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No. S 485

MISUSE OF DRUGS ACT 1973

MISUSE OF DRUGS (COMMUNITY REHABILITATION CENTRES) (AMENDMENT) REGULATIONS 2024

In exercise of the powers conferred by section 58 of the Misuse of Drugs Act 1973, the Minister for Home Affairs makes the following Regulations:

Citation and commencement

1. These Regulations are the Misuse of Drugs (Community Rehabilitation Centres) (Amendment) Regulations 2024 and come into operation on 1 June 2024.

Amendment of regulation 8

2. In the Misuse of Drugs (Community Rehabilitation Centres) Regulations 2014 (G.N. No. S 311/2014) (called in these Regulations the principal Regulations), in regulation 8 —

- (a) in paragraph (2)(e), replace "drug" with "controlled drug or psychoactive substance"; and
- (b) replace paragraph (5) with —

"(5) Any inmate who fails to return to the centre after the leave granted to the inmate has been cancelled under paragraph (4) —

- (a) is deemed to be unlawfully at large; and
- (b) shall be guilty of an offence.

(6) A person who is guilty of an offence under paragraph (5) shall be liable on conviction to a fine not exceeding \$5,000 or to imprisonment for a term not exceeding 3 years or to both.".

Amendment of regulation 9

3. In the principal Regulations, in regulation 9, after paragraph (3), insert —

"(4) Any inmate who fails to return to the centre after the leave granted to the inmate has been cancelled under paragraph (3) —

- (a) is deemed to be unlawfully at large; and
- (b) shall be guilty of an offence.

(5) A person who is guilty of an offence under paragraph (4) shall be liable on conviction to a fine not exceeding \$5,000 or to imprisonment for a term not exceeding 3 years or to both.".

Amendment of regulation 20

4. In the principal Regulations, in regulation 20 —

- (*a*) in paragraphs (1) and (2), replace "lawful authority" with "the authority of the Act, these Regulations or the express permission of the Commissioner of Prisons";
- (b) in paragraph (1), replace sub-paragraphs (a), (b) and (c) with
 - "(*a*) conveys or supplies, or causes to be conveyed or supplied, to any inmate, or hides or places for the use of any inmate, any unauthorised article;
 - (b) brings, or attempts by any means to introduce, into any centre, or places, or attempts to place, where inmates work, any unauthorised article;
 - (c) brings, or attempts to bring, out of any centre, or conveys from any inmate, any unauthorised article;";
- (c) in paragraph (1)(d), delete "or" at the end;
- (d) in paragraph (1), after sub-paragraph (d), insert
 - "(*da*) communicates with any inmate in circumstances where the person knows,

or ought reasonably to know, that the communication is likely to encourage, incite or agitate any inmate to commit an offence (including any offence listed in the Schedule), and thereby encourages, incites or agitates an inmate to commit an offence (including any offence listed in the Schedule); or";

- (e) in paragraph (2), replace sub-paragraphs (a), (b) and (c) with
 - "(*a*) knowingly permits any unauthorised article to be sold to or on behalf of, or to be received or used by or on behalf of, any inmate;
 - (b) knowingly lends or gives to any inmate any authorised article;
 - (c) knowingly permits any unauthorised article to be brought out of any centre, or to be conveyed from any inmate;"; and
- (f) after paragraph (2), insert —

"(3) In this regulation, "unauthorised article" means —

- (*a*) any letter or document;
- (b) any electronic device;
- (c) any intoxicating substance, controlled drug, psychoactive substance or stimulant;
- (*d*) any food or drink;
- (e) any item of clothing;
- (f) money; or
- (g) any article not specifically authorised by the Commissioner of Prisons to be brought into or out of a centre.".

Amendment of regulation 21

5. In the principal Regulations, in regulation 21(2)(h) and (*i*), after "any controlled drug", insert "or psychoactive substance".

Amendment of Schedule

6. In the principal Regulations, in the Schedule —

(a) replace the Schedule reference with —

"Regulations 2 and 20(1)(*da*)";

- (b) in Part II, in paragraph 1(e), replace "or any other intoxicating substance, including medication" with "psychoactive substance, intoxicating substance or medication";
- (c) in Part II, in paragraph 1(f), replace "or any other intoxicating substance, including medication" with ", psychoactive substance, intoxicating substance or medication"; and
- (d) in Part II, in paragraph 1(g), replace "or intoxicating substance, including medication" with ", psychoactive substance, intoxicating substance or medication".

[G.N. Nos. S 489/2014; S 523/2019; S 301/2023]

Made on 24 May 2024.

PANG KIN KEONG Permanent Secretary, Ministry of Home Affairs, Singapore.

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