

Mental Health (Scotland) Bill

[CONSULTATION DRAFT]

CONTENTS

Section

PART 1

THE 2003 ACT

Procedure for compulsory treatment

- 1 Initial mental health report
- 2 Report by general practitioner
- 3 More on examinations and reports
- 4 Information about extension of order

Emergency, short-term and temporary steps

- 5 Emergency detention in hospital
- 6 Short-term detention in hospital
- 7 Meaning of temporary compulsion

Suspension of certain orders etc.

- 8 Suspension of orders on emergency detention
- 9 Suspension of orders on short-term detention
- 10 Suspension of measures authorising detention

Removal and detention of patients

- 11 Notifying decisions on removal orders
- 12 Detention pending medical examination

Timescales for referrals and disposals

- 13 Periodical referral of cases
- 14 Time allowed for disposals
- 15 Recording if time exceeded

Representation by named persons

- 16 Opt-out from having named person
- 17 Consent to being named person
- 18 Recommendation as to named person
- 19 Leave for application by named person

Advance statements, support and services

- 20 Registering of advance statements
- 21 Communication at medical examination etc.

22 Services and accommodation for mothers

Arrangements for treatment of prisoners

23 Agreement to transfer of prisoners

24 Compulsory treatment of prisoners

Cross-border and absconding patients

25 Cross-border transfer of patients

26 Dealing with absconding patients

PART 2

CRIMINAL CASES

Making and effect of orders etc.

27 Making certain orders in remand cases

28 Periods for assessment orders

29 Periods for treatment orders

30 Periods for short-term compulsion

31 Periods for compulsion orders

32 Periods for hospital directions

Variation of certain orders etc.

33 Variation of interim compulsion orders

34 Transfer of patient to suitable hospital

Related provisions in the 2003 Act

35 Notifying changes to compulsion orders

PART 3

VICTIMS' RIGHTS

36 Right to information: offender imprisoned

37 Right to information: compulsion order

38 Right to make representations

39 Associated definitions

40 Consequential amendments

PART 4

COMMENCEMENT AND SHORT TITLE

41 Commencement

42 Short title