



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

2003 asp 13

PART 4

HEALTH BOARD AND LOCAL AUTHORITY FUNCTIONS

CHAPTER 2

LOCAL AUTHORITY FUNCTIONS

Co-operation and assistance

30 Co-operation with Health Boards and others

- (1) In providing services for a person under any of sections 25 to 27 of this Act, a local authority shall co-operate with any—
- (a) Health Boards;
 - (b) Special Health Boards;
 - (c) National Health Service trusts; or
 - (d) voluntary organisations,

that appear to the authority to have an interest, power or duty mentioned in subsection (2) below.

[^{F1}(1A) If, in pursuance of an integration scheme prepared under section 1 or 2 of the Public Bodies (Joint Working) (Scotland) Act 2014, a local authority delegates the carrying out any of the functions conferred by sections 25 to 27 of this Act—

- (a) subsection (1) applies to the person to whom the functions are delegated as it applies to a local authority; and
- (b) the person to whom the functions are delegated must co-operate with the local authority if it appears to the person that the authority has an interest, power or duty mentioned in subsection (2)(b) below.]

- (2) Such an interest, power or duty is—

Changes to legislation: *Mental Health (Care and Treatment) (Scotland) Act 2003, Section 30 is up to date with all changes known to be in force on or before 25 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

- (a) an interest in the provision of services by the local authority under any of sections 25 to 27 of this Act; or
 - (b) a power or duty to provide or secure the provision of services, or an interest in the provision of services,
- for the person.

Textual Amendments

- F1** S. 30(1A) inserted (1.4.2015) by [The Public Bodies \(Joint Working\) \(Scotland\) Act 2014](#) (Consequential Modifications and Saving) Order 2015 (S.S.I. 2015/157), art. 1(1), **sch. para. 7(2)**

Commencement Information

- I1** S. 30 in force at 5.10.2005 by [S.S.I. 2005/161](#), **art. 3** (as substituted (1.7.2005) by [S.S.I. 2005/375](#), art. 2 and as amended (22.9.2005) by [S.S.I. 2005/459](#), art. 2)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 64(8A)(8B) inserted by [2015 asp 9 s. 1\(2\)](#)
- s. 65(7) inserted by [2015 asp 9 s. 1\(3\)](#)