



Mental Health Act 1983

1983 CHAPTER 20

PART VIII

MISCELLANEOUS FUNCTIONS OF LOCAL AUTHORITIES AND THE SECRETARY OF STATE

Functions of the Secretary of State

122 Provision of pocket money for in-patients in hospital.

- (1) [^{F1}Welsh Ministers may (in relation to Wales)] pay to persons who are receiving treatment as in-patients (whether liable to be detained or not) in [^{F2}special hospitals or other hospitals, being hospitals] wholly or mainly used for the treatment of persons suffering from mental disorder, such amounts as [^{F3}the Welsh Ministers think fit] in respect of [^{F4}those persons'] occasional personal expenses where it appears to [^{F5}the Welsh Ministers] that [^{F6}those persons] would otherwise be without resources to meet those expenses.
- (2) For the purposes of ^{F7}... [^{F8}the National Health Service (Wales) Act 2006] , the making of payments under this section to persons for whom hospital services are provided under [^{F9}that Act] shall be treated as included among those services.

Extent Information

- E1** S. 122 ceases to apply to Scotland (1.4.2013) by virtue of the amendment of s. 146 by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 41(4)**, 306(4); S.I. 2013/160, **art. 2(2)** (with **arts. 7-9**)

Textual Amendments

- F1** Words in s. 122(1) substituted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 41(2)(a)**, 306(4); S.I. 2013/160, **art. 2(2)** (with **arts. 7-9**)
- F2** Words in s. 122(1) repealed (1.4.2000 for E.W.) by [1999 c. 8](#), s. 65, **Sch. 4 para. 66**, **Sch. 5**; S.I. 1999/2793, **art. 2(3)(a)**, **Sch. 3**
- F3** Words in s. 122(1) substituted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\)](#), **ss. 41(2)(b)**, 306(4); S.I. 2013/160, **art. 2(2)** (with **arts. 7-9**)

Changes to legislation: *Mental Health Act 1983, Section 122 is up to date with all changes known to be in force on or before 01 November 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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| F4 | Words in s. 122(1) substituted (1.4.2013) by Health and Social Care Act 2012 (c. 7), ss. 41(2)(c), 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9) |
| F5 | Words in s. 122(1) substituted (1.4.2013) by Health and Social Care Act 2012 (c. 7), ss. 41(2)(d), 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9) |
| F6 | Words in s. 122(1) substituted (1.4.2013) by Health and Social Care Act 2012 (c. 7), ss. 41(2)(e), 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9) |
| F7 | Words in s. 122(2) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), ss. 41(3)(a), 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9) |
| F8 | Words in s. 122(2) substituted (1.3.2007) by National Health Service (Consequential Provisions) Act 2006 (c. 43), ss. 2, 8(2), Sch. 1 para. 67(a) (with Sch. 3 Pt. 1) |
| F9 | Words in s. 122(2) substituted (1.4.2013) by Health and Social Care Act 2012 (c. 7), ss. 41(3)(b), 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9) |

Changes to legislation:

Mental Health Act 1983, Section 122 is up to date with all changes known to be in force on or before 01 November 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied by [1996 c. 46 Sch. 2 para. 9](#)(replacing 1968 c 20 [s. 23](#)) (Act applied (prosp.) by 1968 c. 20, s. 23(4) (as substituted (prosp.) by 1996 c. 46, ss. 8, 36(2), Sch. 2, para. 9 which said amending provision was repealed (31.3.2005) by Domestic Violence, Crime and Victims Act 2004 (c. 28), ss. 58(2), 60, Sch. 11; S.I. 2005/579, art. 3(h)(i)(ix)))
- Act applied by [1996 c. 46 Sch. 2 para. 4](#)(replacing 1957 c 53 [s. 63](#)) (Act applied (prosp.) by 1957 c. 53, s. 63C(6) (as substituted (prosp.) by 1996 c. 46, ss. 8, 36(2), Sch. 2, para. 4 which said amending provision was repealed (31.3.2005) by Domestic Violence, Crime and Victims Act 2004 (c. 28), ss. 58(2), 60, Sch. 11; S.I. 2005/579, art. 3(h)(i)(ix)))
- Act applied by [1996 c. 46 Sch. 2 para. 1](#)(replacing 1955 c 19 [s. 116](#)) (Act applied (prosp.) by 1955 c. 19, s. 116C(6) (as substituted (prosp.) by 1996 c. 46, ss. 8, 36(2), Sch. 2 para. 1 which said amending provision was repealed (31.3.2005) by Domestic Violence, Crime and Victims Act 2004 (c. 28), ss. 58(2), 60, Sch. 11; S.I. 2005/579, art. 3(h)(i)(ix)))
- Act applied by [1996 c. 46 Sch. 2 para. 1](#)(replacing 1955 c 18 s 116) (Act applied (prosp.) by 1955 c. 18, s. 116C(6) (as substituted (prosp.) by 1996 c. 46, ss. 8, 36(2), Sch. 2 para. 1 which said amending provision was repealed (31.3.2005) by Domestic Violence, Crime and Victims Act 2004 (c. 28), ss. 58(2), 60, Sch. 11; S.I. 2005/579, art. 3(h)(i)(ix)))
- Act power to applied by [1996 c. 46 Sch. 2 para. 4](#)(replacing 1957 c 53 [s. 63](#)) (Act: Power to apply conferred (prosp.) by 1957 c. 53, s. 63B(4)(c) (as substituted (prosp.) by 1996 c. 46, ss. 8, 36(2), Sch. 2, para. 4 which said amending provision was repealed (31.3.2005) by Domestic Violence, Crime and Victims Act 2004 (c. 28), ss. 58(2), 60, Sch. 11; S.I. 2005/579, art. 3(h)(i)(ix)))
- Act power to applied by [1996 c. 46 Sch. 2 para. 1](#)(replacing 1955 c 19 [s. 116](#)) (Act: Power to apply conferred (prosp.) by 1955 c. 19, s. 116B(4)(c) (as substituted (prosp.) by 1996 c. 46, ss. 8, 36(2), Sch. 2, para. 1 which said amending provision was repealed (31.3.2005) by Domestic Violence, Crime and Victims Act 2004 (c. 28), ss. 58(2), 60, Sch. 11; S.I. 2005/579, art. 3(h)(i)(ix)))
- Act power to applied by [1996 c. 46 Sch. 2 para. 1](#)(replacing 1955 c 18 s 116) (Act: Power to apply conferred (prosp.) by 1955 c. 18, s. 116B(4)(c) (as substituted (prosp.) by 1996 c. 46, ss. 8, 36(2), Sch. 2 para. 1 which said amending provision was repealed (31.3.2005) by Domestic Violence, Crime and Victims Act 2004 (c. 28), ss. 58(2), 60, Sch. 11; S.I. 2005/579, art. 3(h)(i)(ix)))

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 74(8) inserted by [2015 c. 2 Sch. 3 para. 3\(3\)](#)