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SCOTTISH STATUTORY INSTRUMENTS

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**2003 No. 516 (C. 28)**

**ADULTS WITH INCAPACITY**

**The Adults with Incapacity (Scotland) Act  
2000 (Commencement No. 5) Order 2003**

*Made - - - - 30th October 2003*

The Scottish Ministers, in exercise of the powers conferred by section 89(2) of the Adults with Incapacity (Scotland) Act 2000(1) and all other powers enabling them in that behalf, hereby make the following Order:

**Citation**

1. This Order may be cited as the Adults with Incapacity (Scotland) Act 2000 (Commencement No. 5) Order 2003.

**Commencement**

2. Section 85 of and schedule 3 to the Adults with Incapacity (Scotland) Act 2000 (so far as not already in force) shall come into force on 4th November 2003.

St Andrew's House, Edinburgh  
30th October 2003

*CATHY JAMIESON*  
A member of the Scottish Executive

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order appoints 4th November 2003 as the date for the coming into force (so far as not already in force) of section 85 of and schedule 3 to the Adults with Incapacity (Scotland) Act 2000.

The provisions of the Act remaining to be commenced after this Order are certain provisions from schedules 4 to 6.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The following provisions of the Adults with Incapacity (Scotland) Act 2000 have been brought into force by the Adults with Incapacity (Scotland) Act 2000 (Commencement No. 1) Order 2001 ([S.S.I. 2001/81](#)), as amended by the Adults with Incapacity (Scotland) Act 2000 (Commencement No. 1) (Amendment) Order 2002 ([S.S.I. 2002/172](#)), the Adults with Incapacity (Scotland) Order 2000 (Commencement No. 2) Order 2002 ([S.S.I. 2002/189](#)), the Adults with Incapacity (Scotland) Act 2000 (Commencement No. 3) Order 2003 ([S.S.I. 2003/136](#)), the Adults with Incapacity (Scotland) Act 2000 (Commencement No. 3) Partial Revocation Order 2003 ([S.S.I. 2003/227](#)) and the Adults with Incapacity (Scotland) Act 2000 (Commencement No. 4) Order 2003 ([S.S.I. 2003/267](#)).

<i>Provision</i>	<i>Date of commencement</i>
Sections 6, 9, 10, 12, 24, 81, 82, 85, 88 and schedules 3, 4, 5 and 6 (all partially only); and sections 1 to 5, 7, 8, 11, 13 to 23, 25 to 34, 83, 86 and 87	2.4.2001
Sections 6, 9, 10, 12 and 24 (for the purposes for which they are not already in force), sections 53 to 80, 81 (partially), 82 (partially), 84, 88 (partially), schedule 2 and schedules 4, 5 and 6 (all partially only)	1.4.2002
Sections 47, 48, 49, 50, 51 and 52	1.7.2002
Sections 37(2) and (9), 39(3) and (4)(d) (so far as not already in force)	29.5.03
Section 88(1) and schedule 4, section 88(2) and schedule 5, section 88(3) and schedule 6 (partially), Part 4 and schedule 1	1.10.2003