

Comparison of current to proposed requirements to obtain an exemption under the *Controlled Drugs and Substances Act* to lawfully operate a supervised injection site

Proposed requirements under Bill C-37	<i>Respect for Communities Act</i> Requirements
<p>A) Evidence of the intended public health benefits of the site and information on:</p> <p>Impact of the site on crime rates</p>	<p>(i) A description of the potential impacts of the proposed activities at the site on public safety, including the following:</p>
	<ul style="list-style-type: none"> • (i, i) information, if any, on crime and public nuisance in the vicinity of the site and information on crime and public nuisance in the municipalities in which supervised consumption sites are located
	<ul style="list-style-type: none"> • (i, 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
	<ul style="list-style-type: none"> • (i, 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
	<p>(j) Law enforcement research or statistics, if any, in relation to the above 3 descriptions</p>
	<p>(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</p>
<p>(f) A description by the applicant of measures that have been taken to address any relevant concerns outlined in the letter (police)</p>	

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	(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
<p>B) Evidence of the intended public health benefits of the site and information on:</p> <p>Local conditions indicating a need for the site</p>	<p>(a) Scientific evidence demonstrating that there is a medical benefit to individual or public health associated with access to activities undertaken at supervised consumption sites</p> <p>(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</p> <p>(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</p> <p>(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</p> <p>(n) Official reports, if any, relevant to the establishment of a supervised consumption site, including any coroner’s reports</p>
<p>C) Evidence of the intended public health benefits of the site and information on:</p> <p>Regulatory structure in place to support the site</p>	<p>(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, which measures must include the establishment of procedures</p> <ul style="list-style-type: none"> -to dispose of controlled substances, precursors, and anything that facilitates their consumption, including how to transfer them to a police officer -to control access to the site -to prevent the loss or theft of controlled substances and precursors <p>(v) A description of record keeping procedures for the disposal, loss, theft and transfer of controlled substances and precursors – and anything that facilitates their consumption – left at the site</p>

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D) Evidence of the intended public health benefits of the site and information on: Resources available to support the maintenance of the site	(q) A financing plan that demonstrates the feasibility and sustainability of operating the site
	(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
E) Evidence of the intended public health benefits of the site and information on: Expressions of community support or opposition	(c) 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
	(d) A description by the applicant of measures that have been taken to address any relevant concerns outlined in the letter (local government)
	(p) A report of the consultations held with a broad range of community groups from the municipality in which the site would be located that includes:
	<ul style="list-style-type: none"> • (p, i) Summary of the opinions of those groups on the proposed activities at the site
	<ul style="list-style-type: none"> • (p, ii) Copies of all written submissions received • (p, iii) A description of the steps that will be taken to address any relevant concerns that were raised during the consultations
N/A (Do not clearly map to bill c-37 requirement)	(b) Letter from the provincial minister who is responsible for health in the province in which the site would be located that <ul style="list-style-type: none"> 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 iii) provides information about access to drug treatment services, if any, that are available in the province for persons who would use the site
	(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
	(h) A letter from the provincial minister responsible for public safety in the province in which the site would be located that outlines their opinion on the proposed activities at the site

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	(o) A 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
	(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 be in relation to activities involving illicit substances as declared by a competent authority with respect to public health, if any
	(w) The name, title and resume, 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
	(x) A document issued by a Canadian police force in relation to each person referred to above, 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 -convicted as an adult -convicted as a young person in ordinary court, as those terms were defined in subsection 2(1) of the Young Offenders Act, chapter Y-1 of the Revised Statutes of Canada, 1985, immediately before the Act was repealed, or -a young person who received an adult sentence, as those terms are defined in subsection 2(1) of the Youth Criminal Justice Act
	(y) If any of the persons referred to above 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 -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 -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