EXECUTIVE NOTE

THE MENTAL HEALTH (SAFETY AND SECURITY) (SCOTLAND) AMENDMENT REGULATIONS 2012

SSI 2012 No.

The above instrument was made in exercise of the powers conferred by section 286(1) of the Mental Health (Care and Treatment) (Scotland) Act 2003. The instrument is subject to draft affirmative resolution procedure.

Policy Objectives

The purpose of the instrument is to amend the Mental Health (Safety and Security) (Scotland) Regulations 2005 ("the Principal Regulations") in order to add the Medium Secure Service, Rohallion Clinic, Murray Royal Hospital, Muirhall Road, Perth PH2 7BH to the list of institutions specified in regulation 2(2)(a) of the Regulations. Rohallion consists of a Low Secure Unit and a Medium Secure Unit.

When we consulted on the Mental Health (Safety and Security) (Scotland) Regulations 2005, it was agreed that any subsequent medium secure unit would be added to the list of institutions specified in regulation 2(2)(a).

Consultation

Section 286(6) of the Mental Health (Care and Treatment) (Scotland) Act 2003 states that "before making regulations under this section the Scottish Ministers shall consult such persons as they consider appropriate". We have consulted with the Mental Welfare Commission for Scotland and NHS Tayside on this amendment.

Financial Effects

The instrument has no financial effects on the Scottish Government or any other organisation.

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Scottish Government Directorate for Health and Social Care Integration
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