

Mental Health Act 1983

CHAPTER 20

MENTAL HEALTH ACT 1983

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Status: Point in time view as at 01/06/2012.

Changes to legislation: Mental Health Act 1983 is up to date with all changes known to be in force on or before 19 July 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)

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Status: Point in time view as at 01/06/2012.

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- 2 Sections . . . 17D, 17G, 18 to 20, 20B,...
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- 3 In section 16(1) for references to an application for admission...
- 4 In section 18 subsection (5) shall be omitted.
- 5 In section 19(2) for the words from "as follows" to...
- 5A In section 19A(2), paragraph (b) shall be omitted.
- 6 In subsection 20— (a) in subsection (1) for the words...
- 6A In section 20B(1), for the reference to the application for...
- 7 In section 22 for references to an application for admission...
- 8 In section 23(2)— (a) in paragraph (a) the words "for...
- 8A In sections 25A(1)(a) and 25B(5)(a) for the words "in pursuance...
- 9 In section 66— (a) in subsection (1), paragraphs (a), (b),...
- 10 In section 68— (a) in subsection (1) paragraph (a) shall...
 - Part II PATIENTS SUBJECT TO SPECIAL RESTRICTIONS
- 1 Sections 24(3) and (4), 32 and 76 shall apply in...
- 2 Sections 17, 18, 19, 22, 23 and 34 shall...
- 3 In section 17—(a) in subsection (1) after the word...

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- 6 In section 22, subsections (1) and (5) shall not apply....
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- 8 In section 34, in subsection (1) the definition of "the...

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- 2 Subject to paragraph 2A below, the members of the Mental Health...
- 2A A member of the Mental Health Review Tribunal for Wales...
 - 3 One of the legal members of the Mental Health Review...
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 - 5 (1) A member of the First-tier Tribunal who is eligible...
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- 3 In section 10(3) of the Colonial Prisoners Removal Act 1884...
- 4 In the Trustee Act 1925— (a) in section 36(9) for...
- 5 In the Law of Property Act 1925—
- 6 In section 111 of the Land Registration Act 1925—
- 7 In paragraph (ii) of the proviso to section 41(1) of...
- 8 In sections 4(1) and 11(3)(b) of the Polish Resettlement Act...
- 9 In section 1(4) of the U.S.A. Veterans' Pensions (Administration) Act...
- 10 In section 116(7) of the Army Act 1955 for the...
- 11 In section 116(7) of the Air Force Act 1955 for...
- 12
- 13 In section 71(6) of the Naval Discipline Act 1957 for...
- 14 In section 1 of the Variation of Trusts Act 1958—...
- 15 In section 128(1)(b) of the Mental Health Act 1959 for...
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- 17 In section 5 of the Administration of Justice Act 1960-...
- 18 In the Criminal Procedure (Insanity) Act 1964—
- 19 In section 18 of the Administration of Justice Act 1965...
- 20 In paragraph 1(2)(b) of Schedule 1 to the Compulsory Purchase...
- 21 In the Criminal Justice Act 1967— (a) in section 72(1)(b)...
- 22 In section 26(2) of the Leasehold Reform Act 1967 for...
- 23 In the Criminal Appeal Act 1968—(a)
- 24 In the Courts-Martial (Appeals) Act 1968— (a) in sections 20(4)...
- 25 In section 21(4) of the Family Law Reform Act 1969...
- 26 In the Children and Young Persons Act 1969—
- 27 In Schedule 1 to the Local Authorities Social Services Act...
- 28 In section 57(1) of the Courts Act 1971 for the...
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- 30 In section 30(2) of the Immigration Act 1971 for the...
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- 32 In section 118 of the Local Government Act 1972—
- 33 In the Costs in Criminal Cases Act 1973—

In section 12(d) of the Matrimonial Causes Act 1973 for... 34 35 In section 3 of the Powers of Criminal Courts Act... 36 37 In Group D in Schedule 1 to the Juries Act... 38 In the Solicitors Act 1974— (a) in section 12(1)(j) for... 39 In section 5(7) of the Rehabilitation of Offenders Act 1974... 40 In the Criminal Procedure (Scotland) Act 1975-41 42 In Part II of Schedule 1 to the House of... 43 44 45 In section 32(6)(c) of the Adoption Act 1976 for the... 46 In section 3(6B) of the Bail Act 1976 for the... 47 In the National Health Service Act 1977-48 In section 16A(1)(b)(ii) of the National Health Service (Scotland) Act... 49 50 51 In the Residential Homes Act 1980— (a) in section 1(3)(a)... 52 53 In paragraph 2(a) of Schedule 2 to the Reserve Forces... 54 In section 31(2)(c) of the Transport Act 1980 for the... 55 In section 38 of the Limitation Act 1980— 56 In section 57(2)(c) of the Public Passenger Vehicles Act 1981... 57 In the Contempt of Court Act 1981— 58 In the Senior Courts Act 1981— (a) in section 48(6)(a)... 59 In section 13(9) of the Armed Forces Act 1981 or... 60 In paragraph 9 of Schedule 1 to the British Nationality... In the Mental Health (Amendment) Act 1982-61 SCHEDULE 5 — Transitional and Saving Provisions Where any period of time specified in an enactment repealed... 1 2 Nothing in this Act shall affect the interpretation of any... 3 Where, apart from this paragraph, anything done under or for... 4 (1) Until the expiration of the period of two years... 5 If no order has been made under section 11 of... 6 This Act shall apply in relation to any authority for... 7 This Act shall apply to any application made before 30th... 8 (1) Where on 30th September 1983 a person who has... 9 (1) Section 20(1) of this Act shall have effect in... 10 Section 23(2)(a) of this Act shall have effect in relation... Where at any time before 30th September 1983 an application... 11 12 A person— (a) who was admitted to hospital in pursuance... 13 Subsection (1) of section 68 of this Act does not... 14 Section 69(1)(b) of this Act shall have effect in relation... The provisions of this Act which derive from sections 24... 15 The words in section 42(1) of this Act which derive... 16 17 Section 91(2) of this Act shall not apply in relation... 18 (1) Subsection (3) of section 58 of this Act shall... 19 In the case of a patient who is detained at... 20 The repeal by the Mental Health (Amendment) Act 1982 of... 21 Any direction to which section 71(4) of the Mental Health... 22 Notwithstanding the repeal by this Act of section 53(5) of... 23 For any reference in any enactment, instrument, deed or other...

- 24 Nothing in this Act shall affect the operation of the...
- 25 Nothing in this Act shall affect the operation of subsection...
- 26 If the person who is the Master of the Court...
- 27 Nothing in this Act shall affect the operation of section...
- 28 References to applications, recommendations, reports and other documents in section...
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- 30 The repeal by the Mental Health Act 1959 of the...
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- 32 Any patient who immediately before the commencement of this Act...
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- 34 (1) Any patient who is liable to be detained in...
- 35 (1) The responsible medical officer may record for the purposes...
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- 37 (1) This paragraph applies to patients who immediately before the...
- 38 Any patient who immediately before the commencement of this Act...
- 39 Upon a restriction direction in respect of a patient who...
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- 41 Any opinion recorded by the responsible medical officer under the...
- 42 (1) In the foregoing provisions of this Schedule—
- 43 (1) Any order or appointment made, direction or authority given,...
- 44 Where a person who immediately before 1st November 1960 was...
- 45 Section 101(1) of this Act shall apply in relation to...
- 46 For the purposes of section 15 of the National Health...

SCHEDULE 6 — Repeals

Status:

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