

Status: This version of this cross heading contains provisions that are prospective.

Changes to legislation: Mental Capacity Act (Northern Ireland) 2016, Paragraph 6 is up to date with all changes known to be in force on or before 14 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) View outstanding changes

SCHEDULES

PROSPECTIVE

SCHEDULE 5

Property and affairs: supplementary provisions

Variation of settlements

6.—(1) If a settlement has been made by virtue of section 115, the court may by order vary or revoke the settlement if—

- (a) the settlement makes provision for its variation or revocation;
- (b) the court is satisfied that a material fact was not disclosed when the settlement was made; or
- (c) the court is satisfied that there has been a substantial change of circumstances.

(2) Any such order may give such consequential directions as the court considers appropriate.

(3) Section 113(7) (variation and discharge of court orders) is subject to this paragraph.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 285(2)(a)-(c) substituted for s. 285(2)(a)(b) by [2022 c. 18 \(N.I.\) Sch. 3 para. 77\(b\)](#)