



# Mental Health (Scotland) Act 2015

## 2015 asp 9

### PART 1

#### THE 2003 ACT

##### *Arrangements for treatment of prisoners*

#### **34 Agreement to transfer of prisoners**

- (1) The Mental Health (Care and Treatment) (Scotland) Act 2003 is amended as follows.
- (2) In section 136 (transfer of prisoners for treatment for mental disorder), after paragraph (a) of subsection (3) there is inserted—
  - “(aa) that—
    - (i) a mental health officer has agreed to the making of the direction, or
    - (ii) it has been impracticable to obtain the agreement of a mental health officer;”.

#### **Commencement Information**

**II** S. 34 in force at 30.6.2017 by [S.S.I. 2017/197](#), art. 2, [sch.](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Mental Health (Scotland) Act 2015, Section 34.