



# LAWS AND REGULATIONS

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

## TRINIDAD & TOBAGO

Communicated by the Government of Trinidad & Tobago

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.

### INDEX

		Page
E/NL.1965/7	Government Notice No. 129 : The Narcotic Control (Distribution and Licensing) Regulations, 1965 .....	1
E/NL.1965/8	Government Notice No. 131 : The Narcotic Control (General Provisions) Regulations, 1965 .....	7

E/NL.1965/7

GOVERNMENT NOTICE NO. 129  
31 December 1964

THE NARCOTIC CONTROL ORDINANCE, 1961  
(No. 27 of 1961)<sup>1/</sup>

#### REGULATIONS

Made by the Minister under section 3 of the Narcotic  
Control Ordinance, 1961

#### THE NARCOTIC CONTROL (DISTRIBUTION AND LICENSING) REGULATIONS, 1965

- |   |                |
|---|----------------|
| 1. These Regulations may be cited as the Narcotic Control (Distribution and Licensing) Regulations, 1965. | Citation       |
| 2. In these Regulations   | Interpretation |
| "licence" means a valid and subsisting licence issued under section 3 of the Ordinance;                   |                |
| "licensed distributor" means a person to whom a licence has been issued;                                  |                |

<sup>1/</sup> Note by the Secretariat: E/NL.1962/2.

- Ord. No. 27 of 1961 "Ordinance" means the Narcotic Control Ordinance.
- Form of application for distributor's licence Form 1 3. An application for a licence to distribute narcotics shall be in the form set out as Form 1 in the Schedule.
- Form of licence Form 2 4. A licence to distribute narcotics shall be in the form set out as Form 2 in the Schedule.
- Powers of Minister to refuse, etc., prescribe conditions of licence 5. The Minister may, for any reason he deems proper
- (a) refuse to issue a licence; or
  - (b) suspend any licence; and
  - (c) prescribe terms and conditions for the issue of a licence or the reinstatement of a licence that has been suspended.
- Duration of licences 6. (1) A licence issued for the importation or exportation or diversion of a narcotic is valid only for the particular importation or exportation or diversion in respect of which it is issued.
- (2) A licence issued for any other matter for which a licence is required, expires on the 31st day of December next following the day on which it came into force.
- Records to be kept by distributors 7. Every licensed distributor shall keep a record of
- (a) the name, quantity and form of any narcotic received by him, the name and address of the person who supplied it, and the date it was received;
  - (b) the name, quantity and form of narcotic supplied by him, the name and address of the person to whom it was supplied, and the date it was supplied;
  - (c) the name and quantity of any narcotic used in manufacturing, the name and quantity of any narcotic manufactured, and the date any manufactured narcotic was placed in stock; and
  - (d) the name and quantity of any narcotic he has in stock at the end of each month.
- Condition of issue and continuation of licence 8. As a condition of the issue and continuation of a licence, the Minister may require an inspection to be made at any time during normal business hours, of
- (a) the premises used or intended to be used in manufacturing or storing a narcotic,
  - (b) the process and conditions of manufacturing or storing,
  - (c) the qualifications of technical staff concerned with the manufacturing or storing, and
  - (d) the records relating to the manufacturing or storing.

