

Status: Point in time view as at 16/08/2013.

Changes to legislation: Criminal Procedure (Scotland) Act 1995, Cross Heading: Supplemental is up to date with all changes known to be in force on or before 05 April 2024. 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. (See end of Document for details)

SCHEDULES

SCHEDULE 4

SUPERVISION AND TREATMENT ORDERS

PART III

REVOCATION AND AMENDMENT OF ORDERS

Supplemental

- 10 (1) On the making under paragraph 6 above of an order revoking a supervision and treatment order, the sheriff clerk shall forthwith give a copy of the revoking order to the supervising officer [^{F1}and to the medical practitioner by whom or under whose supervision the supervised person was treated under the supervision and treatment order].
- (2) On receipt of a copy of the revoking order the supervising officer shall give a copy to the supervised person and to the person in charge of any institution in which the supervised person was required by the order to reside.

Textual Amendments

F1 Words in Sch. 4 para. 10(1) inserted (1.1.1998) by 1997 c. 48, s. 62(1), **Sch. 1 para. 21(35)(b)**; S.I. 1997/2323, art. 4, **Sch. 2** (subject to art. 7)

- 11 (1) On the making under paragraph 7 or 8 above of an order amending a supervision and treatment order, the sheriff clerk shall forthwith—
- (a) if the order amends the supervision and treatment order otherwise than by substituting a new area or a new place for the one specified in that order, give a copy of the amending order to the supervising officer [^{F2}and to the medical practitioner by whom or under whose supervision the supervised person has been treated under the supervision and treatment order];
- (b) if the order amends the supervision and treatment order in the manner excepted by paragraph (a) above, send to the new relevant sheriff court—
- (i) a copy of the amending order; and
- (ii) such documents and information relating to the case as he considers likely to be of assistance to that court in exercising its functions in relation to the order;
- and in a case falling within paragraph (b) above, the sheriff clerk shall give a copy of the amending order to the supervising officer.
- (2) On receipt of a copy of an amending order the supervising officer shall give a copy to the supervised person and to the person in charge of any institution in which the supervised person is or was required by the order to reside.

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Textual Amendments

F2 Words in Sch. 4 para. 11(1)(a) inserted (1.1.1998) by 1997 c. 48, s. 62(1), **Sch. 1 para. 21(35)(c)**; S.I. 1997/2323, art. 4, **Sch. 2** (subject to art. 7)

- 12 On the making, revocation or amendment of a supervision and treatment order the supervising officer shall give a copy of the order or, as the case may be, of the order revoking or amending it, to the Mental Welfare Commission for Scotland.

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