



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

## 2003 asp 13

### PART 7

#### COMPULSORY TREATMENT ORDERS

#### CHAPTER 1

#### APPLICATION FOR, AND MAKING OF, ORDERS

#### *Making of order etc.*

#### **67 Order authorising detention: ancillary authorisation**

- (1) Where a compulsory treatment order or an interim compulsory treatment order—
- (a) authorises the detention of a patient in a hospital specified in the order; or
  - (b) imposes a requirement on a patient to reside at a place specified in the order,
- this section authorises the removal, before the expiry of the period of 7 days beginning with the appropriate day, of the patient in respect of whom the order is made to that hospital or, as the case may be, place.
- (2) In subsection (1) above, “appropriate day” means the day on which—
- (a) a compulsory treatment order or, as the case may be, an interim compulsory treatment order authorising detention of a patient in hospital is made; or
  - (b) a compulsory treatment order is varied so as to authorise the detention of a patient in the hospital specified in the order.

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#### **Commencement Information**

- II** S. 67 in force at 5.10.2005 by [S.S.I. 2005/161](#), art. 3 (as substituted (1.7.2005) by S.S.I. 2005/375, art. 2 and as amended (22.9.2005) by S.S.I. 2005/459, art. 2)

**Changes to legislation:**

Mental Health (Care and Treatment) (Scotland) Act 2003, Section 67 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\(3\)](#)