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## No. S 514

### CHILDREN AND YOUNG PERSONS ACT (CHAPTER 38)

#### CHILDREN AND YOUNG PERSONS (LICENSING OF HOMES) (AMENDMENT) REGULATIONS 2020

In exercise of the powers conferred by section 52Q of the Children and Young Persons Act, the Minister for Social and Family Development makes the following Regulations:

#### **Citation and commencement**

1. These Regulations are the Children and Young Persons (Licensing of Homes) (Amendment) Regulations 2020 and come into operation on 1 July 2020.

#### **Amendment of regulation 2**

2. Regulation 2 of the Children and Young Persons (Licensing of Homes) Regulations 2011 (G.N. No. S 414/2011) (called in these Regulations the principal Regulations) is amended —

- (a) by deleting the definition of “Head” or “Head of Home”;
- (b) by inserting, immediately after the definition of “nurse”, the following definition:

““relevant person” means a person —

- (a) who may visit or meet with a resident of a home if such visit or meeting is permitted by the person-in-charge of the home; or
- (b) whose wedding or funeral may be attended by a resident of a home if such attendance is permitted by the person-in-charge of the home;”;

- (c) by deleting the words “child or young person” in the definition of “resident” and substituting the words “person below 21 years of age”; and
- (d) by deleting the words “a Head of the Home” in the definition of “staff” and substituting the words “the person-in-charge of the home”.

### **Amendment of regulation 8**

#### **3. Regulation 8 of the principal Regulations is amended —**

- (a) by deleting the word “Director” in paragraphs (1) and (2)(h) and substituting in each case the word “Director-General”;
- (b) by deleting the words “a register of admissions and discharges, in which shall be recorded” in paragraph (2)(a);
- (c) by deleting sub-paragraphs (b) and (c) of paragraph (2) and substituting the following sub-paragraphs:
  - “(b) particulars of all the personal effects of every resident of the home which are handed to the person-in-charge of the home for safe-keeping upon the admission of the resident to the home, and a brief account of the manner in which all such personal effects are disposed of by the person-in-charge upon the discharge of that resident;
  - (c) personal particulars of every resident of the home, including the reason for the resident’s stay at the home;”;
- (d) by deleting the words “a discipline book, in which shall be recorded” in paragraph (2)(d);

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- (e) by deleting sub-paragraph (e) of paragraph (2) and substituting the following sub-paragraph:

“(e) the daily records of the attendance of each resident of the home;”;

- (f) by deleting the words “a log book, in which shall be recorded” in paragraph (2)(f) and substituting the words “particulars of”;

- (g) by deleting sub-paragraph (g) of paragraph (2) and substituting the following sub-paragraph:

“(g) for every visit to the home by any member of the Review Board, the name of the member and the member’s comments (if any) concerning the home that were made during the visit; and”;

- (h) by deleting the words “or any of its committees” in paragraph (3)(a); and

- (i) by deleting the words “or any of its committees at any meeting thereof if the Review Board or the committee” in paragraph (3)(b) and substituting the words “at any of its meetings if the Review Board”.

#### **Amendment of regulation 10**

##### **4. Regulation 10 of the principal Regulations is amended —**

- (a) by deleting the word “Head” in paragraphs (1), (2), (4) and (5) and substituting in each case the word “person-in-charge”;

- (b) by deleting the word “Director” in paragraphs (1), (2), (4) and (5) and substituting in each case the word “Director-General”; and

- (c) by deleting paragraph (3) and substituting the following paragraph:

“(3) The person-in-charge of a home must ensure that no surgical treatment is carried out on any

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resident of the home without the prior consent of the resident's parent or guardian unless —

- (a) where section 74 of the Act applies — consent has been given by the Director-General or a protector in accordance with that section; or
- (b) where section 74 of the Act does not apply and the resident is committed to the home under section 49(1)(b), 49B(2) or 49C (read with section 49B) of the Act — consent has been given by the Director-General, a protector or the care-giver of the resident in accordance with section 49A (read with section 49(1)(b)) of the Act, section 49D (read with section 49B(2)) of the Act, or section 49D (read with sections 49B and 49C) of the Act, as the case may be.”.

### **Amendment of regulation 11**

5. Regulation 11 of the principal Regulations is amended by deleting paragraph (2).

### **Amendment of regulation 12**

6. Regulation 12(1) of the principal Regulations is amended by deleting the word “written” in sub-paragraph (d).

### **Amendment of regulation 13**

7. Regulation 13 of the principal Regulations is amended —

- (a) by deleting the word “Head” wherever it appears in paragraphs (1) and (2) and substituting in each case the word “person-in-charge”; and
- (b) by deleting paragraph (3).

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**Amendment of regulation 17**

8. Regulation 17 of the principal Regulations is amended —

- (a) by deleting the words “Head of a home shall ensure that the rehabilitation programme for every resident of the home shall” in paragraph (1) and substituting the words “person-in-charge of a home must ensure that the activities for every resident of the home must”; and
- (b) by deleting the regulation heading and substituting the following regulation heading:

**“Activities for residents”.**

**Amendment of regulation 18**

9. Regulation 18 of the principal Regulations is amended —

- (a) by deleting paragraph (1) and substituting the following paragraph:

“(1) The person-in-charge of a home may grant home leave to any resident of the home to —

- (a) visit a relevant person; or
  - (b) participate in activities that facilitate the protection and rehabilitation of the resident, and the resident’s reintegration with his family and with society.”;
- (b) by deleting the word “Head” in paragraph (2)(b) and (c) and substituting in each case the word “person-in-charge”;
  - (c) by deleting the word “and” at the end of paragraph (2)(d); and
  - (d) by deleting the full-stop at the end of sub-paragraph (e) of paragraph (2) and substituting a semi-colon, and by inserting immediately thereafter the following sub-paragraph:
- “(f) any other conditions specified by the person-in-charge of the home in any particular case.”.