

Version No. 001
Alcoholics and Drug-dependent Persons
Regulations 2002

S.R. No. 7/2002

Version as at 1 February 2002

TABLE OF PROVISIONS

<i>Regulation</i>	<i>Page</i>
1. Objective	1
2. Authorising provision	1
3. Commencement	1
4. Revocation	1
5. Certificate under section 11(1)	1
6. Certificate under section 12(1)	1
7. Certificate under section 15(2)	2
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SCHEDULES	3
SCHEDULE 1—Certificate of Registered Medical Practitioner	3
SCHEDULE 2—Certificate of Registered Medical Practitioner that a Person in an Assessment Centre is *an Alcoholic/*a Drug-dependent Person	5
SCHEDULE 3—Certificate by a Medical Officer in charge of a Treatment Centre to a Special Magistrate	7
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ENDNOTES	8
1. General Information	8
2. Table of Amendments	9
3. Explanatory Details	10

Version No. 001

**Alcoholics and Drug-dependent Persons
Regulations 2002**

S.R. No. 7/2002

Version as at 1 February 2002

1. Objective

The objective of these Regulations is to prescribe certain forms for the purposes of the **Alcoholics and Drug-dependent Persons Act 1968**.

2. Authorising provision

These Regulations are made under section 31 of the **Alcoholics and Drug-dependent Persons Act 1968**.

3. Commencement

These Regulations come into operation on 1 February 2002.

4. Revocation

The Alcoholics and Drug-dependent Persons Regulations 1992¹ are **revoked**.

5. Certificate under section 11(1)

For the purposes of section 11(1) of the **Alcoholics and Drug-dependent Persons Act 1968**, the prescribed form of the certificate is set out in Schedule 1.

6. Certificate under section 12(1)

For the purposes of section 12(1) of the **Alcoholics and Drug-dependent Persons Act 1968**, the prescribed form of the certificate is set out in Schedule 2.

7. Certificate under section 15(2)

For the purpose of section 15(2) of the **Alcoholics and Drug-dependent Persons Act 1968**, the prescribed form of the certificate is set out in Schedule 3.

SCHEDULES

SCHEDULE 1

Regulation 5

Alcoholics and Drug-dependent Persons Regulations 2002

CERTIFICATE OF REGISTERED MEDICAL PRACTITIONER

Within the last 48 hours, I, _____,
(print full name)

being a registered medical practitioner, have personally examined,

(full name of person and address)

on _____,
(state date and time of examination)

My opinion, formed from this examination and separately from advice of any other practitioner, is that *he/*she appears to be *an alcoholic/*a drug-dependent person within the meaning of the **Alcoholics and Drug-dependent Persons Act 1968**.

The grounds of my opinion are:

Signed

Address

Qualifications

Date

* Delete as necessary

(See reverse side for restrictions on who may sign this certificate and information concerning its content)

(reverse side of Schedule 1)

1. The certificate must—
 - (a) specify the facts upon which the registered medical practitioner has formed his or her opinion that the person to whom the certificate relates is an alcoholic or drug-dependent person (as the case requires); and
 - (b) distinguish facts the registered medical practitioner has personally observed from facts communicated to him or her by others.
 2. The registered medical practitioner must not be—
 - (a) a relative or guardian of the person examined; or
 - (b) the person by whom complaint is made under the **Alcoholics and Drug-dependent Persons Act 1968**; or
 - (c) in the case of admission to a private treatment centre, the licensee of, the resident registered medical practitioner of, or a registered medical practitioner regularly visiting, the centre; or
 - (d) a partner, principal, assistant, or relative, of the licensee of a private treatment centre; or
 - (e) a partner, principal, assistant, or relative, of any other registered medical practitioner signing the certificate or other authority or request to admit the person examined.

It is an offence under the **Alcoholics and Drug-dependent Persons Act 1968** to sign the certificate if you are in one of these categories.
 3. A registered medical practitioner and any other person who falsely states or certifies anything in a certificate is guilty of an indictable offence.
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SCHEDULE 2

Regulation 6

Alcoholics and Drug-dependent Persons Regulations 2002

**CERTIFICATE OF REGISTERED MEDICAL PRACTITIONER
THAT A PERSON IN AN ASSESSMENT CENTRE IS
*AN ALCOHOLIC/*A DRUG-DEPENDENT PERSON**

I, _____, being a registered medical practitioner,
(*print full name*)

have personally examined, _____
(*full name of person*)

on _____ at the _____ Assessment Centre
(*insert date*) (*insert name*)

and certify that *he/*she appears to be *an alcoholic/*a drug-dependent person within the meaning of the **Alcoholics and Drug-dependent Persons Act 1968**.

The grounds of my opinion, formed from this examination and separately from advice of any other medical practitioner, are:

Signed

Address

Qualifications

Date

* Delete as necessary

(*See reverse side for restrictions on who may sign this certificate and information concerning its content*)

(reverse side of Schedule 2)

1. The certificate must—
 - (a) specify the facts upon which the registered medical practitioner has formed his or her opinion that the person to whom the certificate relates is an alcoholic or drug-dependent person (as the case requires); and
 - (b) distinguish facts the registered medical practitioner has personally observed from facts communicated to him or her by others.
2. The registered medical practitioner must not be—
 - (a) a relative or guardian of the person examined; or
 - (b) the person by whom complaint is made under the **Alcoholics and Drug-dependent Persons Act 1968**; or
 - (c) in the case of admission to a private treatment centre, the licensee of, the resident registered medical practitioner of, or a registered medical practitioner regularly visiting, the centre; or
 - (d) a partner, principal, assistant, or relative, of the licensee of a private treatment centre; or
 - (e) a partner, principal, assistant, or relative, of any other registered medical practitioner signing the certificate or other authority or request to admit the person examined.

It is an offence under the **Alcoholics and Drug-dependent Persons Act 1968** to sign the certificate if you are in one of these categories.

3. A registered medical practitioner and any other person who falsely states or certifies anything in a certificate is guilty of an indictable offence.
-

SCHEDULE 3

Regulation 7

Alcoholics and Drug-dependent Persons Regulations 2002

**CERTIFICATE BY A MEDICAL OFFICER IN CHARGE OF A
TREATMENT CENTRE TO A SPECIAL MAGISTRATE**

To

(print name)

Special Magistrate

1. I, _____ am the medical officer
(print name of medical officer in charge)
in charge of _____
(print name of the treatment centre)
2. I certify that I have examined _____,
(print patient's name in full)
a patient at the centre and report that—
(Include report on the mental and physical condition of the patient here)
3. I include a copy of the patient's request under section 15 of the
Alcoholics and Drug-dependent Persons Act 1968.

Signed:

Medical Officer in Charge

Date:

=====

ENDNOTES

1. General Information

The Alcoholics and Drug-dependent Persons Regulations 2002, S.R. No. 7/2002 were made on 30 January 2002 by the Governor in Council under section 31 of the **Alcoholics and Drug-dependent Persons Act 1968**, No. 7772/1968 and came into operation on 1 February 2002: regulation 3.

The Alcoholics and Drug-dependent Persons Regulations 2002 will sunset 10 years after the day of making on 30 January 2012 (see section 5 of the **Subordinate Legislation Act 1994**).

2. Table of Amendments

There are no amendments made to the Alcoholics and Drug-dependent Persons Regulations 2002 by statutory rules, subordinate instruments and Acts.

3. Explanatory Details

¹ Reg. 4: S.R. No. 110/1992.