
Changes to legislation: There are currently no known outstanding effects for the Scottish Public Services Ombudsman Act 2002, Paragraph 11. (See end of Document for details)

SCHEDULE 4

MATTERS WHICH THE OMBUDSMAN MUST NOT INVESTIGATE

- 11 Action taken by the Mental Welfare Commission for Scotland under—
- [^{F1}(a) section 51 (Commission’s power to revoke short term detention certificate or extension certificate) of the Mental Health (Care and Treatment) (Scotland) Act 2003;
 - (b) section 81 (Commission’s power to revoke order) of that Act;
 - (ba) section 143 (Commission’s power to revoke compulsion order) of that Act;]
 - (c) section 50 (orders discharging patients from guardianship) of that Act (before the repeal of that section by the Adults with Incapacity (Scotland) Act 2000 (asp 4)), or
 - (d) section 73 (recall of powers of guardian) of that Act of 2000.

Textual Amendments

- F1** Sch. 4 para. 11(a)-(ba) substituted for Sch. 4 para. 11(a)(b) (27.9.2005) by [Mental Health \(Care and Treatment\) \(Scotland\) Act 2003 \(Modification of Enactments\) Order 2005 \(S.S.I. 2005/465\)](#), art. 1, [Sch. 1 para. 31\(2\)](#)

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