



Criminal Procedure (Scotland) Act 1995

1995 CHAPTER 46

PART XI

SENTENCING

[^{F1}Risk assessment

[^{F1}210D Interim hospital order and assessment of risk

- (1) Where subsection (1) of section 210B of this Act applies, the High Court, if—
 - (a) it may make an interim compulsion order in respect of the person under section 53 of this Act; and
 - (b) it considers that the risk criteria may be met,shall make such an order unless the person is subject to an order for lifelong restriction previously imposed.
- (2) Where an interim compulsion order is made by virtue of subsection (1) above, a report as to the risk the convicted person's being at liberty presents to the safety of the public at large shall be prepared by a person accredited for the purposes of this section by the Risk Management Authority and in such manner as may be so accredited.
- (3) Section 210C(1) to (4) and (7)(except paragraph (ii)) of this Act shall apply in respect of any such report as it does in respect of a risk assessment report.]

Textual Amendments

- F1** Ss. 210B-210H and cross-headings inserted (19.6.2006 for specified purposes) by [Criminal Justice \(Scotland\) Act 2003 \(asp 7\), ss. 1, 89](#) (as amended with regards to ss. 210B, 210D and 210G (27.9.2005) by [S.S.I. 2005/465, art. 2, Sch. 1 para. 34\(2\)](#)); [S.S.I. 2006/332, art. 2](#)

Status:

Point in time view as at 01/04/2019.

Changes to legislation:

Criminal Procedure (Scotland) Act 1995, Section 210D is up to date with all changes known to be in force on or before 23 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.