



UNITED NATIONS

E/NL. 1973/1-7
28 December 1973
ENGLISH ONLY

LAWS AND REGULATIONS

PROMULGATED TO GIVE EFFECT TO THE PROVISIONS OF
THE INTERNATIONAL TREATIES ON NARCOTIC DRUGS

AUSTRALIA

Communicated by the Government of Australia

NOTE BY THE SECRETARY-GENERAL - In accordance with the relevant Articles of the International Treaties on Narcotic Drugs, the Secretary-General has the honour to communicate the following legislative texts.

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E/NL.1973/1

TASMANIA

Tasmanian Government Gazette
21 June 1972

STATUTORY RULES

1972, No. 159

Order under the Alcohol and Drug Dependency Act 1968.^{1/}

I, the Governor in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia, acting with the advice of the Executive Council, hereby make the following order under sections 4 and 20 of the Alcohol and Drug Dependency Act 1968.

ALCOHOL AND DRUG DEPENDENCY
AMENDMENT ORDER 1972

Short title and citation. 1. (1) This order may be cited as the Alcohol and Drug Dependency Amendment Order 1972

(2) The Alcohol and Drug Dependency Order 1969 ^{*/} 2/, as subsequently amended, is in this order referred to as the Principal Order.

Amendment of the schedule. 2. The schedule to the Principal Order is amended by inserting in Part I thereof, after item 79, the following item:

"79A. Pentazocine."

Given under my hand this thirteenth day of June 1972.

EDRIC BASTYAN, Governor

By His Excellency's Command,

A.J. FOSTER, Minister of Health.

I certify that the foregoing order is in accordance with the law.

M.G. EVERETT, Attorney-General.

This order is administered in the Department of Health Services.

^{*/} S.R. 1969, No. 195. Subsequently amended by S.R. 1971, No. 129.
Second amendment.) Regulation No. 4177-8c.

1/ Note by the Secretariat: E/NL.1969/63.

2/ Note by the Secretariat: E/NL.1971/37.

E/NL.1973/2

SOUTH AUSTRALIA

NARCOTIC AND PSYCHOTROPIC DRUGS ACT
AMENDMENT ACT, 1972

No. 127 of 1972

An Act to amend the Narcotic and Psychotropic Drugs Act, 1934-1970

(Assented to 30th November, 1972)

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "Narcotic and Psychotropic Drugs Act Amendment Act, 1972". Short titles.

(2) The Narcotic and Psychotropic Drugs Act, 1934-1970, 3/ as amended by this Act, may be cited as the "Narcotic and Psychotropic Drugs Act, 1934-1972".

(3) The Narcotic and Psychotropic Drugs Act, 1934-1970, is hereinafter referred to as "the principal Act".

2. This Act shall come into operation on a day to be fixed by proclamation. Commencement.

3. Section 14 of the principal Act is amended by striking out subsection (7) and inserting in lieu thereof the following subsections: Amendment of principal Act, s.14- Proceedings.

(7) An apparently genuine certificate purporting to be under the hand of an analyst appointed under the Food and Drugs Act shall be admissible in any legal proceedings and any statement in the certificate:

- (a) that the person by whom the certificate was given is an analyst appointed under the Food and Drugs Act and that he holds specified professional qualifications;
 - (b) that a drug or other substance was submitted to him for analysis;
 - (c) as to any matters identifying or tending to identify the drug or substance submitted to him for analysis;
- or
- (d) as to the nature and results of any analysis to which he submitted the drug or substance,

shall be accepted as proof of the matter stated in the absence of proof to the contrary.

3/ Note by the Secretariat: E/NL.1956/111 and amendment published under E/NL.1971/10.

(7a) An apparently genuine certificate purporting to be under the hand of a person who holds prescribed qualifications shall be admissible in any legal proceedings and any statement in the certificate

- (a) that the certificate was given by a person who holds prescribed qualifications;
- (b) that a plant, or part thereof, was submitted to him for the purpose of ascertaining the genus thereof;
- (c) as to any matters identifying or tending to identify the plant, or part thereof, that was submitted to him for that purpose;

or

- (d) as to the genus of the plant, or the plant from which the part submitted to him was derived,

shall be accepted as proof of the matter stated in the absence of proof to the contrary.

