



# Mental Health (Care and Treatment) (Scotland) Act 2003

2003 asp 13

## PART 7

### COMPULSORY TREATMENT ORDERS

#### CHAPTER 4

##### REVIEW OF ORDERS

##### *Reference to Tribunal by Commission*

#### **98      Reference to Tribunal by Commission**

- (1) This section applies where a patient is subject to a compulsory treatment order.
- (2) If it appears to the Commission that it is appropriate to do so, it may make a reference to the Tribunal in respect of the compulsory treatment order to which the patient is subject.
- (3) Where a reference is to be made under subsection (2) above, the Commission shall, as soon as practicable, give notice that a reference is to be made to—
  - (a) the patient's responsible medical officer; and
  - (b) the persons mentioned in section 91(a) to (e) of this Act.
- (4) A reference under subsection (2) above shall state—
  - (a) the name and address of the patient;
  - (b) the name and address of the patient's named person; and
  - (c) the reason for making the reference.