

---

SCOTTISH STATUTORY INSTRUMENTS

---

**2008 No. 356**

The Mental Health (England and Wales Cross-border transfer: patients subject to requirements other than detention) (Scotland) Regulations 2008

PART II

REMOVAL OF PATIENTS FROM SCOTLAND

**Mental health officer's duties where notified of proposed removal**

4.—(1) The mental health officer shall as soon as practicable after being notified under regulation 3, and in any event within the period of 3 working days beginning with the day after the day on which notice was given, comply with the requirements in paragraph (2).

(2) Those requirements are—

(a) to interview the patient; and

(b) to inform the patient's responsible medical officer—

(i) of whether the mental health officer agrees or disagrees that the patient be removed;

(ii) if the mental health officer disagrees the reason why that is the case; and

(iii) of any other matters that the mental health officer considers relevant.