



Application Form for a Section 56.1 Exemption for Medical Purposes under the *Controlled Drugs and Substances Act* Regarding Activities at a Supervised Consumption Site



Office of Controlled Substances
Controlled Substances and Tobacco Directorate
Healthy Environments and Consumer Safety Branch
Health Canada

Également disponible en français sous le titre:

Formulaire de demande d'exemption pour des raisons médicales de l'application de la Loi réglementant certaines drogues et autres substances en vertu du paragraphe 56.1 relativement à des activités d'un site de consommation supervisée

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A. Foreword

The *Controlled Drugs and Substances Act* (CDSA) is one of Canada's federal drug control statutes. It controls substances that can alter mental processes and that may produce harm to health and to society when diverted or misused. Its purpose is to protect public health and maintain public safety. It also establishes a framework that provides access to those substances for legitimate purposes.

The substances covered by the CDSA pose serious risks to individuals when they are misused or abused, as well as to public health and public safety within Canadian communities. Those risks are exacerbated when the substance is unregulated, untested, and/or obtained from illicit sources.

The CDSA prohibits the possession, import, export, production and distribution of controlled substances and precursors, except as authorized under the CDSA, its related regulations or through an exemption under the CDSA.

There are two exemption regimes under the CDSA; one regime for activities with licit substances (subsection 56 (1)) and a second regime for activities with illicit substances (subsection 56.1(2)). Exemption applications for activities with illicit substances at a supervised consumption site (SCS) fall under the second regime:

56.1 (2) The Minister may, on any terms and conditions that the Minister considers necessary, exempt from the application of all or any of the provisions of this Act or the regulations, other than this section, if, in the opinion of the Minister, the exemption is necessary for a medical, law enforcement or prescribed purpose

(a) any person or class of persons in relation to a controlled substance or precursor that is obtained in a manner not authorized under this Act; or

(b) any controlled substance or precursor or any class of either of them that is obtained in a manner not authorized under this Act.

Subsection 56.1 (3) further sets out information that an applicant has to address before an exemption application for a medical purpose that would allow certain activities involving illicit substances to take place at a SCS can be considered.

If an exemption is granted, terms and conditions to the exemption may be attached to protect the health and safety of individuals and communities. An exemption may be suspended or revoked if such action is necessary to protect public health and public safety.

B. About the Application Form

This application form reflects the requirements for requesting an exemption to undertake activities involving illicit substances at a supervised consumption site (referred to as “the site” in the application). It is based on the information required to accompany a site exemption application that is listed in subsection 56.1 (3) of the CDSA.

Please note that applicants need to address all the information (referred to as “criteria [a...z]”) set out in subsection 56.1(3) of the CDSA before an application can be considered. For some criteria included in subsection 56.1 (3), information is only required to be provided by the applicant **if it exists**. Such criteria is identified by the use of the words “**if any**” in their description. In such cases, the applicant must provide the requested information if it exists; however, if such information does not exist, the applicant should include a **statement indicating that the information does not exist** in the application.

The applicant must prepare five complete copies of the full application package. It would be appreciated if each application package was placed in a binder with all reference documents included in the section to which it pertains. Your application will be returned to you if it is incomplete. An incomplete application is one that does not address all of the information listed in subsection 56.1(3); what has been referred to in this document as criteria (a) – (z).

Please send the completed application and accompanying documents to the Office of Controlled Substances at the following address:

**National Compliance and Exemption Division
Office of Controlled Substances
Controlled Substances and Tobacco Directorate
Healthy Environments and Consumer Safety Branch
Health Canada
150 Tunney’s Pasture Driveway, AL0300B
Ottawa ON K1A 0K9**

Applications will be reviewed to determine whether the applicant will be granted an exemption under subsection 56.1(2) of the CDSA for activities at a supervised consumption site for medical purposes. Each complete application received is assessed on a case-by-case basis. In addition to the information provided through the application, additional relevant information may be requested to assist in assessing the application.

