



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

## 2003 asp 13

### PART 18

#### MISCELLANEOUS

##### *Payments for expenses*

#### **288     Payments to persons in hospital to meet personal expenses**

- (1) Where subsections (2) and (3) below apply in relation to a person, the Scottish Ministers may pay to the person such amounts as they consider appropriate in respect of the person's occasional personal expenses.
- (2) This subsection applies where the person—
  - (a) has a mental disorder;
  - (b) has been admitted to a hospital; and
  - (c) is being given treatment there primarily for mental disorder.
- (3) This subsection applies where it appears to the Scottish Ministers that the person would not otherwise have resources to meet the expenses in question.
- (4) For the purposes of the National Health Service (Scotland) Act 1978 (c. 29), the making of payments under this section to persons for whom services are provided under that Act shall be treated as included among those services.
- (5) In subsection (2) above, “hospital” means—
  - (a) any health service hospital (as defined in section 108(1) of the National Health Service (Scotland) Act 1978 (c. 29)); or
  - (b) any state hospital.