WELSH STATUTORY INSTRUMENTS

2012 No. 1265 (W.158)

MENTAL HEALTH, WALES

The Mental Health (Hospital, Guardianship, Community Treatment and Consent to Treatment) (Wales) (Amendment) Regulations 2012

Made - - - -	*9 May 2012*
Laid before the National Assembly for Wales - -	*11 May 2012*
Coming into force - -	*2 June 2012*

The Welsh Ministers make these Regulations in exercise of the powers conferred by section 64H(2) of the Mental Health Act 1983(**1**).

Title and commencement

1. The title of these Regulations is the Mental Health (Hospital, Guardianship, Community Treatment and Consent to Treatment) (Wales) (Amendment) Regulations 2012 and they come into force on 2 June 2012.

Amendment of the Mental Health (Hospital, Guardianship, Community Treatment and Consent to Treatment) (Wales) Regulations 2008

2.—(1) The Mental Health (Hospital, Guardianship, Community Treatment and Consent to Treatment) (Wales) Regulations 2008(**2**) are amended as follows.

(2) In regulation 40 (certificates for administration of treatment)—

(a) in paragraph (4) after "Form CO 7" insert "except where paragraph (5) applies"; and

(b) after paragraph (4) insert—

"(5) Where there is authority to give treatment to a patient by virtue of sections 64C(2)(a) or 64E(6)(a), the certificate required for the purposes of sections 64B(2)(b) and 64E(2)(b) must be in the form set out in Form CO 8."

(3) In Schedule 1 (forms)—

(**1**) 1983 c. 20. Section 64H was inserted by section 35(1) of the Mental Health Act 2007 (2007 c. 12) and was amended by section 299 of the Health and Social Care Act 2012 (2012 c. 7).

(**2**) S.I. 2008/2439 (W.212).