



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

2003 asp 13

## PART 7

### COMPULSORY TREATMENT ORDERS

#### CHAPTER 3

##### COMPULSORY TREATMENT ORDERS: CARE PLAN

#### 76 Care plan: preparation, placing in medical records etc.

- (1) As soon as practicable after a patient's responsible medical officer is appointed under section 230 of this Act, the responsible medical officer shall—
  - (a) prepare a plan (any such plan being referred to in this Act as a "care plan") relating to the patient; and
  - (b) ensure that the patient's care plan is included in the patient's medical records.
- (2) The care plan shall set out—
  - (a) the medical treatment—
    - (i) which it is proposed to give; and
    - (ii) which is being given,to the patient while the patient is subject to the compulsory treatment order; and
  - (b) such other information relating to the care of the patient as may be prescribed by regulations.
- (3) Subject to subsection (4)(b) below, a patient's responsible medical officer may from time to time amend the patient's care plan.
- (4) Regulations may prescribe—
  - (a) circumstances in which a patient's responsible medical officer is required to amend the patient's care plan;
  - (b) information in a care plan which may not be amended.

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**Status:** *This is the original version (as it was originally enacted).*

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- (5) Where a patient's responsible medical officer amends the patient's care plan—
- (a) the responsible medical officer shall ensure that, as soon as practicable after it is amended, the amended care plan is included in the patient's medical records; and
  - (b) subsections (2) to (4) above and this subsection shall apply as if references to the care plan were references to the amended care plan.