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*Status:* This version of this part contains provisions that are prospective.  
**Changes to legislation:** There are currently no known outstanding effects for the Mental Capacity (Amendment) Act 2019, Paragraph 8. (See end of Document for details)

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PROSPECTIVE

## SCHEDULES

### SCHEDULE 2

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### PART 1

##### AMENDMENTS TO THE MENTAL CAPACITY ACT 2005

- 8 In section 40 (exceptions)—
- (a) in subsection (1), for “, 39(4) or (5), 39A(3), 39C(3) or 39D(2)” substitute “ or 39(4) or (5) ”;
  - (b) omit subsection (2).

**Status:**

This version of this part contains provisions that are prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the Mental Capacity (Amendment) Act 2019, Paragraph 8.