





**Tribunal Determination**

The Mental Health Tribunal for Scotland makes an order (**shade one only**) -

- extending the compulsion order to which the application relates for 6 months
- refusing the application to extend the compulsion order
- refusing the application and revoking the compulsion order

**GUIDANCE FOR MEDICAL RECORDS ON THIS DETERMINATION**

**Extension of order - expiry**

*The extension will take effect on the day on which the order would have ceased if this extension had not been granted, and will extend the order for 6 months beginning with that day.*

**Example:**

- *The Compulsion Order is granted by the Court on the 22nd June 2021.*
- *The measures specified will cease to be authorised at midnight at the end of the day on the 22nd December 2021 (unless the RMO makes an application to the Tribunal under s149 for extension of the order, and this is granted).*
- *The extension granted by the Tribunal is effective from the 23rd December 2021 and will cease to authorise the measures specified at midnight at the end of the day on 22nd June 2022 (unless the RMO makes a determination to extend the order).*

**Refusal**

*The current order will run until it expires, at which point the patient should be discharged or other arrangements made to continue treatment. A REV2 form should be completed when the order expires.*

**Refusal and Revocation**

*The patient should be discharged as soon as practicable or arrangements made to treat the patient informally. A REV2 form should be completed.*



**Advance Statement (only complete if the patient remains subject to the Order)**

Complete A or B or C as appropriate

**A**  As far as is practicable to ascertain, the patient does not have an advance statement under S275 of the Act.

**OR**

**B**  As far as is practicable to ascertain: the patient has made and not withdrawn an advance statement under S275 of the Act; and the patient's current/proposed care and treatment are NOT in conflict with any wishes specified in that advance statement.

**OR**

**C**  The patient has made and not withdrawn an advance statement under S275 of the Act. This advance statement IS in conflict with current/proposed care and treatment authorised by measures in this order. Please record in the box below:

- The date of the advance statement(s).
- Details of treatment that is in conflict with the advance statement and how.
- Where the conflict with the advance statement concerns treatment the patient specified wishes to receive, that they are not receiving, please provide details of this.
- Reasons for authorising measures that allow this treatment to be given/not given, despite the conflict with the advance statement, with reference to the Principles of the Act.

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Where the treatment is in conflict with the advance statement, a record of the above has been sent to:

- the patient
- the patient's welfare attorney
- the patient's named person (if any)
- the patient's guardian
- the Mental Welfare Commission (a copy of the form and any other record which has been sent to the patient/ others)

**Signature / Date**

Signed  
by Convener

Date  
dd / mm / yyyy

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