



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

2003 asp 13

## PART 9

### COMPULSION ORDERS

#### CHAPTER 3

##### APPLICATION OF CHAPTERS 5 TO 7 OF PART 7

##### *Breach of order*

#### **176 Medical treatment: failure to attend**

- (1) Section 112 of this Act shall apply in relation to a patient subject to a relevant compulsion order as that section applies in relation to a patient subject to a compulsory treatment order; but subject to the modifications in subsection (2) below.
- (2) Those modifications are—
  - (a) in subsection (1)(a) of that section, the reference to section 66(1)(c) of this Act shall be read as a reference to section 57A(8)(c) of the 1995 Act; and
  - (b) in subsection (4)(a) of that section, the reference to section 66(1)(b) of this Act shall be read as a reference to section 57A(8)(b) of the 1995 Act.

#### **177 Non-compliance generally with compulsion order**

- (1) Section 113 of this Act shall apply in relation to a patient subject to a relevant compulsion order as that section applies in relation to a patient subject to a compulsory treatment order.
- (2) Section 114 of this Act shall apply in relation to a patient subject to a relevant compulsion order as that section applies in relation to a patient subject to a compulsory treatment order; but subject to the modifications that references in that section to

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**Status:** This is the original version (as it was originally enacted).

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section 93(2) and (5) of this Act shall be read as references to section 159(2) and (5) of this Act respectively.

- (3) Sections 116, 117, 119, 120, 121 and 122 shall apply in relation to a certificate granted by virtue of subsection (2) above as those sections apply in relation to a certificate granted under section 114(2) of this Act; but subject to the modifications that—
- (a) any references in those sections to section 93(2) of this Act shall be read as references to section 159(2) of this Act; and
  - (b) any references to section 66(1)(b) of this Act shall be read as references to section 57A(8)(b) of the 1995 Act.