

## Mental Capacity Act (MCA) or Mental Health Act (MHA) - Flow Chart for considering use of MCA or MHA in Emergency Situations

**A&E itself, Zones 1, 2A and 2B are counted as a 'public place' and therefore Section 5(2) of the Mental Health Act cannot be used there  
The Mental Capacity Act can be used anywhere**

### A&E itself, zones 1, 2A and 2B

### Any in-patient ward, AMU SSW and CDU

