



LAWS AND REGULATIONS

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

ISRAEL

Communicated by the Government of Israel

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.1969/4

DANGEROUS DRUGS ORDINANCE (AMENDMENT NO. 2) LAW, 5728 - 1968^{a/}

Addition of
sections
16A to 16E

1. In the Dangerous Drugs Ordinance, 1936^{b/}, the following shall be inserted after section 16:

"Inducing minor to use dangerous drug. 16A. A person who does any of the acts specified hereunder shall be liable to imprisonment for a term of ten years:

- (1) gives a dangerous drug to a minor;
- (2) being a person responsible for a minor, suffers him to obtain or use a dangerous drug;
- (3) instigates a minor to obtain or use a dangerous drug. For the purposes of this section, "person responsible for a minor" means a parent, including a step-parent, an adopter, a guardian and a person having custody or charge of the minor.

^{a/} Passed by the Knesset on the 26th Adar, 5728 (26th March 1968) and published in Sefer Ha-Chukkim No. 525 of the 6th Nisan, 5728 (4th April 1968), p. 59; the Bill and an Explanation Note were published in Hatza'ot Chok No. 751 of 5728, p.68.

^{b/} P.G. of 1936, Suppl. I, No. 557, p. 132 (English Edition); Sefer Ha-Chukkim of 5712, p. 280 - LSI vol VI, p. 91.

Restriction as to provisions of section 16A.

16B. Section 16A shall not apply to a person who does the act for the purpose of medical treatment while being a physician or in accordance with the instructions of a physician or in other lawful circumstances.

Modes of committing act.

16C. In respect of an act under section 16A shall be immaterial -

- (1) whether or not the minor knows that he is using a dangerous drug;
- (2) except as regards paragraph (3) - whether the accused approaches the minor or vice versa.

Presumptions.

16D. A person shall be presumed to have committed one of the offences referred to in section 16A if he

- (1) has given to a minor, or to another person for a minor, a utensil designed for the use of a dangerous drug; or
- (2) has invited a minor to a place where persons usually indulge in dangerous drugs; or
- (3) has invited a minor to a place where such minor can obtain or use a dangerous drug; or
- (4) has directed a minor to, or detained a minor at, a place as referred to in paragraph (2) or (3)

Mandatory imprisonment

16E. Any person convicted of an offence under section 16A or of attempting, or instigating another, to commit such an offence shall be sentenced to imprisonment, either by itself or in conjunction with another penalty, but he shall not be sentenced to conditional imprisonment and no probation order shall be issued against him."

SHNEUR ZALMAN SHAZAR
President of the State

LEVI ESHKOL
Prime Minister

ISRAEL BARZILAI
Minister of Health

E/NL.1969/5

DANGEROUS DRUGS ORDINANCE 1936

Declaration of Dangerous Drugs (Amendments of the Addendum), 1968

In exercise of the powers vested in me by section 15(3) of the Dangerous Drugs Ordinance, 1936 (further on: the Ordinance) and sections 14(a) and 2(d) of the Law and Administration Ordinance, 1948, I hereby do inform as follows:

Amendments of the Addendum 1. In part b of the Addendum to the Ordinance at the end will be included:

Delta-Tetrahydro-Cannabinol

Citation 2. This Declaration may be cited as the "Declaration of Dangerous Drugs (Amendments of the Addendum), 1968".

25 Thamuz 5729 (17 October 1968)