Repeal of 4. Section 14a of the principal Act is repealed.

s. 14a of
principal
Act.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

M.L. OLIPHANT, Governor

E/NL.1973/3

SOUTH AUSTRALIA

NARCOTIC AND PSYCHOTROPIC DRUGS ACT, 1934-1970:
PROHIBITION OF CERTAIN DRUGS

Proclamation by His Excellency the Governor
of the State of South Australia

M.L. OLIPHANT

BY virtue of the provisions of the Narcotic and Psychotropic Drugs Act, 1934-1970, 3/ and all other enabling powers, I, the said Governor, with the advice and consent of the Executive Council, do hereby declare that:

Diacetylmorphine (commonly known as diamorphine or heroin), its salts and any preparations, admixture, extract or other substance containing any proportion of diacetylmorphine or its salts shall be prohibited drugs on and from the 1st day of February, 1972, except when in the possession of a person authorized in writing by the Minister.

Given under my hand and the public seal of South Australia, at Adelaide, this 13th day of January, 1972.

By command,

A.F. KNEEBONE, for Chief Secretary

GOD SAVE THE QUEEN!

D.P.H., 781/1971

E/NL.1973/4

NEW SOUTH WALES

Government Gazette No. 102
29 September 1972

1972 - No.298

REGULATIONS

POISONS ACT, 1966

Department of Health, Sydney, 29th September, 1972

HIS Excellency the Governor, with the advice of the Executive Council, has been pleased to amend the Regulations under the Poisons Act, 1966, 4/ in the manner set forth hereunder.

A.H. JAGO, Minister for Health.

The Poisons Regulations are amended:

- (a) by omitting from Regulation 12 (2) the words "ampoule or";
- (b) (i) by omitting from the table in Regulation 13 (a) the matter "5. WARNING OR CAUTION" and by inserting instead the matter "5. WARNING";
(ii) by omitting from the table in Regulation 13 (a) the matter "8. POISON" and by inserting instead the matter "8. CAUTION";
- (c) by omitting Regulation 20 (2) (f) and by inserting instead the following clause:
 - (f) the name of the substance as shown in the prescription unless:
 - (i) otherwise directed by the prescriber; or
 - (ii) the substance is a medicine compounded extemporaneously in accordance with the prescriber's own formula.
- (d) by omitting Regulation 56 (3) and by inserting instead the following paragraph:
 - (3) Notwithstanding the provisions of paragraph (1):
 - (a) a medical practitioner, pharmacist or veterinary surgeon authorized under these regulations to be in possession of drugs of addiction may order by telephone the supply of a drug of addiction, if he forthwith signs a written order for that drug, marks such order to show that it has been written

4/ Note by the Secretariat: E/NL.1968/43.

out in confirmation of the order by telephone and despatches such written order without delay, and in any case within twenty-four hours, to the person to whom the order by telephone was directed; and

- (b) a person licensed to manufacture or to sell, distribute and supply drugs of addiction may supply or sell such a drug to a medical practitioner, pharmacist or veterinary surgeon authorized under these regulations to be in possession of drugs of addiction upon receipt of an order by telephone for that drug if he is satisfied that the order has been given by that medical practitioner, pharmacist or veterinary surgeon.

- (e) (i) by inserting in the list of substances in clause (a) of Appendix B, in appropriate alphabetical order, the following substance:

Sulphamic acid.

- (ii) by inserting in the Appendix B next after clause (n) the following new clauses:

- (o) "For external washing only. Rinse skin thoroughly after use."

The following substance:

Hexachlorophane in preparations for skin cleansing purposes containing 3 per cent or less of hexachlorophane except:

- (a) in preparations for use on infants; or
- (b) in preparations containing 0.1 per cent or less of hexachlorophane as a preservative.

- (p) "Operators should avoid contact with the skin."

The following substance:

Hexachlorophane in preparations for the treatment of animals except in preparations containing 0.1 per cent or less of hexachlorophane as a preservative.

