



REPUBLIC OF SINGAPORE

GOVERNMENT GAZETTE

BILLS SUPPLEMENT

Published by Authority

NO. 13]

TUESDAY, JULY 22

[2008

First published in the *Government Gazette*, Electronic Edition, on at .

Notification No. B 13 — The Mental Capacity Bill is hereby published for general information. It was introduced in Parliament on 21st July 2008.

Mental Capacity Bill

Bill No. 13/2008.

Read the first time on 21st July 2008.

MENTAL CAPACITY ACT 2008

(No. of 2008)

ARRANGEMENT OF SECTIONS

PART I

PRELIMINARY

Section

1. Short title and commencement
2. Interpretation

PART II

PERSONS WHO LACK CAPACITY

3. The principles
4. Persons who lack capacity
5. Inability to make decisions
6. Best interests

PART III

ACTS IN CONNECTION WITH CARE OR TREATMENT

7. Acts in connection with care or treatment
8. Section 7 acts: limitations
9. Payment for necessary goods and services
10. Expenditure

PART IV

LASTING POWERS OF ATTORNEY

11. Lasting powers of attorney

Section

- 12. Appointment of donees
- 13. Lasting powers of attorney: restrictions
- 14. Scope of lasting powers of attorney: gifts
- 15. Revocation of lasting powers of attorney, etc.
- 16. Protection of donee and others if no power created or power revoked
- 17. Powers of court in relation to validity of lasting powers of attorney
- 18. Powers of court in relation to operation of lasting powers of attorney

PART V

GENERAL POWERS OF COURT AND APPOINTMENT OF DEPUTIES

- 19. Power to make declarations
- 20. Powers to make decisions and appoint deputies: general
- 21. Powers to make decisions and appoint deputies: minors
- 22. Section 20 powers: personal welfare
- 23. Section 20 powers: property and affairs
- 24. Appointment of deputies
- 25. Restrictions on deputies

PART VI

EXCLUDED DECISIONS AND DECLARATORY PROVISIONS

- 26. Excluded decisions
- 27. Mental Health (Care and Treatment) Act matters
- 28. Voting rights
- 29. Scope of Act

PART VII

PUBLIC GUARDIAN AND BOARD OF VISITORS

- 30. Public Guardian
- 31. Functions of Public Guardian
- 32. Powers of investigation by Public Guardian
- 33. Public Guardian Board
- 34. Annual report
- 35. Board of Visitors

PART VIII

SUPPLEMENTARY POWERS, PRACTICE AND PROCEDURE OF COURT

Section

- 36. Interim orders and directions
- 37. Power to call for reports
- 38. Applications to court
- 39. Rules of Court
- 40. Costs

PART IX

MISCELLANEOUS

- 41. Codes of practice
 - 42. Ill-treatment
 - 43. Information relating to persons who lack capacity
 - 44. Jurisdiction of District Court
 - 45. Amendment of Schedules
 - 46. Regulations
 - 47. Consequential and related amendments to other written laws
 - 48. Savings and transitional provisions
 - First Schedule — Lasting Powers of Attorney: Formalities
 - Second Schedule — Property and Affairs: Supplementary Provisions
 - Third Schedule — Consequential and Related Amendments to Other Written Laws
 - Fourth Schedule — Savings and Transitional Provisions
-

A BILL

intituled

An Act to make new provision relating to persons who lack capacity and to provide for matters connected therewith, and to make consequential and related amendments to certain other written laws.

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows: