



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

2003 asp 13

PART 18

MISCELLANEOUS

Advance statements

[^{F1}276B Advance statements to be registered by the Commission

- (1) Where the Commission receives information by virtue of section 276A(2) of this Act, the Commission must enter the information in a register of advance statements maintained by it (and mark the date on which the entry is made).
- (2) The Commission must allow an entry in the register to be inspected at a reasonable time—
 - (a) by the person whose medical records are referred to in the entry,
 - (b) with respect to treatment of the person for mental disorder, by any individual acting on the person's behalf,
 - (c) for the purpose of making decisions or taking steps with respect to the treatment of the person for a mental disorder, by—
 - (i) a mental health officer dealing with the person's case,
 - (ii) the person's responsible medical officer,
 - (iii) the Health Board responsible for the person's treatment.]

Textual Amendments

- F1** Ss. 276A-276C inserted (30.6.2017) by [Mental Health \(Scotland\) Act 2015 \(asp 9\)](#), ss. 26(2), 61(2); S.S.I. 2017/197, art. 2, sch.

Changes to legislation:

Mental Health (Care and Treatment) (Scotland) Act 2003, Section 276B is up to date with all changes known to be in force on or before 17 August 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 64(8A)(8B) inserted by [2015 asp 9 s. 1\(2\)](#)
- s. 65(7) inserted by [2015 asp 9 s. 1\(3\)](#)