

## SCHEDULES

### SCHEDULE 3

#### SUPERVISED COMMUNITY TREATMENT: FURTHER AMENDMENTS TO 1983 ACT

##### *Special provisions as to patients absent without leave*

- 6 (1) Section 21 (special provisions as to patients absent without leave) is amended as follows.
- (2) In subsection (1)—
- (a) in paragraph (a), after “Act” insert “ or, in the case of a community patient, the community treatment order would cease to be in force ”, and
  - (b) after “liable or subject” insert “ , or the order shall not cease to be in force, ”.
- (3) After subsection (3) (inserted by section 37 of this Act) insert—
- “(4) Where a community patient is absent without leave on the day on which (apart from this section) the 72-hour period mentioned in section 17F above would expire, that period shall not expire until the end of the period of 72 hours beginning with the time when—
- (a) the patient is taken into custody under section 18 above and returned to the hospital where he ought to be; or
  - (b) the patient returns himself to the hospital where he ought to be within the period during which he can be taken into custody under section 18 above.
- (5) Any reference in this section, or in sections 21A to 22 below, to the time when a community treatment order would cease, or would have ceased, to be in force shall be construed as a reference to the time when it would cease, or would have ceased, to be in force by reason only of the passage of time.”

**Changes to legislation:**

There are currently no known outstanding effects for the Mental Health Act 2007, Paragraph 6.