



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

2003 asp 13

## PART 10

### COMPULSION ORDERS AND RESTRICTION ORDERS

#### CHAPTER 2

##### REVIEW OF ORDERS

###### *Reference to Tribunal by Scottish Ministers*

**186 Commission's power to require Scottish Ministers to make reference to Tribunal**

- (1) This section applies where a patient is subject to a compulsion order and a restriction order.
- (2) If it appears to the Commission that it is appropriate to do so, it may, by notice in writing to the Scottish Ministers, require them to make a reference to the Tribunal in respect of the compulsion order and the restriction order to which the patient is subject.
- (3) Where, under subsection (2), the Commission gives notice to the Scottish Ministers, the Commission shall include in that notice its reasons for requiring the Scottish Ministers to make the reference.