Authority exists to post a Notice of Application to solicit comments from the public on an application for a period of up to 90 days. Relevant comments received during this comment period would be considered in making a decision.

The supervised consumption site is subject to inspections by Health Canada to validate the information included in the application and to verify the compliance of a site with its terms and conditions.

Failure to comply with the terms and conditions of the exemption may lead to suspension or revocation of an exemption.

For questions regarding this document or the application process, please contact:

National Compliance and Exemption Division
Phone #: 613-954-8287
Email: exemption@hc-sc.gc.ca

C. Application Form for an Exemption for Medical Purposes Under the *Controlled Drugs and Substances Act* Regarding Activities at a Supervised Consumption Site

Applicant Information

The application form must be filled out by a designated individual who is responsible for the exemption and for ensuring that all the terms and conditions of the exemption are met. An individual may apply for an exemption on behalf of an organization, but the applicant named in the form must be an individual, not the organization itself.

The name, description and reporting structure of the organization must also be provided with the application.

Name of the Applicant (Surname / First / Middle)		
Applicant's Address		
City	Province	Postal Code
Telephone No.		Fax No.
E-Mail Address		
Name of the Organization:		
Address of the Organization		
City	Province	Postal Code
Description of Organization:		
Organization structure: (Please provide a description of how the organization is structured and how it reports within the province for health services, treatment, etc. Also provide a description on how the applicant reports within the organization)		

Proposed Site Identification

This section deals with the location of the proposed site.

A site floor-plan must be attached to this section of the application. The floor-plan must be a visual representation of the entire location in which activities involving illicit substances will be undertaken. The floor plan must include the specific location of:

- the room(s) in which activities involving illicit substances will take place;
- the room(s) used for the storage of controlled substances awaiting disposal (e.g. used syringes, needles and paraphernalia) and;
- security cameras, motion detectors and other security devices..

If a proposed site is part of a larger structure (e.g. a multi-unit commercial building, a community health centre, etc.), a diagram that illustrates the location of the proposed site within larger structure is required.

Name of Site		
Name of Organization Responsible for Site		
Address of the Site		
City	Province	Postal Code
Site Area <i>Include a description of the surrounding neighbourhood (e.g. residential, commercial, industrial, etc) within which the site would operate.</i>		
Description of Services Offered at the Site		
Hours of Operation <i>(e.g. 8 am – 8 pm, Mon – Sat)</i>		

A site floor-plan is included in this section of the application

Scientific Evidence - Criteria (a)

56.1(3) (a) – “scientific evidence demonstrating that there is a medical benefit to individuals or public health associated with access to activities undertaken at supervised consumption sites”

The applicant must submit scientific evidence, that the operation of the supervised consumption sites provides medical benefits to individual or public health. This evidence could include: scientific papers, reports, peer-reviewed articles, etc.

Additional information that would be informative when considering an application:

- how the site would assist or refer clients to other health care services (e.g. primary care facilities for treatment disease and infection, counselling and addiction treatment services and housing services, etc).

Included in this section of the application:

- Scientific evidence
- Additional information, if any, regarding access/ referral to other services

Consultations – Criteria (b) to (h) and (o) and (p)

Letters from Stakeholders

Attached to this section of the application are letters from:

Provincial/Territorial Minister responsible for health (Criteria (b))

56.1(3) (b) a letter from the provincial minister who is responsible for health in the province in which the site would be located that

- (i) outlines his or her opinion on the proposed activities at the site,*
- (ii) describes how those activities are integrated within the provincial health care system, and*
- (iii) provides information about access to drug treatment services, if any, that are available in the province for persons who would use the site*

Local government (Criteria (c))

56.1(3) (c) a letter from the local government of the municipality in which the site would be located that outlines its opinion on the proposed activities at the site, including any concerns with respect to public health or safety

Head of the Police Force (Criteria (e))

