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MISUSE OF DRUGS ACT (CHAPTER 185)

MISUSE OF DRUGS (APPROVED INSTITUTIONS, MEDICAL OBSERVATION AND TREATMENT AND REHABILITATION) (AMENDMENT) REGULATIONS 2020

In exercise of the powers conferred by section 58 of the Misuse of Drugs Act, the Minister for Home Affairs makes the following Regulations:

Citation and commencement

1. These Regulations are the Misuse of Drugs (Approved Institutions, Medical Observation and Treatment and Rehabilitation) (Amendment) Regulations 2020 and come into operation on 31 August 2020.

Amendment of regulation 12

2. Regulation 12 of the Misuse of Drugs (Approved Institutions, Medical Observation and Treatment and Rehabilitation) Regulations (Rg 3) (called in these Regulations the principal Regulations) is amended —

- (a) by deleting the word “and” at the end of paragraph (2)(e);
- (b) by deleting the full-stop at the end of sub-paragraph (f) of paragraph (2) and substituting a semi-colon, and by inserting immediately thereafter the following sub-paragraphs:
 - “(g) maintain a functioning digital mobile telephone with Internet access; and
 - (h) allow an order mentioned in paragraph (3) to be served on him by a message

transmitted to an electronic address represented by a mobile telephone number specified by the inmate, and using a messaging system specified by the Superintendent.”;

(c) by deleting paragraphs (3) and (4) and substituting the following paragraphs:

“(3) The Superintendent may, at any time, by order in writing served on an inmate who has been granted leave under paragraph (1), amend, vary or add to any of the conditions in paragraph (2).

(4) The Superintendent may cancel the leave granted to an inmate under paragraph (1) if the Superintendent is satisfied that the inmate has —

(a) contravened or failed to comply with —

(i) any of the conditions in paragraph (2); or

(ii) any amended or varied condition or any additional condition in paragraph (3); or

(b) for any reason ceased to be so employed under paragraph (1)(a) or to be a participant in any programme or activity under paragraph (1)(b).”; and

(d) by deleting paragraph (6) and substituting the following paragraph:

“(6) In this regulation —

“messaging system” means any information system that enables the transmission through the Internet or a mobile telephone network of text messages or any image;

“officer” means the Superintendent of an approved institution or any rehabilitation or custodial officer of the institution.”.