



UNITED NATIONS

E/NL. 1959/54

20 August 1959

ENGLISH ONLY

## LAWS AND REGULATIONS

PROMULGATED TO GIVE EFFECT TO THE PROVISIONS OF THE CONVENTION OF 13 JULY 1953 FOR LIMITING THE MANUFACTURE AND REGULATING THE DISTRIBUTION OF NARCOTIC DRUGS, AS AMENDED BY THE PROTOCOL OF 11 DECEMBER 1946

### NEW ZEALAND

Communicated by the Government of New Zealand

NOTE BY THE SECRETARY-GENERAL-- In accordance with Article 21 of the Convention of 13 July 1953 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.

#### THE DANGEROUS DRUGS REGULATIONS 1951, AMENDMENT NO. 3

COBHAM, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 4th day of May 1959

Present:

THE RIGHT HON. W. NASH PRESIDING IN COUNCIL

PURSUANT to the Dangerous Drugs Act 1927, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

#### REGULATIONS

1. (1) These regulations may be cited as the Dangerous Drugs Regulations 1951, Amendment No. 3, and shall be read together with and deemed part of the Dangerous Drugs Regulations 1951<sup>1/</sup> (hereinafter referred to as the principal regulations).
- (2) These regulations shall come into force on the day after the date of their notification in the Gazette.
2. Regulation 5A of the principal regulations, as inserted by regulation 4 of the Dangerous Drugs Regulations 1951, Amendment No. 1,<sup>2/</sup> is hereby amended by adding the following paragraph:  
"(d) Desomorphine."<sup>3/</sup>

\* S.R. 1951/287

Amendment No. 1: S.R. 1955/94

Amendment No. 2: S.R. 1957/24

1/ Note by the Secretariat: E/NL. 1952/44.

2/ Note by the Secretariat: E/NL.1956/128.

3/ Note by the Secretariat: Proposed or recommended international non-proprietary names of drugs are underlined.

3. The principal regulations are hereby amended by revoking regulation 41, and substituting the following regulation:

"41. No person shall supply any dangerous drug on more than one occasion on the same prescription:

"Provided that, if the medical practitioner signing a prescription (other than a prescription to which regulation 37 hereof applies) so directs on the prescription, it may be supplied on not more than two occasions, at an interval to be specified on the prescription:

"Provided also that, if a Medical Officer of Health has issued to a person a notice under regulation 56 hereof authorizing him to supply a dangerous drug for a named patient on more than two occasions on any prescription, that person may supply the dangerous drug in such quantity, at such frequency, and for such period as the notice shall specify."

4. The principal regulations are hereby amended by inserting in Part VII, after regulation 57, the following regulations:

"57A. (1) Where the Director-General is satisfied that a person has become addicted or is likely to become addicted to any drug described in any Schedule to these regulations, whether the drug is obtained in the form of a dangerous drug described in the First Schedule hereto, or of an exempted preparation described in the Third Schedule hereto, or of a partially exempted substance described in the Fourth Schedule hereto, or as a preparation which by dilution, solution, or combination with any other substance is exempted from the First Schedule hereto, he may from time to time in his discretion, by notice in such form as he thinks fit given generally or to that person or to any practitioner or licensee,-

"(a) Prohibit that person from obtaining or seeking to obtain any such drug, except upon such conditions as the Director-General may prescribe in the notice:

"(b) Prohibit any practitioner from issuing prescriptions for the supply of any such drug to that person except upon such conditions as the Director-General may prescribe in the notice:

"(c) Prohibit any practitioner or any licensee from supplying any such drug to that person except upon such conditions as the Director-General may prescribe in the notice.

"(2) The Director-General may at any time thereafter, by a like notice, revoke, vary, or modify any prohibition issued by him pursuant to this regulation.

"57B. No person shall supply, obtain, procure, or offer or attempt to supply, procure or administer any drug in contravention of any provision of any notice for the time being in force under regulation 57A hereof."

5. The principal regulations are hereby amended by revoking regulation 58, and substituting the following regulation:

"58. Nothing in these regulations, except regulations 57A and 57B and regulation 63 (so far as it applies to regulation 57B) shall apply to the preparations named in the Third Schedule hereto."

6. Regulation 59 of the principal regulations is hereby amended by inserting, after the words "these regulations", the words "except regulations 57A and 57B and regulation 63 (so far as it applies to regulation 57B)".

7. The First Schedule to the principal regulations, as amended by regulation 5 of the Dangerous Drugs Regulations 1951, Amendment No. 1, and by regulation 7 of the Dangerous Drugs Regulations 1951, Amendment No. 2,<sup>4/</sup> is hereby further amended by revoking Part II of that Schedule, and substituting the Part II of that Schedule set out in the First Schedule to these regulations.

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<sup>4/</sup> Note by the Secretariat: E/NL. 1958/15.

8. The principal regulations, as amended by regulation 7 of the Dangerous Drugs Regulations 1951, Amendment No. 1, and by regulation 9 of the Dangerous Drugs Regulations 1951, Amendment No. 2, are hereby further amended by revoking the Fourth Schedule, and substituting the Fourth Schedule set out in the Second Schedule to these regulations.

