



# Mental Health (Care and Treatment) (Scotland) Act 2003

2003 asp 13

## PART 4

### HEALTH BOARD AND LOCAL AUTHORITY FUNCTIONS

#### CHAPTER 1

##### HEALTH BOARD DUTIES

###### *Services and accommodation: particular cases*

#### **23 Provision of services and accommodation for certain patients under 18**

- (1) A Health Board shall provide for any child or young person who—
- (a) is detained in hospital under Part 5 or 6 of this Act; or
  - (b) has been admitted to hospital, whether voluntarily or not, for the purposes of receiving treatment for a mental disorder,
- such services and accommodation as are sufficient for the particular needs of that child or young person.
- (2) In this section, “child or young person” means a person under the age of 18 years.

#### **24 Provision of services and accommodation for certain mothers with post-natal depression**

- (1) A Health Board shall provide for any woman who—
- (a) is the mother or adoptive mother of a child less than one year old;
  - (b) cares for the child;
  - (c) is not likely to endanger the health or welfare of the child; and
  - (d) has been admitted to hospital, whether voluntarily or not, for the purposes of receiving treatment for post-natal depression,

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*Status: This is the original version (as it was originally enacted).*

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such services and accommodation as are necessary to ensure that the woman is able, if she wishes, to care for the child in hospital.

- (2) Each Health Board shall collaborate with other Health Boards to whatever extent is necessary to fulfil its duty under subsection (1) above.