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SCOTTISH STATUTORY INSTRUMENTS

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**2017 No. 197**

**The Mental Health (Scotland) Act 2015 (Commencement  
No. 4 and Transitional and Savings Provisions) Order 2017**

*ARRANGEMENTS FOR TREATMENT OF PRISONERS*

**Compulsory treatment of prisoners: amendments made by section 35 of the Act**

17. Despite the commencement of section 35(3) of the Act paragraph 1A(1) of schedule 3 (application of Chapter 1 of Part 7 to certain patients) of the 2003 Act has no effect where the requirement to make the application under section 63 of the 2003 Act (application for compulsory treatment order) by virtue of section 57(1) of that Act (mental health officer's duty to apply for compulsory treatment order) arises before the appointed day.

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(1) Paragraph 1A is inserted in schedule 3 of the 2003 Act by section 35(3) of the Act.