



UNITED NATIONS

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7 February 1957  
ENGLISH  
ORIGINAL: DANISH

## LAWS AND REGULATIONS

PROMULGATED TO GIVE EFFECT TO THE PROVISIONS OF THE CONVENTION OF 13 JULY 1931 FOR  
LIMITING THE MANUFACTURE AND REGULATING THE DISTRIBUTION OF NARCOTIC DRUGS, AS  
AMENDED BY THE PROTOCOL OF 11 DECEMBER 1946

### DENMARK

Communicated by the Government of Denmark

NOTE BY THE SECRETARY-GENERAL -- In accordance with Article 21 of the Convention of 13 July 1931 for Limiting the Manufacture and Regulating the Distribution of Narcotic Drugs, as amended by the Protocol of 11 December 1946, the Secretary-General has the honour to communicate the following legislative text.

Act No. 168 of 24 May 1955

#### Medical Practice (Amendment) Act

We, Frederick the Ninth, by God's Grace King of Denmark, the Wends and the Goths, Duke of Schleswig, Holstein, Stormarn, the Ditmarshes, Lauenburg and Oldenburg, hereby make known that Parliament has passed the following Act of the Realm, to which We have given Our assent:

#### Article 1

The following additions shall be made to the Medical Practice Act, No. 72 of 14 March 1934, as amended by Acts No. 88 of 15 March 1939, No. 286 of 18 June 1951, and No. 191 of 11 June 1954:

(1) . . . . .

(2) The following new chapter shall be inserted after article 5:

#### "Chapter IA. Provisions relating particularly to the right to prescribe euphoriants."

##### Article 5 (a)

1. Where the Board of Public Health sees fit to supervise a medical practitioner's prescriptions of euphoriants, it may direct him to keep the necessary records of such prescriptions, including particulars of the date of the prescription, the nature and quantity of the substance prescribed, the patient's name and address, and the indications for the prescription, and to send these particulars to the Medical Officer of Health in accordance with regulations to be issued by the Board of Public Health.
2. The provisions of this chapter relating to prescriptions shall also apply to euphoriants used personally by the medical practitioner.
3. The Board of Public Health shall define euphoriants for the purposes of this chapter.

##### Article 5 (b)

1. Where a medical practitioner materially infringes directions given him under article 5 (a), or where it appears from his records that he is prescribing euphoriants improperly, the Minister for Home Affairs and Housing may withdraw his right to prescribe any such substances or particular groups thereof for a period of one to five years or until further notice.

2. In an urgent case the right may be withdrawn even though no directions have been given under article 5 (a) if there is evidence that a medical practitioner is improperly prescribing euphoriants for his own use. The medical practitioner shall, however, first be given an opportunity to state his case orally before the Board of Public Health.

3. A medical practitioner who wishes to bring before the court an order made in accordance with the foregoing provisions shall apply for that purpose to the Minister for Home Affairs and Housing within the three weeks following the date when he received notice of the order either by announcement or by registered letter. The Minister for Home Affairs and Housing shall then bring an action against the medical practitioner in accordance with the rules of civil procedure.

4. The order of the Minister for Home Affairs and Housing shall, unless it provides to the contrary, take effect as soon as approved, whether the matter is brought before the courts or not.

#### Article 5 (c)

A medical practitioner may, by giving notice to the Minister for Home Affairs and Housing, renounce the right to prescribe euphoriants or a specified group thereof either for a specified period or until further notice.

#### Article 5 (d)

Where in accordance with the foregoing provisions a medical practitioner has wholly or partly lost the right to prescribe euphoriants, the medical officer of health (in Copenhagen the city medical officer) shall issue all prescriptions therefor which may be necessary in the practice of the medical practitioner; but the Board of Public Health may appoint to issue such prescriptions some other medical practitioner consenting thereto. The Board may make rules governing the procedure to be followed in respect of such prescriptions.

#### Article 5 (e)

The Minister for Home Affairs and Housing may at any time restore to a medical practitioner on his application the right to prescribe euphoriants or a specified group thereof. If the Minister rejects the application, the medical practitioner may apply to bring the Minister's order before the court, provided that not less than one year has elapsed since the final order withdrawing the right was made and since the court last rejected an application by the medical practitioner for restoration of the right. The order may be reviewed by the court only if the medical practitioner applies therefor within the three weeks following the date when he received notice of the order, either by announcement or by registered letter. The Minister for Home Affairs and Housing shall then bring an action against the medical practitioner in accordance with the rules of civil procedure.

#### Article 5 (f)

The Board of Public Health shall inform all pharmacists of cases in which the right to prescribe euphoriants has been lost or restored."

- (3) The following new paragraph shall be added to article 22 as paragraph 2:

"A medical practitioner who, having lost the right to prescribe euphoriants under the provisions of article 5 (b) or 5 (c), nevertheless issues such a prescription or gives other medical practitioners misleading information in order to induce them to prescribe such substances for him, shall be liable to a fine or imprisonment."

- (4) The following new article shall be inserted as article 28:

"The Board of Public Health may send to medical practitioners and pharmacists information regarding persons who, according to the evidence before the Board, may be presumed to be misusing euphoriants."

Article 2

1. The Government may by Royal Order apply this Act to the Faroe Islands, with such amendments as may be required by the special circumstances of the Islands.
2. The Minister for Home Affairs and Housing may order the Medical Practice Act, No. 72 of 14 March 1934 to be printed with the amendments consequential upon the later Acts.

Given at the Castle of Christiansborg, 24 May 1955,

Under Our Royal Hand and Seal

Frederik R.

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Johs. Kjaerbol