SCOTTISH STATUTORY INSTRUMENTS

2004 No. 374

MENTAL HEALTH

The Mental Health Tribunal for Scotland (Appointment of Medical Members) Regulations 2004

Made - - - -	*3rd September 2004*
Laid before the Scottish Parliament - - - -	*6th September 2004*
Coming into force - -	*28th September 2004*

The Scottish Ministers, in exercise of the powers conferred by paragraph 1(1)(b) of schedule 2 to the Mental Health (Care and Treatment) (Scotland) Act 2003(**1**) and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Mental Health Tribunal for Scotland (Appointment of Medical Members) Regulations 2004 and shall come into force on 28th September 2004.

Medical members of the Mental Health Tribunal for Scotland

2. A member of the panel mentioned in paragraph 1(1)(b) of schedule 2 to the Mental Health (Care and Treatment) (Scotland) Act 2003 shall be a person who is a medical practitioner and–

(a) is a member or fellow of the Royal College of Psychiatrists; or

(b) has a minimum of four years whole time equivalent experience of providing psychiatric services.

3. For the purposes of regulation 2(b) whole time equivalent will be calculated by multiplying the full length of the person's experience by the following fraction:–

$$\frac{\textit{person's hours of employment each week}}{\textit{hours constituting comparable whole-time employment.}}$$

(**1**) 2003 asp 13.