1960 No. 2296 (S. 124)

The Mental Health (Scotland) Act, 1960 (Appointed Day) Order, 1960

Made - - - - 5th December, 1960

In exercise of the powers conferred on me by subsections (1) and (2) of section 117 of the Mental Health (Scotland) Act, 1960(a), I hereby make the following order:—

1. This order may be cited as the Mental Health (Scotland) Act, 1960 (Appointed Day) Order, 1960.

2. For the purposes of section 1 of the Mental Health (Scotland) Act, 1960, the appointed day shall be the first day of January, 1961, so far as that section causes to cease to have effect any provision of the Lunacy (Scotland) Acts, 1857 to 1913 which prevents a patient who requires treatment for mental disorder from being admitted to any hospital for that treatment in pursuance of arrangements made in that behalf without any application or without any certificate or order rendering him liable to be detained.

Dated this fifth day of December, 1960.

John S. Maclay,

One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

EXPLANATORY NOTE

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

The Mental Health (Scotland) Act, 1960 by section 117 provides that its provisions shall come into operation on such date as the Secretary of State may by order appoint. For the purposes of section 1 of the Act, which provides that the provisions of the Lunacy (Scotland) Acts, 1857-1913 and the Mental Deficiency (Scotland) Acts, 1913 and 1940 shall cease to have effect, this Order fixes the appointed day as 1st January, 1961, in relation to any provision of the Lunacy (Scotland) Acts, 1857-1913 which prevents mental hospitals from receiving mentally ill patients informally without powers of detention or without any application having to be made to the General Board of Control for Scotland in respect of their treatment as voluntary patients.

(a) 8 & 9 Eliz. 2. c. 61.