



# Mental Health (Scotland) Act 2015

## 2015 asp 9

### PART 2

#### CRIMINAL CASES

##### *Specification of hospital units*

#### 47 Specification of unit

- (1) The Criminal Procedure (Scotland) Act 1995 is amended as follows.
- (2) After section 61 there is inserted—

##### **“61B Specification of hospital unit**

- (1) A reference in this Part to a hospital may be read as a reference to a hospital unit.
- (2) In the operation of section 61A of this Act in relation to a transfer from one hospital unit to another within the same hospital—
  - (a) subsection (2) of that section applies by virtue of subsection (1) of that section where the order in question specifies the hospital unit in which the person is to be detained,
  - (b) in subsection (5) of that section—
    - (i) paragraph (b) is to be ignored,
    - (ii) in paragraph (c)(i), the reference to the managers of the other hospital is to be read as a reference to the managers of the hospital in which the person is detained.
- (3) For the purposes of this section, “hospital unit” means any part of a hospital which is treated as a separate unit.”

#### **Commencement Information**

**II** S. 47 in force at 30.6.2017 by [S.S.I. 2017/197](#), art. 2, [sch.](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Mental Health (Scotland) Act 2015, Section 47.