



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

2003 asp 13

## PART 7

### COMPULSORY TREATMENT ORDERS

#### CHAPTER 1

##### APPLICATION FOR, AND MAKING OF, ORDERS

##### *Extension of short-term detention: special case*

#### **68 Extension of short-term detention pending determination of application**

- (1) Where—
  - (a) the detention of a patient in hospital is authorised by—
    - (i) a short-term detention certificate; or
    - (ii) an extension certificate; and
  - (b) before the expiry of the period of detention so authorised, an application is made under section 63 of this Act,the measures mentioned in subsection (2) below are authorised.
- (2) Those measures are—
  - (a) the detention in hospital of the patient for the period of 5 days beginning with the expiry of the period for which the certificate authorises the detention of the patient in hospital; and
  - (b) the giving to the patient, in accordance with Part 16 of this Act, of medical treatment.
- (3) In reckoning the period of days mentioned in subsection (2)(a) above, there shall be left out of account any day which is not a working day.
- (4) In this section “working day” has the meaning given by section 47(8) of this Act.