



# Mental Health (Scotland) Act 2015

## 2015 asp 9

### PART 3

#### VICTIMS' RIGHTS

##### *Information and representations*

#### **54 Right to information: offender imprisoned**

- (1) The Criminal Justice (Scotland) Act 2003 is amended as follows.
- (2) In section 16 (victim's right to receive information concerning release etc. of offender), in subsection (3)—
  - (a) in paragraph (e)—
    - (i) for the words "or young" there is substituted ", young",
    - (ii) after the word "institution" there is inserted "or hospital",
  - (b) the word "and" immediately preceding paragraph (f) is repealed,
  - (c) in paragraph (f)—
    - (i) for the words "or young" there is substituted ", young",
    - (ii) after the word "institution" there is inserted "or hospital",
  - (d) after paragraph (f) there is inserted—
    - (g) where the convicted person is liable to be detained in a hospital under a hospital direction or transfer for treatment direction—
      - (i) that a certificate has been granted, for the first time, under the Mental Health Act which suspends the person's detention and does not impose a supervision requirement,
      - (ii) that the certificate mentioned in sub-paragraph (i) has been revoked."
- (3) In section 16, in subsection (4)—
  - (a) the word "or" immediately preceding paragraph (b) is repealed, and
  - (b) at the end of paragraph (b) there is inserted "; or

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*Status: This is the original version (as it was originally enacted).*

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- (c) modify section 18A, by adding, amending or repealing definitions of terms used in the descriptions of information in subsection (3) of this section.”.