



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

## 2003 asp 13

### PART 7 **S**

#### COMPULSORY TREATMENT ORDERS

### CHAPTER 4 **S**

#### REVIEW OF ORDERS

*Variation of order: application by responsible medical officer*

#### 94 **Application by responsible medical officer for variation of order: notification** **S**

Where, by virtue of section 93(5) of this Act, an application is to be made under section 95 of this Act, the patient's responsible medical officer shall, as soon as practicable after the duty to make the application arises (and, in any event, before making the application), give notice that the application is to be made to the persons mentioned in section 91(a) to (f) of this Act.

#### Commencement Information

- II** **S. 94** 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, Section 94 is up to date with all changes known to be in force on or before 10 December 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\(3\)](#)