

*These notes relate to the Mental Health (Care and Treatment) (Scotland)
Act 2003 (asp 13) which received Royal Assent on 25 April 2003*

MENTAL HEALTH (CARE AND TREATMENT) (SCOTLAND) ACT 2003

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 7 – Compulsory Treatment Orders

Chapter 3: compulsory treatment orders: care plan

119. Once appointed under section 230 subsequent to the making of the compulsory treatment order, the patient's responsible medical officer is required by section 76 to prepare a care plan for the patient setting out the information mentioned in subsection (2) of section 76. The care plan must be placed in the patient's medical records. It may be amended from time to time (subsection (3)) and the Scottish Ministers may make regulations requiring it to be amended in particular circumstances (subsection (4)). Regulations may also provide that certain information in the care plan may not be amended. Subsection (5) requires the patient's responsible medical officer to make sure that, if the care plan is amended, the amended care plan is placed in the patient's medical records.