

**Authorised Version**

**Drugs, Poisons and Controlled Substances  
Amendment (Medically Supervised Injecting  
Centre) Regulations 2018**

**S.R. No. 45/2018**

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STATUTORY RULES 2018

S.R. No. 45/2018

*Drugs, Poisons and Controlled Substances Act 1981*

**Drugs, Poisons and Controlled Substances  
Amendment (Medically Supervised Injecting  
Centre) Regulations 2018**

The Governor in Council makes the following Regulations:

Dated: 10 April 2018

Responsible Minister:

MARTIN FOLEY  
Minister for Mental Health

ANDREW ROBINSON  
Clerk of the Executive Council

**1 Objective**

The objective of these Regulations is to amend the Drugs, Poisons and Controlled Substances Regulations 2017 to prescribe the following matters for the purpose of the operation of the medically supervised injecting centre—

- (a) drugs of dependence, as injecting centre drugs;
- (b) permitted quantities of injecting centre drugs;
- (c) content required to be included in the internal management protocols of the licensed medically supervised injecting centre.

## **2 Authorising provision**

These Regulations are made under section 55Q of the **Drugs, Poisons and Controlled Substances Act 1981**.

## **3 Principal Regulations**

In these Regulations, the Drugs, Poisons and Controlled Substances Regulations 2017<sup>1</sup> are called the Principal Regulations.

## **4 New Chapter 3A inserted**

After Chapter 3 of the Principal Regulations insert—

### **"Chapter 3A—Medically supervised injecting centre**

#### **149A Prescribed injecting centre drugs**

For the purposes of the definition of *injecting centre drug* in section 4(1) of the Act, any drug of dependence is prescribed as an injecting centre drug.

#### **149B Permitted quantity of injecting centre drugs**

For the purposes of the definition of *permitted quantity of injecting centre drug* in section 4(1) of the Act, the prescribed amount of an injecting centre drug is an amount of a drug of dependence that is less than a traffickable quantity within the meaning of section 70 of the Act in relation to that drug of dependence.

**149C Internal management protocols**

For the purposes of section 55E of the Act, the content of the internal management protocols must include operational procedures with regard to the following—

- (a) responding to clients who are at risk of causing harm to themselves or others;
- (b) ensuring minimum staffing levels are maintained at the licensed medically supervised injecting centre;
- (c) ensuring minimum security levels are maintained at the licensed medically supervised injecting centre;
- (d) excluding the employment of potential and existing staff members deemed unsuitable for employment at the licensed medically supervised injecting centre on the basis of their criminal history;
- (e) setting eligibility criteria for accessing any part of the licensed medically supervised injecting centre that is used for the purpose of administration of any injecting centre drug;
- (f) preventing access to the licensed medically supervised injecting centre by clients known to be on parole, on bail or subject to any other order of a court or tribunal that prohibits the use of injecting drugs;
- (g) preventing and responding to any potential or suspected trafficking in a drug of dependence in the licensed medically supervised injecting centre."

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Endnotes

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## **Endnotes**

<sup>1</sup> Reg. 3: S.R. No. 29/2017.