

Misuse of Drugs (Approved Institutions and Treatment and Rehabilitation) Regulations

Table of Contents

1 Citation

2 Definitions

3 Superintendent

4 Medical examination

5 Detoxication

6 Age limit, fitness, etc.

7 Visitors disallowed

8 Examination of inmates for infectious diseases

9 Confidentiality in handling of inmates with AIDS and other sexually transmitted disease

10 Finger impressions of inmate

11 Review Committee

12 Employment of inmate

13 Leave to return to residence

14 Inmate to pay for food

15 Supervision officers

16 Urine tests

Legislative History

MISUSE OF DRUGS ACT (CHAPTER 185, SECTION 44)

MISUSE OF DRUGS (APPROVED INSTITUTIONS AND TREATMENT AND REHABILITATION) REGULATIONS

Rg 3

G.N. No. S 168/1976

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Citation

1. These Regulations may be cited as the Misuse of Drugs (Approved Institutions and Treatment and Rehabilitation) Regulations.

Definitions

2. In these Regulations, unless the context otherwise requires —

“inmate” means a drug addict or abuser who is an inmate of an approved institution;

“medical officer” means a Government medical officer who for the time being is assigned to perform the functions of a medical officer under these Regulations;

“supervision officer” means any person appointed by the Minister under regulation 15.

Superintendent

3.—(1) Subject to any directions of the Minister, an approved institution shall be under the general charge and supervision of a Superintendent.

(2) The Superintendent of an approved institution shall be responsible for the control, discipline and occupation of the inmates and may issue general orders which shall be

observed by the inmates.

Medical examination

4. Every inmate shall, upon admission to an approved institution, be examined by a medical officer as soon as possible.

Detoxication

5.—(1) Except as provided by regulation 6, every inmate shall, upon completion of his medical examination, undergo a period of detoxication during which no medication shall be given unless in the opinion of a medical officer it is necessary to save the inmate's life.

(2) The period of detoxication shall not exceed 7 days.

Age limit, fitness, etc.

6.—(1) No inmate who is above the age of 55 years shall be subject to detoxication.

(2) No inmate who is certified by a medical officer to be medically unfit to undergo detoxication shall be subject to detoxication.

(3) The inmate shall undergo detoxication as soon as he is found fit by a medical officer to do so.

(4) The Minister may for special reasons exempt any inmate from undergoing detoxication.

Visitors disallowed

7. During the period of an inmate's detoxication, no person shall be allowed to visit him.

Examination of inmates for infectious diseases

8.—(1) The Director of Prisons or the person appointed under section 39(1)(b) of the Act may, at any time, require any inmate of an approved institution to undergo a medical examination by the medical officer for the purposes of ascertaining whether the inmate is suffering from, or is a carrier of, any infectious disease.

(2) Where an inmate refuses to undergo the medical examination under paragraph (1) or refuses to provide any sample necessary for the purposes of such examination, the medical officer shall forthwith give a written notification to the Superintendent of the approved institution.

(3) The Superintendent of the approved institution may, upon receipt of the written

notification under paragraph (2), direct that the inmate be detained separately from other inmates until such time when the inmate undergoes the required medical examination.

(4) Where an inmate has been ascertained to be suffering from, or is a carrier of, any infectious disease under this regulation, the medical officer shall forthwith give a written report to the Superintendent of the approved institution.

(5) The Superintendent of the approved institution shall, upon receipt of the written report by the medical officer under paragraph (4), direct that the inmate be detained separately from other inmates until the medical officer certifies that the inmate is free from infection or the risk of spreading the infectious disease to other persons is eliminated.

(6) In this regulation, “infectious disease” has the same meaning as in the Infectious Diseases Act (Cap. 137).

Confidentiality in handling of inmates with AIDS and other sexually transmitted disease

9. Where, in consequence of any action taken under regulation 8, any person is aware or has reasonable grounds for believing that an inmate has Acquired Immune Deficiency Syndrome or is infected with the Human Immunodeficiency Virus or is suffering from a sexually transmitted disease or is a carrier of that disease, the person shall not disclose any information which may identify the inmate except —

- (a) with the consent of the inmate;
- (b) in accordance with regulation 8;
- (c) when ordered to do so by a court;
- (d) to any person who is treating, caring or handling the inmate;
- (e) to the victim of a sexual assault by the inmate; or
- (f) where such disclosure is allowed under section 20D of the Infectious Diseases Act (Cap. 137).

Finger impressions of inmate

10.—(1) An inmate shall, if requested to do so by the Superintendent, or by a person authorised by the Superintendent, allow the Superintendent, or the person so authorised, to take his finger impressions for the purposes of identification and record.

(2) No person shall, except in the performance of his duty, in accordance with any law or with the inmate’s consent, give the finger impressions taken under paragraph (1), or any copy thereof, to any person.

(3) Where an order under section 37(2)(b) of the Act pursuant to which an inmate was admitted to an approved institution is revoked by the Director of the Central Narcotics Bureau, the Superintendent shall, as soon as practicable, cause the finger impressions taken from that inmate under paragraph (1), and all copies thereof, to be destroyed.

(4) Any inmate who fails to comply with paragraph (1), and any person who contravenes paragraph (2), shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$5,000.

Review Committee

11. The Review Committee of an approved institution shall consider or review the case of every inmate on his suitability for employment and shall make its recommendations to the Superintendent of an approved institution accordingly.

Employment of inmate

12.—(1) The Superintendent of an approved institution may, on the recommendation of the Review Committee of an approved institution, grant an inmate leave for employment with such employer as the Superintendent may specify.

(2) An inmate who has been granted leave under paragraph (1) shall —

- (a) not leave the approved institution without the approval of the officer on duty;
- (b) not be absent from his work without good cause;
- (c) return to the approved institution immediately after completing his work for the day and report to the officer on duty;
- (d) provide a specimen of his urine for urine test at such times as may be required by the officer on duty;
- (e) not consume, or have in his possession, any drug; and
- (f) not commit any act of gross misconduct or insubordination.

(3) The Superintendent may at any time amend, vary or add to any of the conditions in paragraph (2).

(4) If the Superintendent is satisfied that an 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