MENTAL HEALTH

COMMENCEMENT OF ACTS

1960 No. 1159 (C. 9)

The Mental Health Act, 1959 (Commencement No. 2) Order, 1960

Made - - - - 11*th July*, 1960

The Minister of Health, in exercise of the powers conferred on him by section 153 of the Mental Health Act, 1959(a), and of all other powers enabling him in that behalf, hereby orders as follows :—

1. This order may be cited as the Mental Health Act, 1959 (Commencement No. 2) Order, 1960.

2. The following provisions of the Mental Health Act, 1959, shall come into operation on the fifteenth day of July, 1960—

(*a*) section 3 (Mental Health Review Tribunals),

(*b*) section 4 (Definition and classification of mental disorder),

(*c*) section 6 (Functions of local health authorities),

(*d*) section 7 (Conduct of premises of local health authorities),

(*e*) section 8 (Functions of welfare authorities),

(*f*) section 9 (Functions of children authorities),

(*g*) section 10 (Welfare of certain hospital patients),

(*h*) section 130 (Obstruction),

(*i*) section 141 (Protection for acts done in pursuance of this Act),

(*j*) section 143 (Inquiries),

(*k*) section 144 (Expenses),

(*l*) section 145 (General provisions as to regulations, orders and rules),

(*m*) section 148 to the extent that the section enacts the transitional provisions contained in paragraph 1 of the Sixth Schedule,

(*n*) sections 1 and 149 to the extent that those sections—

(i) repeal paragraph (*cc*) and proviso (v) of section 30 of the Mental Deficiency Act, 1913(b), and

(ii) amend section 1 of the Teachers Superannuation Act, 1945(c), section 39 of the Children Act, 1948(d), and the First Schedule to the Local Government Act, 1958(e),

(*o*) section 150 in so far as it extends subsection (5) of section 3 and section 10 of the Act to Scotland, and

(a) 7 & 8 Eliz. 2. c. 72. (b) 3 & 4 Geo. 5. c. 28. (c) 8 & 9 Geo. 6. c. 14.
(d) 11 & 12 Geo. 6. c. 43. (e) 6 & 7 Eliz. 2. c. 55.

(*p*) the First Schedule (The Constitution of Mental Health Review Tribunals).

Given under the official seal of the Minister of Health this eleventh day of July, nineteen hundred and sixty.

(L.S.)

Derek Walker-Smith,
Minister of Health.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This order brings into operation certain provisions of the Mental Health Act, 1959, inter alia, those which provide for the setting up of Mental Health Review Tribunals, and define and classify the various forms of mental disorder, and those which deal with the powers of local health authorities to provide services for the care and after care of mentally disordered persons and the powers of welfare authorities and children authorities to provide accommodation and other services for such persons.