
SCOTTISH STATUTORY INSTRUMENTS

2017 No. 174

The Mental Health (Conflict of Interest) (Scotland) Regulations 2017

Circumstances in which section 291A does not apply – short term detention

3. Section 291A(1) (conflicts of interest to be avoided) does not apply ^{M1} in circumstances where a delay by the medical practitioner in carrying out a medical examination for the purposes of sections 44(1) or 47(1) would, in the opinion of that medical practitioner, give rise to a serious risk to the health, safety or welfare of the patient or to the safety of other persons.

Marginal Citations

M1 [Section 291A\(2\)\(b\)](#) gives Scottish Ministers power to specify circumstances in which section 291A(1) does not apply.

Changes to legislation:

There are currently no known outstanding effects for the The Mental Health (Conflict of Interest) (Scotland) Regulations 2017, Section 3.