56.1(3) (e) a letter from the head of the police force that is responsible for providing policing services to the municipality in which the site would be located that outlines his or her opinion on the proposed activities at the site, including any concerns with respect to public safety and security

Lead Public Health Professional (Criteria (g))

56.1(3) (g) a letter from the lead health professional, in relation to public health, of the government of the province in which the site would be located that outlines their opinion on the proposed activities at the site

Provincial/Territorial Public Safety Minister (Criteria (h))

56.1(3) (h) a letter from the provincial minister responsible for public safety in the province in which the site would be located that outlines his or her opinion on the proposed activities at the site

Measures to Address Concerns of Public Health and Public Safety - Criteria (d) and (f)

Attached to this section of the application are:

56.1(3) (d) a **description** of the measures that have been taken or will be taken to address any relevant concerns outlined in the letter [from the local government of the municipality]

56.1(3) (f) a description by the applicant of the proposed measures, **if any**, to address any relevant concerns outlined in the letter [from the head of police]

Consultation with Professional Licensing Authorities for Physicians and for Nurses - Criteria (o)

Attached to this section of the application is:

56.1(3) (o) report of the consultations held with the professional licensing authorities for physicians and for nurses for the province in which the site would be located that contains each authority's opinion on the proposed activities at the site;

Community Views - Criteria (p)

Attached to this section of the application is:

56.1(3) (p) a report of consultations held with a broad range of community groups from the municipality in which the site would be located. The report must include:

(i) a summary of the opinions of those groups on the proposed activities at the site;

(ii) copies of all written submissions received; and

(iii) a description of the steps that will be taken to address any relevant concerns that were raised during consultations.

Examples of community stakeholders that could be consulted include neighbourhood associations, local businesses and business associations, schools, churches, community groups, etc).

Information to Support Need for the Site - Criteria (i) to (n) and (s)

It is the applicant's responsibility to provide information to demonstrate that there is a need for a SCS in the proposed location.

The applicant should provide information that is **specific to the target client population and the local drug scene in the vicinity of the site** (e.g. how will it improve or help the community? Who is the targeted client population? Why is this proposed location ideal?).

Examples of information that may be submitted for this section may include crime statistics, coroner's reports, law enforcement research and statistics, published health reports, media articles, drugs seizure data, etc.

PLEASE NOTE: If this information does not exist, the applicant is required to include a statement in their application indicating that such information does not exist. Until this information or statement is provided, an application for an exemption for medical purposes for activities involving illicit substances at a supervised consumption site cannot be considered.

Information about the local drug scene and the targeted client population in the vicinity of the site and in the municipality, including:

- 56.1(3) (k) *relevant information, including trends, **if any**, on the number of persons who consume illicit substances in the vicinity of the site and in the municipality in which the site would be located;*
- 56.1(3) (l) *relevant information, including trends, **if any**, on the number of persons with infectious diseases that may be in relation to the consumption of illicit substances in the vicinity of the site and in the municipality in which the site would be located;*
- 56.1(3) (m) *relevant information, including trends, **if any**, on the number of deaths, if any, due to overdose – in relation to activities that would take place at the site – that have occurred in the vicinity of the site and in the municipality in which the site would be located;*
- 56.1(3) (n) **official reports, if any**, *relevant to the establishment of a supervised consumption site, including any coroner's reports;*
- 56.1(3) (s) *relevant information, including trends, on loitering in a public place that may be related to certain activities involving illicit substances, on trafficking of controlled substances and on minor offence rates in the vicinity of the site, **if any**; and*
- 56.1(3) (t) *Information on any public health emergency in the vicinity of the site or in the municipality in which the site would be located that may in relation to activities involving illicit substances as declared by a competent authority with respect to public health, **if any**.*

As part of the application, the applicant **must** also provide:

