



Mental Health (Amendment) (Scotland) Act 1999

1999 CHAPTER 32

An Act to authorise hospital managers to continue to hold, expend and dispose of the property of persons to whom section 94(1) of the Mental Health (Scotland) Act 1984 no longer applies. [11th November 1999]

Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 Property of former patients.

In section 94 of the ^{M1}Mental Health (Scotland) Act 1984 (powers of hospital managers in relation to property of patients), after subsection (3) insert—

“(3A) The managers of a hospital may continue to—

- (a) hold money (and receive interest accruing thereon) and valuables on behalf of a person in pursuance of subsection (1) of this section, and
- (b) expend the money or dispose of the valuables in pursuance of subsection (3) of this section,

despite the person ceasing to be liable to be detained in the hospital under this Act or in receipt of treatment for mental disorder as a patient in the hospital.”

Annotations:

Marginal Citations

M1 1984 c. 36.

Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to Mental Health (Amendment) (Scotland) Act 1999. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

2 Citation, commencement and extent.

- (1) This Act may be cited as the Mental Health (Amendment) (Scotland) Act 1999.
- (2) This Act comes into force at the end of the period of two months beginning with the date on which it is passed.
- (3) This Act extends only to Scotland.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Mental Health (Amendment) (Scotland) Act 1999. Any changes that have already been made by the team appear in the content and are referenced with annotations.

Changes and effects yet to be applied to the whole Act, associated Parts and Chapters:

- Act repealed by [2003 asp 13 Sch. 5 Pt. 1](#)

Commencement Orders yet to be applied to the Mental Health (Amendment) (Scotland) Act 1999:

Commencement Orders bringing legislation that affects this Act into force:

- [S.S.I. 2005/161 art. 2-4](#) commences ([2003 asp 13](#))
- [S.S.I. 2005/375 art. 2](#) amendment to earlier commencing SSI [2005/161 art. 3](#)