

Details of transfer subject of appeal

The patient is currently detained in the following Scottish hospital -

Hospital [Grid]

Ward / Clinic [Grid]

It is proposed the patient be transferred to:

Hospital [Grid]

Address [Large Box]

Country [Grid]

The proposed transfer date is: Date [Grid] / [Grid] / [Grid]

Where Scottish Ministers have granted their authority, the warrant to transfer the patient was made on: Date [Grid] / [Grid] / [Grid]

An appeal by the patient under section 290 of the Act was received on: Date [Grid] / [Grid] / [Grid]

Hearing Details

A hearing to consider the above appeal was heard on Date [Grid] / [Grid] / [Grid]

Before the following Tribunal members -

Convener [Box]

Medical [Box]

General [Box]

Hearing Address [Grid]

Postcode [Grid]



Before determining the application, the Mental Health Tribunal for Scotland afforded the persons mentioned in section 103 (6) of the Act the opportunity to: make representations (whether orally or in writing); and leading, or producing evidence. Evidence was provided by:

- Patient
- Patient's Name Person
- Guardian of the patient
- Welfare Attorney of patient
- Any other person appearing to the Tribunal to have an interest (list in box 1)
- Patient's MHO
- Patient's RMO
- Patient's primary carer
- Curator Ad Litem

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DETERMINATION

Shade as appropriate

- The Mental Health Tribunal for Scotland is satisfied that the transfer should NOT take place and refuse to make an order that the patient be transferred

OR

- The Mental Health Tribunal for Scotland is satisfied that the transfer should take place and make an order that the patient be so transferred. The patient cannot be transferred within 21 days of this decision, except where the patient consents to the transfer in writing.

Advance Statement

Complete A or B as appropriate

A	<input type="radio"/> As far as is practicable to ascertain the patient's current/proposed care and treatment is / are either: <ul style="list-style-type: none"> 1) NOT in conflict with any advance statement made by the patient, under section 276 of the Act, or 2) The patient has not made an advance statement.
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OR

B	<input type="radio"/> The patient has made and not withdrawn an advance statement, which is in conflict with the treatment outlined in this order. Where the treatment is in conflict with the advance statement, detail how the decision was made, and the reasons for it.
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Where the treatment is in conflict with the advance statement, a record has been sent to:

- the patient
- the patient's named person
- the Mental Welfare Commission (copy of this form will serve as a record)
- the patient's welfare attorney
- the patient's guardian

Signature & Date

Signed by the Convenor

Date dd / mm / yyyy / / / / /

