
SCOTTISH STATUTORY INSTRUMENTS

2017 No. 197 (C. 17)

MENTAL HEALTH

The Mental Health (Scotland) Act 2015 (Commencement
No. 4 and Transitional and Savings Provisions) Order 2017

<i>Made</i> - - - -	<i>9th June 2017</i>
<i>Laid before the Scottish Parliament</i> - -	<i>13th June 2017</i>
<i>Coming into force</i>	<i>30th June 2017</i>

THE MENTAL HEALTH (SCOTLAND) ACT 2015
(COMMENCEMENT NO. 4 AND TRANSITIONAL
AND SAVINGS PROVISIONS) ORDER 2017

PRELIMINARY

1. Citation, commencement and interpretation
2. Appointed day

TRANSITIONAL AND SAVINGS PROVISION

COMPULSORY TREATMENT ORDERS AND COMPULSION ORDERS

3. Section 87A of the 2003 Act: further information where compulsory treatment order extended
4. Section 153A of the 2003 Act: further information on extension of compulsion order

EMERGENCY AND SHORT-TERM DETENTION

5. Emergency detention in hospital: exclusion for patients where section 113(5) of the 2003 Act applies
6. Section 46 of the 2003 Act: notification by hospital managers

SUSPENSION OF ORDERS AND MEASURES

7. Section 43 of the 2003 Act: suspension of orders during emergency detention
8. Section 56 of the 2003 Act: suspension of orders during short-term detention

Status: This is the original version (as it was originally made).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

9. Section 10 of the Act: suspension of detention and other measures

REMOVAL AND DETENTION OF PATIENTS

10. Section 295A of the 2003 Act: notification of decisions under section 293 or 295
11. Section 299 of the 2003 Act: nurse's power to detain pending medical examination

PERIODICAL REFERRAL OF CASES

12. Periodical referral of cases: amendments made by section 21 of the Act

NAMED PERSONS

13. Named persons in respect of patients subject to relevant orders: savings and cessation
14. Named persons acting under article 13(2): review of relevant order after 30th September 2017
15. Named persons: declaration in relation to a named person acting under article 13
16. Appointment of named persons: amendments made by section 23 of the Act

ARRANGEMENTS FOR TREATMENT OF PRISONERS

17. Compulsory treatment of prisoners: amendments made by section 35 of the Act

PROVISION OF INFORMATION BY THE COMMISSION

18. Provision of information by the Commission: amendments made by section 36 of the Act

CRIMINAL CASES

19. Periods for assessment orders: amendments made by section 40 of the Act
 20. Periods for treatment orders: amendments made by section 41 of the Act
 21. Periods for short-term compulsion: amendments made by section 42 of the Act
 22. Periods for compulsion orders: amendments made by section 43 of the Act
 23. Periods for hospital directions: amendments made by section 44 of the Act
 24. Consequential repeals: section 49 of the Act
 25. Effect of revocation of restriction order: amendments made by section 52 of the Act
- Signature

SCHEDULE
Explanatory Note