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SCOTTISH STATUTORY INSTRUMENTS

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**2017 No. 197**

**The Mental Health (Scotland) Act 2015 (Commencement No. 4 and Transitional and Savings Provisions) Order 2017**

*CRIMINAL CASES*

**Periods for assessment orders: amendments made by section 40 of the Act**

- 19.** Despite the commencement of section 40 of the Act—
- (a) the amendments made by subsection (3) of that section to section 52F of the 1995 Act<sup>(1)</sup> (assessment order: supplementary) have no effect where the assessment order referred to in section 52F(1) of the 1995 Act is made before the appointed day;
  - (b) the amendments made by paragraph (a) of subsection (4) of that section to section 52G of the 1995 Act (review of assessment order) have no effect where the assessment order referred to in section 52G(1) of the 1995 Act is made before the appointed day;
  - (c) the amendments made by subsection (5) of that section to section 52H<sup>(2)</sup> to the 1995 Act (early termination of assessment order) have no effect where the assessment order referred to in section 52H(1) of the 1995 Act is made before the appointed day.

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<sup>(1)</sup> Sections 52F, 52G and 52H were inserted by the 2003 Act, section 130.

<sup>(2)</sup> Section 52H was amended by the Criminal Justice and Licensing (Scotland) Act 2010 ([asp 13](#)), schedule 2(1), paragraph 2(a) and (b).