
Changes to legislation: *Mental Health (Care and Treatment) (Scotland) Act 2003, Cross Heading: The Regulation of Care (Scotland) Act 2001 (asp 8) is up to date with all changes known to be in force on or before 26 May 2023. 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) View outstanding changes*

SCHEDULE 4 MINOR AND CONSEQUENTIAL AMENDMENTS

The Regulation of Care (Scotland) Act 2001 (asp 8)

- 10 In section 77(1) of the Regulation of Care (Scotland) Act 2001 (interpretation)—
- (a) in the definition of “independent hospital”, for the words from “is” to the end substitute “, subject to subsection (2) below, is not a health service hospital”; and
 - (b) in the definition of “mental disorder”, for “Mental Health (Scotland) Act 1984 (c. 36)” substitute “Mental Health (Care and Treatment) (Scotland) Act 2003 (asp 13)”.

Commencement Information

- II** Sch. 4 para. 10(b) in force at 5.10.2005 by [S.S.I. 2005/161](#), [art. 3](#) (as substituted (1.7.2005) by [S.S.I. 2005/375](#), art. 2 and as amended (22.9.2005) by [S.S.I. 2005/459](#), art. 2)

Changes to legislation:

Mental Health (Care and Treatment) (Scotland) Act 2003, Cross Heading: The Regulation of Care (Scotland) Act 2001 (asp 8) is up to date with all changes known to be in force on or before 26 May 2023. 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.

[View outstanding changes](#)

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

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 64(8A)(8B) inserted by [2015 asp 9 s. 1\(2\)](#)
- s. 65(7) inserted by [2015 asp 9 s. 1\(3\)](#)