9. The following regulations are hereby consequentially revoked:

- (a) Regulations 5 and 7 of the Dangerous Drugs Regulations 1951, Amendment No. 1:
- (b) Regulations 7 and 9 of the Dangerous Drugs Regulations 1951, Amendment No. 2.

#### SCHEDULES

##### FIRST SCHEDULE

##### NEW PART II OF THE FIRST SCHEDULE TO THE PRINCIPAL REGULATIONS

##### Part II - Substances Declared by these Regulations to be Dangerous Drugs

##### SECTION A

1. Any solution or dilution of morphine, ecgonine, or cocaine or their salts or esters, or any combination of them, in any inert substance whether liquid or solid.

##### SECTION B

The following substances, their salts, and any preparation, admixture, extract, or other substance containing any of them or of their salts:

1. Acetylmethadol or methadyl acetate (4,4-diphenyl-6-dimethylamino-3-acetoxyheptane or 6-dimethylamino-4,4-diphenyl-3-acetoxyheptane) including the  $\alpha$  form known as alphacetylmethadol and the  $\beta$  form known as betacetylmethadol.
2. Alphapropidine and betapropidine (the  $\alpha$  and  $\beta$  forms of -1-methyl-3-ethyl-4-phenyl-4-propionoxypiperidine)
3. Alphaprodine and betaprodine (the  $\alpha$  and  $\beta$  forms of -1,3-dimethyl-4-phenyl-4-propionoxypiperidine).
4. Anileridine (1-(2-(p-aminophenyl)-ethyl)-4-phenylpiperidine-4-carboxylic acid ethyl ester).
5. Benzylmorphine and its esters (myrophine is the myristyl ester).
6. Desomorphine (dihydrodesoxymorphine).
7. Diethylthiambutene (3-diethylamino-1,1-di-(2'-thienyl)-1-butene).
8. Dihydromorphine.
9. Dimenoxadol (dimethylaminoethyl 2-ethoxy-1,1-diphenylacetate) [dimethylaminoethyl 1-ethoxy-1,1-diphenylacetate]<sup>2/</sup>.
10. Dimepheptanol or methadol (4,4-diphenyl-6-dimethylaminoheptanol-3 or 6-dimethylamino-4,4-diphenyl-3-heptanol), including the  $\alpha$  form known as alphamethadol and the  $\beta$  form known as betamethadol.
11. Dimethylthiambutene (3-dimethylamino-1,1-di-(2'-thienyl)-1-butene).
12. Dioxaphetyl butyrate (4-morpholino-2,2-diphenyl ethyl butyrate or ethyl-2,2-diphenyl-4-morpholinobutyrate) [ethyl-4-morpholino-2,2-diphenylbutyrate]<sup>7/</sup>.

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5/ Note by the Secretariat: The words in square brackets have been inserted by the Secretariat.

13. Dipipanone (6-piperidino-4,4-diphenylheptan-3-one or 4,4-diphenyl-6-piperidino-3-heptanone).
14. Ethylmethylnthiambutene (3-ethylmethylnthiambutene).
15. Etoxeridine (1-(2-(2-hydroxyethoxy)-ethyl)-4-phenylpiperidine-4-carboxylic acid ethyl ester).
16. Hydrocodone (also known as dihydrocodeinone or dicodid).
17. Hydromorphone (also known as dihydromorphinone or dilaudid).
18. Hydroxypethidine (1-methyl-4-(3-hydroxyphenyl)-piperidine-4-carboxylic acid ethyl ester).
19. Isomethadone (also known as iseamidone) (4,4-diphenyl-5-methyl-6-dimethylamino-hexanone-3 or 6-dimethylamino-5-methyl-4,4-diphenyl-3-hexanone).
20. Ketobemidone (4-(3-hydroxyphenyl)-1-methyl-4 piperidyl ethyl ketone or 1-methyl-4-methoxyphenyl-4-propionyl-piperidine)  $\overline{\Delta}$ 1-methyl-4-(3-hydroxyphenyl)-4-piperidyl ethyl ketone/.
21. Levomethorphan (l-3-methoxy-N-methylmorphinan).
22. Levorphanol (l-3-hydroxy-N-methylmorphinan).
23. Methadone (also known as amidone) (4,4-diphenyl-6-dimethylaminoheptanone-3 or 6-dimethylamino-4,4-diphenyl-3-heptanone).
24. Methyldesomorphine or methyldesorphine (6-methyl- $\Delta^6$ -desoxymorphine).
25. Methyldihydromorphine (6-methyldihydromorphine).
26. Metopon (methyldihydromorphinone)  $\overline{\Delta}$ 7-methyldihydromorphinone/.
27. Morphine-N-oxide (also known as genomorphine).
28. Morpheridine (1-(2-morpholinoethyl)-4-phenylpiperidine-4-carboxylic acid ethyl ester).
29. Normethadone (4,4-diphenyl-6-dimethylamino-3-hexanone or 1,1-diphenyl-1-dimethylamino-ethyl-butanone-2)  $\overline{\Delta}$ 6-dimethylamino-4,4-diphenyl-3-hexanone/.
30. Normorphine.
31. Oxycodone (dihydrohydroxycodeinone also known as eucodal).
32. Oxymorphone (dihydro-14-hydroxymorphinone)  $\overline{\Delta}$ dihydrohydroxymorphinone/.
33. Pethidine (1-methyl-4-phenylpiperidine-4-carboxylic acid ethyl ester).
34. Propoperidine (1-methyl-4-phenylpiperidine-4-carboxylic acid isopropyl ester) and the other esters of 1-methyl-4-phenylpiperidine-4-carboxylic acid.
35. Phenadoxone (4,4-diphenyl-6-morpholinoheptanone-3 or 6-morpholino-4,4-diphenyl-3-heptanone).
36. Phenomorphan (3-hydroxy-N-phenethylmorphinan).
37. Poppy straw.
38. Proheptazine (1,3-dimethyl-4-phenyl-4-propionoxyhexamethyleneimine).
39. Racemethorphan (d,l-3-methoxy-N-methylmorphinan).
40. Racemoramide (the racemic form of 3-methyl-2,2-diphenyl-4-morpholino-butylpyrrolidine)  $\overline{\Delta}$ ( $\pm$ )-3-methyl-4-morpholino-2,2-diphenylbutylpyrrolidine/, the dextrorotatory form known as dextromoramide and the laevorotatory form known as levemoramide.
41. Racemorphan (d,l-3-hydroxy-N-methylmorphinan).
42. Thebacein (acetyldihydrocodeinone or acetyldimethylodihydrothebaine).
43. Thebaine.

