

SCHEDULES

SCHEDULE 6

REQUIREMENTS WHICH MAY BE INCLUDED IN SUPERVISION ORDERS

Requirements as to treatment for mental condition

- 6 (1) This paragraph applies where a court which proposes to make a supervision order is satisfied, on the evidence of a registered medical practitioner approved for the purposes of section 12 of the Mental Health Act 1983, that the mental condition of the offender—
- (a) is such as requires and may be susceptible to treatment; but
 - (b) is not such as to warrant the making of a hospital order or guardianship order within the meaning of that Act.
- (2) Where this paragraph applies, the court may include in the supervision order a requirement that the offender shall, for a period specified in the order, submit to treatment of one of the following descriptions so specified, that is to say—
- (a) treatment as a resident patient in a hospital or mental nursing home within the meaning of the Mental Health Act 1983, but not a hospital at which high security psychiatric services within the meaning of that Act are provided;
 - (b) treatment as a non-resident patient at an institution or place specified in the order;
 - (c) treatment by or under the direction of a registered medical practitioner specified in the order; or
 - (d) treatment by or under the direction of a chartered psychologist specified in the order.
- (3) A requirement shall not be included in a supervision order by virtue of sub-paragraph (2) above—
- (a) in any case, unless the court is satisfied that arrangements have been or can be made for the treatment in question and, in the case of treatment as a resident patient, for the reception of the patient;
 - (b) in the case of an order made or to be made in respect of a person aged 14 or over, unless he consents to its inclusion;
- and a requirement so included shall not in any case continue in force after the offender attains the age of 18.
- (4) Subsections (2) and (3) of section 54 of the Mental Health Act 1983 shall have effect with respect to proof for the purposes of sub-paragraph (1) above of an offender's mental condition as they have effect with respect to proof of an offender's mental condition for the purposes of section 37(2)(a) of that Act.
- (5) In sub-paragraph (2) above "chartered psychologist" means a person for the time being listed in the British Psychological Society's Register of Chartered Psychologists.