- 56.1(3) (i) *evidence, such as law enforcement research or statistics of the **potential impacts of the proposed activities at the site** on the following three public safety issues:*
 - (i) *information, **if any**, on crime and public nuisance in the vicinity of the site and information on crime and public nuisance in municipalities in which supervised consumption sites are located;*
 - (ii) *information, **if any**, on the public consumption of illicit substances in the vicinity of the site and information on the public consumption of illicit substances in the municipalities in which supervised consumption sites are located; and*
 - (iii) *information, **if any**, on the presence of inappropriately discarded drug-related litter in the vicinity of the site and information on the presence of inappropriately discarded drug-related litter in the municipalities in which supervised consumption sites are located.*

- 56.1(3) (j) *law enforcement research or statistics, if any, in relation to the information required under subparagraphs (i)(i)to (iii) [listed above]*

Financial Support - Criteria (q)

The applicant must provide a detailed financing plan demonstrating the feasibility and sustainability of operating the site. The applicant may provide information such as financial statements, lease or mortgage statements, annual reports and source(s) of funding.

56.1(3) (q) a financing plan that demonstrates the feasibility and sustainability of opening the site

Attached to this section of the application is:

Financial plan

Access to Other Health Services - Criteria (r)

The applicant must show whether the site would provide access to drug treatment services (e.g. counselling, withdrawal management, methadone program, etc). If yes, a description of those services is required. If the site will be offering information about drug treatment offsite or elsewhere, a description of the information available is required.

*56.1(3) (r) a description of the drug treatment services available at the site **if any**, for persons who would use the site and the information that would be made available to those persons in relation to drug treatment services available elsewhere*

Attached to this section of the application are:

- Description of drug treatment services
- Description of information of other treatment centres/services

Health, Safety & Security of Clients, Staff and Local Community - Criteria (u) and (v)

The applicant must provide documentation such as site policies, staff guidelines and protocols to demonstrate that procedures are in place to protect the health and safety of people in and around the SCS.

The following information must be provided:

56.1(3) (u) a description of the measures that will be taken to minimize the diversion of controlled substances or precursors and the risks to the health and the safety and security of persons at the site, or in the vicinity of the site, including staff members. These measures must include the establishment of procedures:

- (i) to dispose of controlled substances, precursors, and anything that facilitates their consumption i.e. syringes (including how to deal with abandoned, unknown substances left at the site by a client) and how to transfer them to law enforcement;*
- (ii) to control access to the site; and*
- (iii) to prevent the loss or theft of controlled substances and precursors.*

Additional Information to be provided should include:

- Guidelines for each area on site (such as, reception, consumption room(s), post consumption, staff rooms, etc.), explaining where each area is located on the floor plan and why, as well as how participants would be moved between these rooms.
- Protocols or policies to guide staff when dealing with the following situations:
 - cases of a drug overdose;
 - clients with different characteristics (for instance if the client is used to having someone else inject for them, or enrolled in a treatment program etc.);
 - an overly intoxicated client;
 - when a client is refused access to the site;
 - exposure to a suspected biohazardous agent (for example a needlestick or sharps injury); etc.
 - other relevant circumstances.

The applicant is asked to provide the following additional protocols/staff guidelines:

- Staff conduct (for example, as it pertains to confidentiality of individuals using the site, hours of work, areas for breaks, etc);
 - Site operational procedures (for example, how the site operates, how the client enrolls, how the client enters the site, etc); and
 - Responsibilities of each staff member
-
- A description of how the applicant would show continuous presence and collaboration of health professionals (physicians, nurses, social workers, psychologists, et cetera) during the site's working hours.
 - The applicant is asked to confirm that protocols, policies and guidelines will be updated as needed and that all staff will be trained appropriately and as required. Updated protocols, policies and guidelines should be provided.

Information Management - Criteria (v)

In order to demonstrate that all pertinent information is captured and retained by the applicant, please provide:

- 56.1(3) (v) *a description of the record keeping procedures for the disposal, loss, theft and transfer of controlled substances and precursors – and anything that facilitates their consumption i.e. syringes – left at the site;*

If this information is included in the protocol and guidelines for employees, please indicate this. Such information must be kept and retained on site for two years from the date it was recorded.

