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SCOTTISH STATUTORY INSTRUMENTS

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**2017 No. 234**

**The Mental Health (Scotland) Act 2015 (Commencement  
No. 5 and Transitional Provisions) Order 2017**

*PRELIMINARY*

**Appointed day**

2.—(1) 15th September 2017 is the day appointed for the coming into force of the following provisions of the Act—

- (a) section 54 (right to information: offender imprisoned) for the purpose only of enabling any person who is entitled to receive information under section 16(1) of the 2003 Act (victim's rights to receive information concerning release etc. of offender) to intimate a wish to receive the information that is required to be given by virtue of the amendments made to that section by section 54 of the Act;
- (b) section 55 (right to information: compulsion order) for the purpose only of enabling persons who are entitled by virtue of section 16A(1)(c) (as read with section 16B) of the 2003 Act to ask to be given information about O under section 16A(1) of the 2003 Act;
- (c) section 56 (right to make representations) for the purpose only of enabling a person who is to be given information under section 16 or 16A of the 2003 Act to intimate—
  - (i) under section 17B of that Act a wish to be afforded an opportunity to make representations under that section; and
  - (ii) under section 17D of that Act a wish to receive information under that section;
- (d) section 57 (information sharing); and
- (e) section 58 (associated definitions), so far as not already in force.

(2) 30th September 2017 is the day appointed for the coming into force of the following provisions of the Act—

- (a) sections 54, 55 and 56 so far as not already in force;
- (b) section 59 (power to make modifications); and
- (c) section 60 (amendments to the 2003 Act).

(3) In paragraph (1)(b) “O” has the same meaning as in section 16A(1) of the 2003 Act.