

# **DRUGS ACT 2005**

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## **EXPLANATORY NOTES**

### **THE ACT**

#### *Commentary on Sections*

#### **Part 3: Assessment of Misuse of Drugs**

#### *Section 16: Samples submitted for further analysis*

38. This section in *subsection* (1) provides that a person will no longer be required to attend an initial or follow-up assessment if, before he attends that assessment, a further analysis of the sample taken reveals that it was negative. *Subsections* (4) and (5) provide that where a person has failed to attend or to attend for the duration of an assessment and the requirement subsequently ceases to have effect by virtue of *subsection* (1), no proceedings will be brought in respect of that failure and any ongoing proceedings in respect of that failure will be discontinued.