

Status: Point in time view as at 01/04/2022.

Changes to legislation: Mental Capacity Act (Northern Ireland) 2016, Section 298 is up to date with all changes known to be in force on or before 13 June 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)



2016 CHAPTER 18

PART 15

SUPPLEMENTARY

Protection from proceedings

Protection for acts done in pursuance of Part 9 or 10

298.—(1) No civil proceedings may be brought against a person in any court in respect of a relevant act without the leave of the High Court.

(2) No criminal proceedings may be brought against a person in any court in respect of a relevant act except by, or with the consent of, the Director of Public Prosecutions for Northern Ireland.

(3) This section does not apply to proceedings against the Department^{F1} ... or an HSC trust. (4) In this section “relevant act” means any act purporting to be done in pursuance of any provision of Part 9 or 10.

Textual Amendments

F1 Words in s. 298(3) omitted (1.4.2022) by virtue of [Health and Social Care Act \(Northern Ireland\) 2022 \(c. 3\)](#), s. 8(1)(b), [Sch. 1 para. 252\(7\)](#); S.R. 2022/102, art. 2(b)

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