1977 No 290

DANGEROUS DRUGS

Misuse of Drugs (Amendment) Regulations (Northern Ireland) 1977

Made . . . . . *7th October* 1977
Coming into operation . . . *21st November* 1977

The Department of Health and Social Services in exercise of the powers conferred by sections 10 and 31 of the Misuse of Drugs Act 1971(a) as adapted by section 38 of the Act and now vested in it(b) and of every other power enabling it in that behalf and after consultation with the Advisory Council on the Misuse of Drugs, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Misuse of Drugs (Amendment) Regulations (Northern Ireland) 1977 and shall come into operation on 21st November 1977.

Interpretation

2.—(1) In these regulations, "the principal regulations" means the Misuse of Drugs (Northern Ireland) Regulations 1974(c) as amended by the Misuse of Drugs (Amendment) Regulations (Northern Ireland) 1975(d) and the Misuse of Drugs (Amendment No. 2) Regulations (Northern Ireland) 1975(e).

(2) The Interpretation Act (Northern Ireland) 1954(f) shall apply to these regulations as it applies to a Measure of the Northern Ireland Assembly.

Amendment of the principal regulations

3. The principal regulations shall be amended by inserting in regulation 2(1), after the definition of "authorised as a member of a group", the following definition:—

' "cannabis" has the same meaning as in the Act as amended by section 52 of the Criminal Law Act 1977(g);'.

4. The principal regulations shall be further amended by substituting for Schedule 4 thereto, the Schedule to these regulations.

Amendment of the Misuse of Drugs (Amendment) Regulations (Northern Ireland) 1975

5. The Misuse of Drugs (Amendment) Regulations (Northern Ireland) 1975 shall be amended by the deletion of paragraph (*d*) of regulation 3.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 7th October 1977.

(L.S.) *S. W. McDowell*
Assistant Secretary

(a) 1971 c. 38
(b) By S.R. & O. (N.I.) 1973 No. 504 art. 5(*a*) (II, p. 2992)
(c) S.R. 1974 No. 272 (II, p. 1287)
(d) S.R. 1975 No. 140 (I, p. 857)
(e) S.R. 1975 No. 326 (II, p. 1624)
(f) 1954 c. 33 (N.I.)
(g) 1977 c. 45

SCHEDULE Regulation 4

Controlled drugs subject to the requirements of Regulations 14, 15, 16, 18, 19, 20 and 24

1. The following substances and products, namely:—

(*a*) Bufotenine
Cannabinol
Cannabinol derivatives
Cannabis and cannabis resin
Coca leaf
Concentrate of poppy-straw
Lysergamide
Lysergide and other *N*-alkyl derivatives of lysergamide
Mescaline
Psilocin
Raw opium
4-Bromo-2, 5-dimethoxy-α-methylphenethylamine
N, *N*-Diethyltryptamine
N, *N*-Dimethyltryptamine
2, 5-Dimethoxy-α, 4-dimethylphenethylamine

(*b*) any compound (not being a compound for the time being specified in sub-paragraph (*a*) above) structurally derived from tryptamine or from a ring-hydroxy tryptamine by substitution at the nitrogen atom of the side-chain with one or more alkyl substituents but no other substituent;

(*c*) any compound (not being methoxyphenamine or a compound for the time being specified in sub-paragraph (*a*) above) structurally derived from phenethylamine, an *N*-alkylphenethylamine, α-methylphenethylamine, an *N*-alkyl-α-methylphenethylamine, α-ethylphenethylamine, or an *N*-alkyl-α-ethylphenethylamine by substitution in the ring to any extent with alkyl, alkoxy, alkylenedioxy or halide substituents, whether or not further substituted in the ring by one or more other univalent substituents.

2. Any stereoisomeric form of a substance specified in paragraph 1.

3. Any ester or ether of a substance specified in paragraph 1 or 2.

4. Any salt of a substance specified in any of paragraphs 1 to 3.

5. Any preparation or other product containing a substance or product specified in any of paragraphs 1 to 4, not being a preparation specified in Schedule 1.

EXPLANATORY NOTE

(This note is not part of the Regulations but is intended to indicate their general purport.)

These Regulations amend the Misuse of Drugs (Northern Ireland) Regulations 1974, as amended, by substituting a new Schedule 4 to those Regulations. The new Schedule differs from the old one by the addition of two classes of substances (see paragraph 1(*b*) and (*c*) of the Schedule); the classes consist of certain tryptamine derivatives, and certain phenethylamine derivatives. The amendment in regulation 5 is consequential.

The Regulations also add (regulation 3) a definition of cannabis to the 1974 Regulations; the effect is to adopt in those Regulations the amendment to the definition of cannabis (as set out in the Misuse of Drugs Act 1971) which is made by section 52 of the Criminal Law Act 1977.