



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

2003 asp 13

PART 15

PRELIMINARY DUTIES ON MAKING OF ORDERS ETC.

Social circumstances reports

231 Social circumstances report: mental health officer's duties

- (1) Subject to subsection (2) below, where a relevant event occurs in respect of a patient, the mental health officer shall, before the expiry of the period of 21 days beginning with the day on which the event occurs—
 - (a) prepare in respect of the patient a social circumstances report; and
 - (b) send a copy of the report to—
 - (i) the patient's responsible medical officer; and
 - (ii) the Commission.
- (2) If in any case the mental health officer considers that a social circumstances report would serve little, or no, practical purpose, the mental health officer—
 - (a) need not comply with subsection (1) above; but
 - (b) shall, before the expiry of the period mentioned in that subsection—
 - (i) record the reasons for deciding that any such report would serve little, or no, practical purpose; and
 - (ii) send a statement of those reasons to the patient's responsible medical officer and to the Commission.
- (3) In this section, "social circumstances report" means a report setting out such information as may be prescribed by regulations.

Commencement Information

II S. 231 in force at 21.3.2005 for specified purposes by [S.S.I. 2005/161](#), art. 2, [Sch. 1](#)

Changes to legislation: Mental Health (Care and Treatment) (Scotland) Act 2003, Section 231 is up to date with all changes known to be in force on or before 17 August 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](#)

- I2** [S. 231](#) in force at 5.10.2005 in so far as not already in force 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)

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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\(3\)](#)