



Mental Health (Care and Treatment) (Scotland) Act 2003

2003 asp 13

PART 2

THE MENTAL WELFARE COMMISSION FOR SCOTLAND

Particular functions

20 Protection from actions of defamation

- (1) For the purposes of the law of defamation, any statement made in pursuance of any of sections 6, 7 to 10 and 18(1) of this Act by the Commission, or any of its employees, shall be privileged unless such statement is shown to be made with malice.
- (2) In this section—
 - “statement” has the same meaning as in the Defamation Act 1996 (c. 31); and
 - “employees” shall be construed in accordance with paragraph 7 of schedule 1 to this Act.