

Intoxicated Persons (Care and Protection) Standard 2004 (No 1)

Explanatory Statement

Disallowable Instrument DI 2004-177

made under the

Intoxicated Persons (Care and Protection) Act 1994, Section 31 (Making Standards)

The Intoxicated Persons (Care and Protection) Amendment Bill 2004 was passed in the Assembly on 5 August 2004. The purpose of the amendment was to address gaps with regard to:

- Search powers; and
- The storage of, and return, of client's possessions.

It is recommended that the Standard now be subsequently amended to refine provisions made under the Act, particularly with regards to:

- Section 6.6 Safekeeping of client's clothing and possessions
- Section 6.8 Insurances to be held
- Section 7.1 Admission of clients
- Section 7.2 Care and monitoring of clients following admission
- Section 10.1 Use, which may be made of information
- Section 10.2 Disclosure of information - deleted
- Section 10.3 Security of information - deleted