

*These notes relate to the Mental Health (Care and Treatment) (Scotland)
Act 2003 (asp 13) which received Royal Assent on 25 April 2003*

MENTAL HEALTH (CARE AND TREATMENT) (SCOTLAND) ACT 2003

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 9 - Compulsion Orders

Chapter 2: review of compulsion orders

Applications to Tribunal by patient etc.

Section 163: application to Tribunal by patient etc for revocation of determination extending compulsion order

307. **Section 163(1)** gives the patient and the patient's named person the right to apply to the Tribunal for the revocation of a determination, made by the responsible medical officer under section 152, extending a compulsion order.
308. Subsection (2), however, provides that, where the Tribunal is required by section 165 to review the determination, neither the patient nor the patient's named person can apply for a revocation.