



Mental Health Act 2007

2007 CHAPTER 12

PART 1

AMENDMENTS TO MENTAL HEALTH ACT 1983

CHAPTER 4

SUPERVISED COMMUNITY TREATMENT

33 Relationship with leave of absence

- (1) The 1983 Act is amended as follows.
- (2) In section 17 (leave of absence from hospital), after subsection (2) insert—
 - “(2A) But longer-term leave may not be granted to a patient unless the responsible clinician first considers whether the patient should be dealt with under section 17A instead.
 - (2B) For these purposes, longer-term leave is granted to a patient if—
 - (a) leave of absence is granted to him under this section either indefinitely or for a specified period of more than seven consecutive days; or
 - (b) a specified period is extended under this section such that the total period for which leave of absence will have been granted to him under this section exceeds seven consecutive days.”
- (3) In Part 2 of Schedule 1 (patients subject to special restrictions), in paragraph 3 after paragraph (a) insert—
 - “(aa) subsections (2A) and (2B) shall be omitted;”.