



Criminal Procedure (Scotland) Act 1995

1995 CHAPTER 46

PART VI

MENTAL DISORDER

[^{F1}Interim compulsion orders]

[^{F1}53A Interim compulsion order: supplementary

- (1) If, before the [^{F2}end of the day following the] 7 days beginning with the day on which the interim compulsion order is made, it appears to the court, or, as the case may be, the Scottish Ministers, that, by reason of emergency or other special circumstances, it is not reasonably practicable for the offender to be admitted to the hospital specified in the order, the court, or, as the case may be, the Scottish Ministers, may direct that the offender be admitted to the hospital specified in the direction.
- (2) Where—
 - (a) the court makes a direction under subsection (1) above, it shall, as soon as reasonably practicable after making the direction, inform the person having custody of the offender; and
 - (b) the Scottish Ministers make such a direction, they shall, as soon as reasonably practicable after making the direction, inform—
 - (i) the court; and
 - (ii) the person having custody of the offender.
- (3) Where a direction is made under subsection (1) above, the interim compulsion order shall have effect as if the hospital specified in the direction were the hospital specified in the order.
- (4) In this section, “court” means the court which made the interim compulsion order.]

Status: Point in time view as at 31/10/2017.

Changes to legislation: *Criminal Procedure (Scotland) Act 1995, Section 53A is up to date with all changes known to be in force on or before 05 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

Textual Amendments

- F1** Ss. 53-53D and cross-heading substituted (5.10.2005) for s. 53 and cross-heading by [Mental Health \(Care and Treatment\) \(Scotland\) Act 2003 \(asp 13\)](#), **ss. 131**, 333(1)-(4); S.S.I. 2005/161, **art. 3** (with savings for s. 53 by virtue of S.S.I. 2005/452, art. 33(14))
- F2** Words in s. 53A(1) substituted (30.9.2017) by [Mental Health \(Scotland\) Act 2015 \(asp 9\)](#), **ss. 42(3)**, 61(2); S.S.I. 2017/197, **art. 2**, sch. (with art. 21(a))

Status:

Point in time view as at 31/10/2017.

Changes to legislation:

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