

*Status: This version of this provision is prospective.*

**Changes to legislation:** *Mental Capacity Act (Northern Ireland) 2016, Section 209 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*



## 2016 CHAPTER 18

### **PART 10**

#### CRIMINAL JUSTICE

##### CHAPTER 6

##### UNFITNESS TO BE TRIED ETC

##### *Procedure of court of summary jurisdiction*

PROSPECTIVE

#### **Power to make order where the accused did the act or made the omission charged**

##### **209** Where—

- (a) a person is charged before a court of summary jurisdiction with any act or omission as an offence,
- (b) the court would have power on convicting the person of the offence to make an order under section 167 (public protection orders), and
- (c) the court is satisfied that the accused did the act or made the omission charged,

the court may, if it considers it appropriate to do so, make the order under section 167 without convicting the accused.

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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\(b\)](#)