44. Trimiperidine (1,2,5-trimethyl-4-phenyl-4-propionoxypiperidine).
45. The esters of morphine, ecgonine, oxycodone, hydrocodone, hydromorphone, thebacon, desamorphine, metopon, and dihydromorphine; the ethers of morphine (other than codeine, ethylmorphine and pholcodine); the morphine-N-oxide derivatives, and any other pentavalent nitrogen morphine derivatives.

#### SECTION C

The following substances and their salts:

1. Acetyldihydrocodeine.
2. Codeine (methymorphine).
3. Dihydrocodeine.
4. Ethylmorphine (also known as dionine).
5. Pholcodine ( $\beta$ -4-morpholinylethylmorphine)  $\overline{\text{morpholinylethylmorphine}}$ .
6. Propoxyphene (4-dimethylamino-1,2-diphenyl-3-methyl-2-propionoxybutane)  $\overline{\text{4-dimethylamino-3-methyl-1,2-diphenyl-2-propionoxybutane}}$ .

#### SECOND SCHEDULE

##### NEW FOURTH SCHEDULE TO THE PRINCIPAL REGULATIONS

#### FOURTH SCHEDULE

##### SUBSTANCES PARTIALLY EXEMPTED UNDER REGULATION 59

1. Acetyldihydrocodeine.
2. Codeine (methymorphine).
3. Dihydrocodeine.
4. Ethylmorphine (also known as dionine).
5. Pholcodine ( $\beta$ -4-morpholinylethylmorphine)  $\overline{\text{morpholinylethylmorphine}}$ .
6. Propoxyphene (4-dimethylamino-1,2-diphenyl-3-methyl-2-propionoxybutane)  $\overline{\text{4-dimethylamino-3-methyl-1,2-diphenyl-2-propionoxybutane}}$ .

T.J. SHERRARD  
Clerk of the Executive Council

#### EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations amend the Dangerous Drugs Regulations 1951.

Provision is made for prescriptions for dangerous drugs to be dispensed on more than two occasions in the treatment of certain cases where the Medical Officer of Health is joined with the patient's medical attendant in giving oversight of treatment.

Provision is made for the Director-General of Health to control the supply of drugs to certain persons who are likely to become addicted to narcotics.

The First Schedule to the regulations names the substances which are declared to be dangerous drugs. Part I of that Schedule repeats the Schedule to the Dangerous Drugs Act 1927. Part II has twice been amended since 1951 and is now restated with amendments to conform with New Zealand's obligations under Conventions and Protocols regulating narcotic drugs. Accepted or proposed international non-proprietary names or trivial names are given in addition to chemical descriptive names.

Substances named in Section B of Part II of the First Schedule are often described in commerce by proprietary names. These names, together with the non-proprietary name of the item which describes them, include:

Demerol . . . . .	<u>Pethidine</u>
Dromoran . . . . .	<u>Leverphanol</u>
Heptalgin . . . . .	<u>Phenadoxone</u>
Isonipeccaine . . . . .	<u>Pethidine</u>
Physeptone . . . . .	<u>Methadone</u>
Pipadone . . . . .	<u>Dipipanone</u>
Themalon . . . . .	<u>Diethylthiambutene</u>
Ticarda . . . . .	<u>Normethadone</u>

The Second Schedule restates with amendment the dangerous drugs exempted from recording while in the possession of hospitals, doctors, dentists, veterinary surgeons and chemists.

Issued under the authority of the Regulations Act 1936.  
Date of notification in Gazette: 7 May 1959.  
These regulations are administered in the Department of Health.