Changes to legislation: *Data Protection Act 2018, Cross Heading: Mental Health (Care and Treatment) (Scotland) Act 2003 (asp 13) is up to date with all changes known to be in force on or before 02 October 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. (See end of Document for details) View outstanding changes*

SCHEDULES

SCHEDULE 19

MINOR AND CONSEQUENTIAL AMENDMENTS

PART 1

AMENDMENTS OF PRIMARY LEGISLATION

Mental Health (Care and Treatment) (Scotland) Act 2003 (asp 13)

98 (1) Section 279 of the Mental Health (Care and Treatment) (Scotland) Act 2003 (information for research) is amended as follows.

(2) In subsection (2), for "research purposes within the meaning given by section 33 of the Data Protection Act 1998 (c. 29) (research, history and statistics)" substitute " purposes mentioned in Article 89(1) of the GDPR (archiving in the public interest, scientific or historical research and statistics) ".

(3) After subsection (9) insert—

"(10) In this section, "the GDPR" means Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data (General Data Protection Regulation)."

Changes to legislation:
Data Protection Act 2018, Cross Heading: Mental Health (Care and Treatment) (Scotland) Act 2003 (asp 13) is up to date with all changes known to be in force on or before 02 October 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.
View outstanding changes

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:
Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 13A inserted by 2024 c. 21 s. 31(4)
- s. 204(1)(l) inserted by S.I. 2024/374 Sch. 5 para. 7
- Sch. 3 para. 8(1)(y) added by 2022 c. 18 (N.I.) Sch. 3 para. 78(3)