



# Mental Capacity (Amendment) Act 2019

## 2019 CHAPTER 18

### *General*

#### **5 Consequential provision etc**

- (1) The Secretary of State may by regulations make provision that is consequential on any provision made by this Act.
- (2) Regulations under this section—
  - (a) may make different provision for different purposes or areas;
  - (b) may amend, repeal or revoke any provision made by or under an Act passed before this Act or in the same Session.
- (3) The power to make regulations under this section is exercisable by statutory instrument.
- (4) Regulations under this section that repeal or amend a provision of an Act may not be made unless a draft of the statutory instrument containing them has been laid before Parliament and approved by a resolution of each House of Parliament.
- (5) Any other regulations under this section are subject to annulment in pursuance of a resolution of either House of Parliament.
- (6) Schedule 2 makes minor and consequential amendments.

#### **Commencement Information**

- II** [S. 5\(1\)-\(5\)](#) in force at Royal Assent, see [s. 6\(2\)](#)

#### **6 Extent, commencement and short title**

- (1) This Act extends to England and Wales only.
- (2) This section, and section 5 except subsection (6), come into force on the day this Act is passed.

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**Changes to legislation:** There are currently no known outstanding effects for the Mental Capacity (Amendment) Act 2019, Cross Heading: General. (See end of Document for details)

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- (3) The other provisions of this Act come into force—
  - (a) for the purpose only of enabling the exercise of any power to make regulations, on the day this Act is passed;
  - (b) for all other purposes, on whatever day the Secretary of State appoints by regulations.
- (4) Different days may be appointed for different purposes or different areas.
- (5) The Secretary of State may by regulations make transitional or saving provision in connection with the coming into force of any provision of this Act.
- (6) Regulations under subsection (5) may make different provision for different purposes or different areas.
- (7) The power to make regulations under this section is exercisable by statutory instrument.
- (8) This Act may be cited as the Mental Capacity (Amendment) Act 2019.

**Changes to legislation:**

There are currently no known outstanding effects for the Mental Capacity (Amendment) Act 2019, Cross Heading: General.