Status: _This version of this provision no longer has effect._
Changes to legislation: _Mental Health (Scotland) Act 1984, Section 62 is up to date with all changes known to be in force_
on or before 13 March 2024. 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

Mental Health (Scotland) Act 1984

1984 CHAPTER 36

[F1][F2]PART VI

DETENTION OF PATIENTS CONCERNED IN CRIMINAL PROCEEDINGS
ETC. AND TRANSFER OF PATIENTS UNDER SENTENCE

Provisions for compulsory detention and guardianship
of patients charged with offences et ceteralaetc.

62   Effect of restriction orders.

. . . .

Textual Amendments

F1   Act (except ss. 10(1)(b)(c)(2), 95) repealed (S.) (5.10.2005) by Mental Health (Care and Treatment) (Scotland) Act 2003 (asp 13), s. 333(2), **sch. 5 Pt. 1** (as amended by S.S.I. 2005/465, art. 1, sch. 1 para. 32(28) and with savings and transitional provisions in S.S.I. 2005/452); S.S.I. 2005/161, art. 3 (as substituted (1.7.2005) by S.S.I. 2005/375, art. 2 and as amended (22.9.2005) by S.S.I. 2005/459, art. 2)

F2   Act (except ss. 10, 95, 130) repealed (5.10.2005) by The Mental Health (Care and Treatment) (Scotland) Act 2003 (Consequential Provisions) Order 2005 (S.I. 2005/2078), art. 1(2), **Sch. 3** (with art. 16(2)) (see S.S.I. 2005/161, **art. 3**); and ss. 53, 54 expressed to be amended (5.12.2005) in so far as still in force by 2004 c. 33, s. 263(10)(c), Sch. 28 paras. 50, **51**; S.S.I. 2005/604, **art. 2(c)**, 4; and s. 66A expressed to be amended (1.10.2009) in so far as still in force by 2005 c. 4, s. 148(1), **Sch. 9 para. 40**; S.I. 2009/1604, **art. 2(d)**

Status:
This version of this provision no longer has effect.

Changes to legislation:
Mental Health (Scotland) Act 1984, Section 62 is up to date with all changes known to be in force on or before 13 March 2024. 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(replacing1968 c 20 s. 23) (This amendment not applied to legislation.gov.uk. Sch. 2 repealed (31.3.2005) without ever being in force by 2004 c. 28, Sch. 11; S.I. 2005/579, art. 3(i))
–   Act applied by 1996 c. 46 Sch. 2 para. 4(replacing1957 c 53 s. 63) (This amendment not applied to legislation.gov.uk. Sch. 2 repealed (31.3.2005) without ever being in force by 2004 c. 28, Sch. 11; S.I. 2005/579, art. 3(i))
–   Act applied by 1996 c. 46 Sch. 2 para. 1(replacing1955 c 19 s. 116) (This amendment not applied to legislation.gov.uk. Sch. 2 repealed (31.3.2005) without ever being in force by 2004 c. 28, Sch. 11; S.I. 2005/579, art. 3(i))
–   Act applied by 1996 c. 46 Sch. 2 para. 1(replacing1955 c 18 s 116) (This amendment not applied to legislation.gov.uk. Sch. 2 repealed (31.3.2005) without ever being in force by 2004 c. 28, Sch. 11; S.I. 2005/579, art. 3(i))
–   Act power to applied by 1996 c. 46 Sch. 2 para. 4(replacing1957 c 53 s. 63) (This amendment not applied to legislation.gov.uk. Sch. 2 repealed (31.3.2005) without ever being in force by 2004 c. 28, Sch. 11; S.I. 2005/579, art. 3(i))
–   Act power to applied by 1996 c. 46 Sch. 2 para. 1(replacing1955 c 19 s. 116) (This amendment not applied to legislation.gov.uk. Sch. 2 repealed (31.3.2005) without ever being in force by 2004 c. 28, Sch. 11; S.I. 2005/579, art. 3(i))
–   Act power to applied by 1996 c. 46 Sch. 2 para. 1(replacing1955 c 18 s 116) (This amendment not applied to legislation.gov.uk. Sch. 2 repealed (31.3.2005) without ever being in force by 2004 c. 28, Sch. 11; S.I. 2005/579, art. 3(i))

Whole provisions yet to be inserted into this Act (including any effects on those provisions):
–   s. 13(1)(aa) inserted by 2000 asp 4 s. 38(4)

Commencement Orders yet to be applied to the Mental Health (Scotland) Act 1984
Commencement Orders bringing legislation that affects this Act into force:
–   S.I. 2009/1604 art. 2 commences (2005 c. 4)