- (f) by omitting from Appendix E the matter:

Indian hemp, excluding the separated resin . . . 25 grammes.

Indian hemp resin 5 grammes.

and by inserting instead the matter:

Indian hemp, including substances containing any proportion of
Indian hemp 25 grammes.

E/NL.1973/5

NEW SOUTH WALES

Government Gazette No. 94
1 September 1972

POISONS ACT, 1966

PROCLAMATION

A.R. CUTLER, Governor

I, Sir ARTHUR RODEN CUTLER, Governor of the State of New South Wales, in pursuance of the provisions of the Poisons Act, 1966, 5/ upon the recommendation of the Minister for Health, made on the recommendation of the Poisons Advisory Committee, and with the advice of the Executive Council, do, by this my Proclamation, declare that the Poisons List proclaimed and established under such Act shall be amended as set forth in the Schedule hereunder.

Signed and sealed at Sydney, this sixteenth day of August, 1972.

By His Excellency's Command,

A.H. JAGO

GOD SAVE THE QUEEN!

SCHEDULE

The Poisons List is amended:

. 6/

(h) by inserting in Schedule Eight, in appropriate alphabetical order, the following substance:

PROPIRAM. 7/

(8390)

5/ Note by the Secretariat: E/NL.1967/23

6/ Note by the Secretariat: The sections which are not relevant to narcotics have been omitted.

7/ Note by the Secretariat: International non-proprietary names of drugs are underlined.

E/NL.1973/6

VICTORIA

An Act to amend Section 5 of the Poisons Act 1962^{8/}

No. 8266

(9 May, 1972)

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say):

- Short title. 1. (1) This Act may be cited as the Poisons (Amendment) Act 1972.
- Principal Act No. 6889. (2) In this Act the Poisons Act 1962 is called the Principal Act.
- Reprinted to No. 7588.
- Subsequently amended by Nos. 7703, 8181 and 8233.
- Amendment of No. 6889 s.5 (2). 2. Section 5 of the Principal Act is hereby amended as follows:
- Additional members appointed to Poisons Advisory Committee
- (a) In sub-section (2) for the word "fourteen" there shall be substituted the word "sixteen";
- (b) For paragraph (e) of sub-section (2) there shall be substituted the following paragraph:
- "(e) three shall be legally qualified medical practitioners practising as physicians appointed from a panel of not less than six names submitted to the Minister by the Victorian branch of the Australian Medical Association";
- (c) The word "and" at the end of paragraph (h) of sub-section (2) shall be repealed;
- (d) After paragraph (i) of sub-section (2) there shall be inserted the expression
- " and;
- (j) one shall be a primary producer appointed by the Minister of Agriculture from a panel of not less than three names submitted to him by the body which in his opinion represents or the bodies which in his opinion represent the interests of primary producers".

^{8/} Note by the Secretariat: E/NL.1963/42.

E/NL.1973/7

VICTORIA

Victoria Gazette No. 97
15 November 1972

POISONS ACT 1962^{8/}

PROCLAMATION

(No. 6889)

By His Excellency the Governor of the State of Victoria and its Dependencies
in the Commonwealth of Australia, etc. etc. etc.

Whereas by Section 4 of the Poisons Act 1962 it is amongst other things
enacted that the Governor in Council may, by Proclamation published in the
Government Gazette, amend any of Schedules One, Two, Three, Four, Five, Six,
Seven or Eight to such Act by adding to any such Schedules or removing therefrom
any item:

Now therefore, I, the Governor of the State of Victoria in the Commonwealth
of Australia, by and with the advice of the Executive Council of the said State,
by virtue of the provisions of the said Section and all other enabling powers,
do by this Proclamation:

. 6/

6. Amend Schedule Eight to the said Act by adding thereto the following items:

METHYLPHENIDATE
POPPY STRAW

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne,
this eighth day of November, in the year of our Lord One thousand nine
hundred and seventy-two, and in the twenty-first year of the reign of
Her Majesty Queen Elizabeth II.

ROHAN DELACOMBE

By His Excellency's Command,

J.F. ROSSITER,
Minister of Health

GOD SAVE THE QUEEN!