Proposed Personnel - Criteria (w) to (y)

56.1(3) (w) *the name, title and resumé, including relevant education and training, of the proposed responsible person in charge, of each of their proposed alternate responsible persons, and of each of the other proposed key staff members;*

Along with the information above, each individual above must provide:

56.1(3) (x) *a document issued by a Canadian police force in relation to each [RPIC], stating whether, in the 10 years before the day on which the application is made, in respect of a designated drug offence or a designated criminal offence, the person was:*

(i) convicted as an adult;

(ii) convicted as a young person in ordinary court, as those terms are defined in subsection 2(1) of the Young Offenders Act, chapter Y-1 of the Revised Statutes of Canada, 1985, immediately before that Act was repealed, or

(iii) a young person who received an adult sentence, as those terms are defined in subsection 2(1) of the Youth Criminal Justice Act

56.1 (3) (y) *if any [RPIC] has ordinarily resided in a country other than Canada in the 10 years before the day on which the application is made, a document issued by a police force of that country stating whether in that period that person:*

(i) was convicted as an adult for an offence committed in that country that, if committed in Canada, would have constituted a designated drug offence or a designated criminal offence; or

(ii) received a sentence – for an offence they committed in that country when they were at least 14 years old but less than 18 years old that, if committed in Canada, would have constituted a designated drug offence or a designated criminal offence that was longer than the maximum youth sentence that could have been imposed under the Youth Criminal Justice Act for such an offence.

Responsible Person in Charge (RPIC) of the Site

The person, designated by the applicant, who is responsible, when the person is at the site, for ensuring that every person or class of persons who is exempted for a medical purpose under subsection 56.1(2) from the application of all or any of the provisions of the CDSA or the regulations, complies with the terms and conditions specified in the exemption when they are at the site.

Provide the information indicated in the table below and attach the RPIC's resume, original Canadian criminal record check and any document(s) issued by a police force of another country, if applicable (see criteria (x) and (y) above). The RPIC must complete, sign and date the declaration.

Responsible Person in Charge (RPIC)

Individual Name (Surname / First / Middle)	
Title / Academic Qualifications (must include resumé)	Proposed Schedule – Work Hours and Days (e.g. 8 am – 4 pm, Mon- Fri)
Telephone No.	
E-Mail Address	

Declaration

I, _____, in respect of a designated drug offence or a designated
(name, printed characters)
criminal offence during the preceding 10 years, have not:

- 1) been convicted as an adult for an offence committed in another country that, if committed in Canada, would have constituted a designated drug offence or a designated criminal offence; or
- 2) received a sentence – for an offence I committed in another country when I was at least 14 years old but less than 18 years old that, if committed in Canada, would have constituted a designated drug offence or a designated criminal offence – that was longer than the maximum youth sentence that could have been imposed under the *Youth Criminal Justice Act* for such an offence.

Signature: _____

Date: _____

Attached to this signed RPIC declaration are:

- Copy of resumé for the RPIC
- Original criminal record check report
- Document(s) issued by a police force of another country, where applicable.

Alternate Responsible Person in Charge (A/RPIC)

Any person designated by the **applicant** who is responsible, when the **responsible person in charge** is absent from the site, for ensuring that every person or class of persons who is exempted for a medical purpose under subsection 56.1 (2) from the application of all or any of the provisions of this Act or the regulations, complies with any terms and conditions specified in the exemption when they are at the site.

Provide the information indicated in the table below **for each** A/RPIC and attach a copy of their resume(s), original Canadian criminal record check(s) and any document(s) issued by a police force of another country, where applicable (see Criteria (x) and (y)). The proposed A/RPIC(s) must complete, sign and date the declaration.

