

Executive Note

The Mental Welfare Commission for Scotland (Procedure and Delegation of Functions) Regulations 2005 SSI/2005/411

The above instrument was made in exercise of the powers conferred by paragraph 8(1) of Schedule 1 to the Mental Health (Care and Treatment) (Scotland) Act 2003 (“the Act”). The instrument is subject to negative resolution procedure.

Policy Objectives

The Act makes provision for the Mental Welfare Commission to have committees and sub-committees. The purpose of this instrument is to make provision for the appointment and composition of such committees and sub-committees, their procedure and the exercise and delegation of their functions under paragraph 8 of schedule 1 of the Act.

Consultation

Policy on this instrument was consulted on formally in a “regulations policy proposals consultation document” published in summer 2004. Further consultation has also taken place by way of discussion with the Mental Welfare Commission.

Financial Effects

The instrument has no financial effects on the Scottish Executive or any other organisation.

Scottish Executive Health Department
August 2005