

These notes relate to the Mental Health (Care and Treatment) (Scotland) Act 2003 (asp 13) which received Royal Assent on 25 April 2003

MENTAL HEALTH (CARE AND TREATMENT) (SCOTLAND) ACT 2003

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

SCHEDULE 6 (Introduced by [section 332\(1\)](#)) – TRANSITORY AMENDMENTS OF THE MENTAL HEALTH (SCOTLAND) ACT 1984

737. [Schedule 6](#) sets out transitory amendments to the 1984 Act. These amendments require the discharge of the patient on appeal if the sheriff is not satisfied that it is appropriate to continue to detain the patient.
738. The 2003 Order modifies section 64(2) of the 1984 Act, to take account of the amendment made to that section by paragraph 3(b) of schedule 6.