

Mental Health Bill [HL]

MOTION TO BE MOVED ON CONSIDERATION OF COMMONS AMENDMENTS

[The page and line references are to Bill 225, the Bill as first printed for the Commons]

Schedule 2

COMMONS AMENDMENTS 18 AND 19

Baroness Merron to move, That this House do disagree with the Commons in their Amendments 18 and 19 but do propose the following amendments in lieu –

Schedule 2, page 81, line 25, leave out from beginning to end of line 3 on page 82 and insert –

- “(3) If no local authority has parental responsibility for the relevant patient and there is a person within the following list who is willing to act as the nominated person, the approved mental health professional must appoint such a person –
 - (a) a person who has parental responsibility for the relevant patient;
 - (b) a person named in a child arrangements order as a person with whom the relevant patient is to live;
 - (c) a person who is a special guardian of the relevant patient.
- (4) In sub-paragraph (3) “child arrangements order” and “special guardian” have the same meaning as in the Children Act 1989 (see sections 8(1) and 14A(1) of that Act respectively).”

Schedule 2, page 82, line 4, leave out “[sub-paragraph removed]” and insert “sub-paragraph (3)”

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