



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

2003 asp 13

PART 6

SHORT-TERM DETENTION

Suspension of detention

53 Suspension of measure authorising detention

(1) Where—

- (a) a patient is subject to a short-term detention certificate; and
- (b) the patient's responsible medical officer grants a certificate specifying a period during which the short-term detention certificate shall not authorise the measures mentioned in section 44(5)(b) of this Act,

the short-term detention certificate does not authorise that measure during that period.

(2) A period specified in a certificate granted under subsection (1) above may be expressed as—

- (a) the duration of—
 - (i) an event; or
 - (ii) a series of events; or
- (b) the duration of—
 - (i) an event; or
 - (ii) a series of events,

and any associated travel.

(3) If the responsible medical officer considers that it is necessary—

- (a) in the interests of the patient; or
- (b) for the protection of any other person,

a certificate granted under subsection (1) above may include conditions such as are mentioned in subsection (4) below; and any such conditions shall have effect.

Status: This is the original version (as it was originally enacted).

(4) Those conditions are—

- (a) that, during the period specified in the certificate, the patient be kept in the charge of a person authorised in writing for the purpose by the responsible medical officer;
- (b) such other conditions as may be specified by the responsible medical officer.