Number of A/RPIC(s) submitted with application: _____

Alternate Responsible Person in Charge (A/RPIC)

(Please copy as needed)

Individual Name (Surname / First / Middle)	
Title / Academic Qualifications (must include resumé)	Proposed Schedule – Work Hours and Days (e.g. 8 am – 4 pm, Mon- Fri)
Telephone No.	
E-Mail Address	

Declaration

I, _____, in respect of a designated drug offence or a designated criminal
(printed characters)
offence during the preceding 10 years, have not:

- 1) been convicted as an adult for an offence committed in another country that, if committed in Canada, would have constituted a designated drug offence or a designated criminal offence; or
- 2) received a sentence – for an offence that I committed in another country when I was at least 14 years old but less than 18 years old that, if committed in Canada, would have constituted a designated drug offence or a designated criminal offence – that was longer than the maximum youth sentence that could have been imposed under the *Youth Criminal Justice Act* for such an offence.

Signature: _____

Date : _____

Attached to this signed A/RPIC declaration are:

- Copy of resumé for each A/RPIC
- Original criminal record check report for each A/RPIC
- Document(s) issued by a police force of another country, where applicable for each A/RPIC

Key Staff Member(s)

Key staff member(s) are persons designated by the applicant who are responsible for the direct supervision, at the site, of the consumption of an **illicit substance** by every person or class of persons who is exempted for a medical purpose under subsection 56.1 (2) from the application of all or any of the provisions of the CDSA or the regulations.

Provide the information indicated in table below **for each** key staff member, and attach a copy of their resume(s), original criminal record check(s) and document(s) issued by a police force of another country, where applicable (see Criteria (x) and (y)). The key staff member(s) must complete, sign and date the declaration.

Number of Key staff members submitted with application: _____

Please note that during the review process a verification will be performed to confirm that all physicians working at the site are licensed to practice medicine and are not subject to any current federal, provincial or territorial restrictions on their purchasing or prescribing privileges in regards to controlled substances.

Proposed Key Staff Member

(Please copy as needed)

Individual Name (Surname / First / Middle)	
Title / Academic Qualifications (must include resumé)	Proposed Schedule – Work Hours and Days (e.g. 8 am – 4 pm, Mon- Fri)
Telephone No.	
E-Mail Address	

Declaration

I, _____, in respect of a designated drug offence or a designated criminal

(printed characters)

offence during the preceding 10 years, have not:

- 1) been convicted as an adult for an offence committed in another country that, if committed in Canada, would have constituted a designated drug offence or a designated criminal offence; or
- 2) received a sentence – for an offence that I committed in another country when I was at least 14 years old but less than 18 years old that, if committed in Canada, would have constituted a designated drug offence or a designated criminal offence – that was longer than the maximum youth sentence that could have been imposed under the *Youth Criminal Justice Act* for such an offence.

Signature: _____

Date: _____

Attached to this signed key member declaration are:

- Copy of resumé for each Key staff member
- Original criminal record check report for each Key staff member
- Document(s) issued by a police force of another country, where applicable for each Key staff member

Application for Continuation – 56.1(4)(a) and (b)

If the application is a subsequent application to allow activities to continue to take place at an existing supervised consumption site the following additional information must be provided.

- 56.1(4)(a) evidence, **if any**, of any variation in crime rates in the vicinity of the site during the period beginning on the day on which the first exemption was granted ... in relation to the site and ending on the day on which the application is submitted; and,
- 56.1(4)(b) evidence, **if any**, of any impacts of the activities at the site on individual or public health during that period.

Examples of information that may be submitted for this section may include crime statistics, law enforcement statistics, scientific articles, scientific data, media articles, etc.

Statements

The information provided in this form is required by Health Canada under the authority of *Controlled Drugs and Substances Act* for the issuance of a Section 56.1 Exemption for activities at a Supervised Consumption Site. The collection and use of personal information is in accordance with the federal *Privacy Act*. A refusal to provide the information requested on this form will result in the application being declined.

