



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

2003 asp 13

## PART 3

### THE MENTAL HEALTH TRIBUNAL FOR SCOTLAND

#### 21 The Mental Health Tribunal for Scotland

- (1) There shall be a tribunal to be known as the Mental Health Tribunal for Scotland (in this Act referred to as “the Tribunal”).
- (2) The Tribunal shall discharge such functions as are conferred on it by virtue of this Act.
- (3) Regulations may make such provision in connection with the Tribunal as the Scottish Ministers consider appropriate.
- (4) Schedule 2 to this Act (which makes provision as respects the Tribunal and its proceedings) shall have effect.

#### Commencement Information

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| <b>I1</b> | S. 21(1)(3) in force at 3.5.2004 by <a href="#">S.S.I. 2004/153</a> , <a href="#">art. 3</a> , <a href="#">Sch. 2</a>   |
| <b>I2</b> | <a href="#">S. 21(2)</a> in force at 5.10.2005 by <a href="#">S.S.I. 2005/161</a> , <a href="#">art. 3</a> (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)                                   |
| <b>I3</b> | S. 21(4) in force at 26.3.2004 for specified purposes by <a href="#">S.S.I. 2004/153</a> , <a href="#">art. 2</a> , <a href="#">Sch. 1</a>  |
| <b>I4</b> | S. 21(4) in force at 3.5.2004 for specified purposes by <a href="#">S.S.I. 2004/153</a> , <a href="#">art. 3</a> , <a href="#">Sch. 2</a>   |
| <b>I5</b> | <a href="#">S. 21(4)</a> in force at 5.10.2005 in so far as not already in force by <a href="#">S.S.I. 2005/161</a> , <a href="#">art. 3</a> (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, Part 3 is up to date with all changes known to be in force on or before 06 October 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\(3\)](#)