

CTO / CO Details

The compulsory treatment order / compulsion order was first made on:

/ /

The patient is detained in, or under the care / management of:

Hospital

Ward

Reference

The reasons for making this reference are:

1	
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Advance Statement

Shade A or B as appropriate

A As far as I am aware, the patient has made and not withdrawn an advance statement made under the terms of section 275 of the Act.

OR

B As far as I am aware the patient has not made an advance statement under the terms of section 275 of the Act.



Named Person Details

Surname

First Name

Title

Address

Postcode

Telephone

- Status of Named Person
- Nominated by patient
 - Appointed by Mental Health Tribunal for Scotland
 - Default (primary carer or next of kin)

Record Of Contact Details Of Relevant Parties

The Mental Health Tribunal for Scotland needs contact details of relevant parties in order to include them when considering this application.

Full name and address of the patient's primary carer, if different to the patient's named person

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Full name and address the patient's guardian where applicable (see note below)

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Full name and address of the patient's welfare attorney where applicable (see note below)

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Notes

"Guardian" means a person appointed as a guardian under the Adults with Incapacity (Scotland) Act 2000 (asp 4) who has power by virtue of section 64(1)(a) or (b) of that Act in relation to the personal welfare of a person.

"Welfare attorney" means an individual authorised, by a welfare power of attorney granted under section 16 of the Adults with Incapacity (Scotland) Act 2000 (asp 4) and registered under section 19 of that Act, to act as such.



Record Of Contact Details Of Relevant Parties (cont)

Please provide names and addresses of any other relevant party having an interest in this application. Please also provide their status, for example, patient's GP, Advocate. Please use additional paper if required.

STATUS

STATUS

Notification

I confirm that a reference has been made under section 98 / section 162 of the Act to the Mental Health Tribunal for Scotland in respect to the compulsory treatment order to which the patient is subject.

Notice that a reference is to be made will be given to the following parties as soon as is practicable:

- The patient
- The patient's named person
- Any guardian of the patient
- Any welfare attorney of the patient
- The MHO
- The patient's RMO

Signature / Date

This reference was made by:

Name

Job Title

Signed

Date / /



Date Reference Received

The reference from the Mental Welfare Commission was received by the Mental Health Tribunal for Scotland on

Date / /

Hearing Details

A hearing to consider the above reference was heard on

Date / /

Before the following Tribunal members -

Convener

Medical

General

Hearing Address

Postcode

Before determining the reference, the Mental Health Tribunal for Scotland afforded the persons mentioned in section 103(6) / 166(3) of the Act the opportunity to make representations (whether orally or in writing), and to lead or produce evidence. Evidence was provided by:

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

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Tribunal Determination

Complete appropriate option. Where the Tribunal is varying the order and/or recorded matters, Parts 2a and 2b should be completed detailing ALL measures / recorded matters authorised by the order.

A: complete if - VARYING THE ORDER

The Mental Health Tribunal for Scotland authorises the variation of the compulsory treatment order by modifying:

- (i) the measures
- (ii) any recorded matter specified (**compulsory treatment orders only**)

B: complete if - REVOKING THE ORDER

- The Mental Health Tribunal for Scotland revokes the compulsory treatment order or compulsion order.

C: complete if - NOT MAKING AN ORDER

- The Mental Health Tribunal for Scotland does not make any order - no variation is required to the compulsory treatment order or compulsion order

Notes**GUIDANCE FOR MEDICAL RECORDS ON DETERMINATIONS****Variations**

Variations take immediate effect from the date the Tribunal Convenor signs the determination

Revocation

The patient should be discharged as soon as practicable or arrangements made to treat the patient informally. A copy of the relevant revocation form should be completed.

Tribunal does not make an order

The compulsory treatment order or compulsion order is not varied



Part 2b - Recorded Matter (Compulsory Treatment Orders only)

Complete A or B as appropriate

- A** The Mental Health Tribunal for Scotland wishes to specify as recorded matters within this order the following medical treatment, community care services, relevant services, other treatment care or service. **(Note: this must include ALL recorded matters appropriate to the order, and not just those that have been varied):**

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OR

- B** The Tribunal does not specify any recorded matters in this compulsory treatment order.

- The above position (A or B) is a variation from the recorded matter specified in the previous order.

Advance Statement

- A.** As far as is practicable to ascertain the patient's current/proposed care and treatment is / are either:
 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.

OR

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

*Signature / Date*Signed
by the Convener
Date
dd / mm / yyyy
 / /