The applicant and the head of the organization responsible for the proposed site are asked to certify that the information provided in the application and in all the attached documents is complete and accurate.

Applicant

I hereby certify that all information and supporting documents provided with this application, are to the best of my knowledge correct and complete.

I hereby certify that the controlled substance(s) or precursor(s) will be used for medical purposes at the proposed site.

Applicant's signature: _____ Date: _____

Head of Organization

I hereby certify that all information and supporting documents provided with this application by the applicant, are to the best of my knowledge correct and complete.

I hereby certify that the controlled substance(s) will be used for medical purposes at the proposed site.

Head of the Organization's signature: _____ Date: _____

D. GLOSSARY OF TERMS

Alternate Responsible Person in Charge (A/RPIC)

Any person designated by the **applicant** who is responsible, when the **responsible person in charge** is absent from the **SCS**, for ensuring that every person or class of persons who is exempted for a medical purpose under subsection 56.1 (2) from the application of all or any of the provisions of this Act or the regulations complies with any terms and conditions specified in the exemption when they are at the site.

Note: There may be more than one **A/RPIC** per site.

Applicant

Any group or individual who submits a formal request for an exemption from the CDSA for the purposes of undertaking activities involving **illicit substances** at a **SCS**.

Controlled Substance

Controlled substance is defined in the CDSA. It includes any substance found in Schedules I, II, III, IV, or V of the Act. These Schedules can be found at the [Justice Canada website](#). It is important to note that subsection 2(b) of the CDSA states that "a reference to a controlled substance includes a reference to (i) *all synthetic and natural forms of the substance, and (ii) anything that contains or has on it a controlled substance and that is used or intended or designed for use (A) in producing the substance, or (B) in introducing the substance into a human body.*" This includes used drug paraphernalia with drug residue such as syringes, pipes, cookers etc.

Designated Criminal Offence

A "designated criminal offence" means:

- a) an offence involving the financing of terrorism against any of sections 83.02 to 83.04 of the Criminal Code;
- b) an offence involving fraud against any of sections 380 to 382 of the Criminal Code;
- c) the offence of laundering proceeds of crime against section 462.31 of the Criminal Code;
- d) an offence involving a criminal organization against any of sections 467.11 to 467.13 of the Criminal Code; or
- e) a conspiracy or an attempt to commit, being an accessory after the fact in relation to, or any counselling in relation to, an offence referred to in the above of paragraphs (a) to (d).

Designated Drug Offence

A designated drug offence means:

- a) an offence against section 39, 44.2, 44.3, 48, 50.2 or 50.3 of the Food and Drugs Act, as those provisions read immediately before May 14, 1997;
- b) an offence against section 4, 5, 6, 19.1 or 19.2 of the Narcotic Control Act, as those provisions read immediately before May 14, 1997;
- c) an offence under Part I of the CDSA, except subsection 4(1); or

- d) a conspiracy or an attempt to commit, being an accessory after the fact in relation to, or any counselling in relation to, an offence referred to in the above paragraphs (a) to (c).

Illicit Substance

A controlled substance that is obtained in a manner not authorized under the CDSA.

Key Staff Member

The persons designated by the applicant who are responsible for the direct supervision, at the **SCS**, of the consumption of an **illicit substance** by every person or class of persons who is exempted for a medical purpose under subsection 56.1 (2) from the application of all or any of the provisions of the CDSA or the regulations.

Responsible Person in Charge (RPIC)

The person, designated by the applicant, who is responsible, when the person is at the **SCS**, for ensuring that every person or class of persons who is exempted for a medical purpose under subsection 56.1 (2) from the application of all or any of the provisions of the CDSA or the regulations complies with the terms and conditions specified in the exemption when they are at the site.

Supervised Consumption Site (SCS)

A location specified in the terms and conditions of an exemption, granted under subsection 56.1 (2) for a medical purpose, that allows any person or class of persons described in the exemption to engage in certain activities in relation to an illicit substance within a supervised and controlled environment.