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SCOTTISH STATUTORY INSTRUMENTS

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**2005 No. 375**

**The Mental Health (Care and Treatment) (Scotland) Act  
2003 (Commencement No. 4) Amendment Order 2005**

**Amendment of the principal Order**

**2.** For article 3 of the Mental Health (Care and Treatment) (Scotland) Act 2003 (Commencement No. 4) Order 2005<sup>(1)</sup> substitute—

“**3.** All the provisions of the Act shall, in so far as not then in force, come into force on 5th October 2005 with the exception of—

- (a) Chapter 3 of Part 17 (detention in conditions of excessive security);
- (b) in schedule 4 (minor and consequential amendments), paragraph 10(a) (the [Regulation of Care \(Scotland\) Act 2001 \(asp 8\)](#)); and
- (c) in schedule 5 (repeals), in the entry for the [Regulation of Care \(Scotland\) Act 2001 \(asp 8\)](#), in the second column, the entries relating to sections 2(5)(b) and 77 of that Act.”.