

Date Application Received

This application to vary a compulsory treatment order /
compulsion order was received by the Mental Health
Tribunal for Scotland on

Date / /

Hearing Details

A hearing to consider the application was heard on

Date / /

Before the following Tribunal members -

Convener

Medical

General

The hearing took place at:

Address

Postcode

Before determining the application, the Mental Health Tribunal for Scotland afforded the persons mentioned in section 103(6) or 166(3) of the Act the opportunity to make representations (whether orally or in writing), and lead, or produce evidence. Please shade.

	Attended hearing	Gave evidence
Patient	<input type="radio"/>	<input type="radio"/>
Patient's Named Person	<input type="radio"/>	<input type="radio"/>
Guardian of the patient	<input type="radio"/>	<input type="radio"/>
Welfare Attorney of patient	<input type="radio"/>	<input type="radio"/>
Patient's MHO	<input type="radio"/>	<input type="radio"/>
Patient's RMO	<input type="radio"/>	<input type="radio"/>
Patient's primary carer	<input type="radio"/>	<input type="radio"/>
Curator Ad Litem	<input type="radio"/>	<input type="radio"/>

List below any other persons appearing to the Tribunal to have an interest and indicate if they attended the hearing and if they gave evidence

1	
----------	--



Determination

Complete the appropriate option(s) below. Where varying, irrespective of whether there has been a variation to the measures or recorded matters as a result of this order, Parts 2a and 2b should be completed detailing ALL measures/recorded matters authorised by this order.

A: complete if - VARYING THE ORDER

The Mental Health Tribunal for Scotland authorises the variation of the order to which the application relates by modifying:

- (i) the measures (detail measures subject to change following variation in Part 2a); or
- (ii) any recorded matter specified (**compulsory treatment orders only**) (Part 2b).

B: complete if - REFUSING THE APPLICATION

- The Mental Health Tribunal for Scotland refuses the application to vary the order to which the application relates.

C: complete if - REFUSING THE APPLICATION AND REVOKING THE ORDER

- The Mental Health Tribunal for Scotland refuses the application to vary the order to which the application relates and revokes that order.

NOTES**GUIDANCE FOR MEDICAL RECORDS ON DETERMINATION****Variations**

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

Refusals

The current order will run until it expires at which point the patient should be discharged or other arrangements made to continue treatment

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.



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):**

5

OR

- B. The Tribunal does not specify any recorded matters in this compulsory treatment order.
- The above position is a variation from the recorded matter specified in the previous order.

Patient's mental disorder

The patient has the following metal disorder(s) as set out in section 328(1) of the Act **(Shade all that apply)**

- The patient has a mental illness Yes No
- The patient has a personality disorder Yes No
- The patient has a learning disability Yes No



PART 2c - Advance Statement (only complete if the patient remains subject to the order)

Complete A, 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.

6	
----------	--

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 this form and any other record which has been sent to the patient/ others)

Signature / Date

Signed by Convener

Date dd / mm / yyyy / /

