

SCHEDULE 1

Regulation 2(1) and (2)

MEDICAL TREATMENTS SPECIFIED FOR THE
PURPOSES OF SECTION 48(2) OF THE ACT

PART 1

TREATMENTS SUBJECT TO APPROVAL BY THE COURT OF SESSION

1. Neurosurgery for mental disorder.
2. Sterilisation where there is no serious malfunction or disease of the reproductive organs.
3. Surgical implantation of hormones for the purpose of reducing sex drive.

PART 2

TREATMENTS APPROVED BY A PRACTITIONER
APPOINTED BY MENTAL WELFARE COMMISSION

1. Drug treatment for the purpose of reducing sex drive, other than surgical implantation of hormones.
2. Electro-convulsive therapy (ECT) for mental disorder.
3. Abortion.
4. Any medical treatment which is considered likely by the medical practitioner primarily responsible for that treatment to lead to sterilisation as an unavoidable result.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE 2

Regulation 4(1)

CERTIFICATE OF MEDICAL PRACTITIONER
APPOINTED BY MENTAL WELFARE COMMISSION

I, (name and professional address).....
.....
.....

am a medical practitioner appointed by the Mental Welfare Commission for the purposes of the Adults with Incapacity (Specified Medical Treatments) (Scotland) Regulations 2002 (“the Regulations”)

(and, in a case to which regulation 6 of the Regulations (adults aged 16 or 17) applies, have a qualification, or special experience, in child and adolescent psychiatry or in another specialism appropriate to the treatment of the adult)

and have today examined.....

(name of adult).....

(adult’s address).....

.....

(adult’s date of birth) (“the adult”)

I certify that the adult is incapable in relation to a decision about the treatment proposed which is a treatment to which the Regulations apply namely–

(describe treatment)

.....

and that having regard to the likelihood of that treatment safeguarding or promoting the adult’s physical or mental health, the treatment should be carried out. In coming to this decision I have observed the principles set out in section 1 to the Adults with Incapacity (Scotland) Act 2000.

This certificate shall subsist until.....(a date not exceeding 1 year from the date of certificate).

..... (signed)

.....(date)