

Requesting a formal review under Part 8 of Schedule A1 to the Mental Capacity Act 2005

There is only one form for completion by managing authorities: Form 19.

The purpose of the Part 8 review procedure is essentially to assess whether:

1. a person still meets the qualifying requirements for being deprived of their liberty, or whether the reasons why they do have changed; and
2. any conditions attached to the standard authorisation need to be varied.

The supervisory body must carry out a Part 8 review if one is requested by the person being deprived of their liberty, or by their 'relevant person's representative', or by the managing authority of the hospital or care home:

Form 19	Request for a review of a standard authorisation from the managing authority to the supervisory body
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A standard authorisation may be reviewed on several grounds, which are listed in Part B of the form.

The managing authority must request a Part 8 review if it appears to them that any of these grounds for a review apply. Form 19 should be used for this purpose.

The managing authority may receive the following forms completed by the supervisory body:-

Form 20: Notice that a review is to be carried out.

Form 22: Supervisory body's decision following a review.