



Mental Capacity Act 2005

2005 CHAPTER 9

PART 1

PERSONS WHO LACK CAPACITY

General powers of the court and appointment of deputies

15 Power to make declarations

- (1) The court may make declarations as to—
 - (a) whether a person has or lacks capacity to make a decision specified in the declaration;
 - (b) whether a person has or lacks capacity to make decisions on such matters as are described in the declaration;
 - (c) the lawfulness or otherwise of any act done, or yet to be done, in relation to that person.
- (2) “Act” includes an omission and a course of conduct.

Changes to legislation:

Mental Capacity Act 2005, Section 15 is up to date with all changes known to be in force on or before 30 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.

[View outstanding changes](#)

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. 58(4)(ca) inserted by [2023 c. 42 Sch. para. 10](#)
- Sch. 1 para. 4A inserted by [2023 c. 42 Sch. para. 3](#)
- Sch. 1 para. 10A and cross-heading inserted by [2023 c. 42 Sch. para. 6](#)
- Sch. 1 para. 13A inserted by [2023 c. 42 Sch. para. 7\(2\)](#)
- Sch. 1 para. 16(1A) inserted by [2023 c. 42 Sch. para. 8\(b\)](#)