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SCOTTISH STATUTORY INSTRUMENTS

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**2017 No. 232**

The Mental Health (Cross-border transfer: patients subject to requirements other than detention) (Scotland) Regulations 2017

PART 2

Amendments to the principal Regulations

CHAPTER 1

Amendments to Part 1 (General)

**Amendment of regulation 1**

5.—(1) Regulation 1 of the principal Regulations (citation, commencement and interpretation) is amended as follows.

(2) After paragraph (1) insert—

“(1A) These Regulations may also be cited as the Mental Health (Cross-border transfer: patients subject to requirements other than detention) (Scotland) Regulations 2008.”.

(3) In paragraph (2)—

(a) omit the definition of “the appropriate national authority”;

(b) after the definition of “relevant requirement” insert—

““relevant territory” means—

(a) England;

(b) Wales;

(c) Northern Ireland;

(d) any of the Channel Islands;

(e) the Isle of Man; or

(f) a member State of the European Union (apart from the United Kingdom);”.

**Amendment of regulation 2**

6.—(1) Regulation 2 of the principal Regulations (application of Regulations) is amended as follows.

(2) In paragraph (3), for “England or Wales” substitute “a relevant territory”.

(3) In paragraph (4), for “England or Wales” substitute “a relevant territory”.