatest) part of the hospital is situated.
- 181 (1) The identity of the supervisory body is determined under this paragraph in cases where the relevant hospital is situated in Wales.
- (2) The National Assembly for Wales are the supervisory body.
- (3) But if a Primary Care Trust commissions the relevant care or treatment, that Trust is the supervisory body.]

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