9. Every licensed distributor shall
- (a) furnish such information respecting the dealings of such person in any narcotic in such form and at such times and to such persons as may be required by the Minister;
  - (b) produce to an inspector any books, records or documents required by the Ordinance or these Regulations to be kept by such person; and
  - (c) permit an inspector to make copies of or to take extracts from such books, records and documents.
10. Every licensed distributor shall keep full and complete records respecting any narcotic or transaction therein
- (a) for a period of at least two years,
  - (b) in a manner that will enable an audit to be made at any time of such records and of any narcotic held or stored, and
  - (c) in the premises described in the licence.
11. Every licensed distributor shall notify the Minister promptly of changes in
- (a) technical staff;
  - (b) premises in which a narcotic is manufactured or stored, and
  - (c) process and conditions of manufacturing or storing.
12. Every licensed distributor shall
- (a) provide such protection against loss or theft of any narcotic in his possession as may be required by the Minister, and
  - (b) report any loss or theft of a narcotic forthwith on the discovery thereof, to the nearest Police Station and within forty-eight hours of the discovery thereof, to the Minister.
13. A licensed distributor may only import into or export out of Trinidad and Tobago a narcotic at the place specified in the licence.
14. A licensed distributor shall securely pack in a package sealed in such a manner that it cannot be opened without breaking the seal, any narcotic intended for exportation out of Trinidad and Tobago.
15. (1) Subject to paragraph (2), no licensed distributor shall ship a narcotic except personally or by a "bona fide" messenger or by registered mail.
- (2) Notwithstanding paragraph (1), a licensed distributor may ship a narcotic preparation or a preparation described in regulation 4 of the Narcotic Control (General Provisions) Regulations, 1965<sup>2/</sup>, by common carrier.

Furnishing and production of records

Record of narcotic transaction

Notification of changes

Protection against loss or theft

Places of import and export

Method of packing narcotics

Method of shipping narcotics

Persons to whom narcotics to be supplied

16. No licensed distributor shall supply a narcotic to any person other than
- (a) another licensed distributor,
  - (b) a physician, dental surgeon or veterinary surgeon,
  - (c) a pharmacist,
  - (d) a hospital,
  - (e) a person authorized by the regulations or by the Minister to purchase or be in possession of a narcotic.

Restrictions on supply of narcotics

17. (1) No licensed distributor shall supply a narcotic to any of the persons referred to in sub-paragraph (a), (b), (c), or (e) of regulation 16 unless he has first received an order therefor, dated and signed by such person, and whose signature is known to the licensed distributor, or, if unknown, is verified before the order is filled.

(2) No licensed distributor shall supply a narcotic to a hospital unless he has first received a written order therefor, dated and signed by the pharmacist in charge of the hospital dispensary or by a physician authorized by the hospital to sign such order on its behalf.

Labelling of narcotic containers

18. (1) No licensed distributor shall supply a narcotic unless the main label of the container in which it is supplied bears, legibly and conspicuously,

- (a) the name of the narcotic;
- (b) if the narcotic is manufactured in Trinidad and Tobago, the name of the manufacturer, or if the narcotic is manufactured or produced outside of Trinidad and Tobago, and name of the distributor in Trinidad and Tobago;
- (c) the symbol "N" on the upper left hand corner of the label in a colour contrasting with the rest of the label or in type not less than half the size of any other type used thereon;
- (d) a correct statement of the net contents of the container in terms of weight, measure or number;
- (e) in the case of a narcotic not in combination with other medicinal ingredients
  - (i) if the narcotic is in tablet, capsule, ampoule or other such form, the narcotic content per tablet, capsule, ampoule or other such form, or
  - (ii) if the narcotic is in any other form, the narcotic content per unit of weight, measure or number specified on the label;
- (f) in the case of a narcotic in combination with any other medicinal ingredients, the name of the narcotic and other medicinal ingredients therein, and
  - (i) if the narcotic is in tablet, capsule, ampoule or other such form, the amount of the narcotic and of each medicinal ingredient per tablet, capsule, ampoule or other such form, or

- (ii) if the narcotic is in any other form, the amount of the narcotic and of each medicinal ingredient per unit of weight, measure or number specified on the label.

(2) No licensed distributor shall supply a narcotic unless the Minister has approved its formula and label and the size of the container in which it is sold.

(3) No licensed distributor shall supply a narcotic, except a preparation described in regulation 4 of the Narcotic Control (General Provisions) Regulations, 1965, unless it is securely packed and its immediate container sealed in such a manner that it cannot be opened without breaking the seal.

19. It is an offence to contravene the provisions of regulations 9, 10, 11, 12, 13, 14, 15, 16, 17 or 18.

Offences

20. These regulations have effect from 1st January 1965.

Dated this 31st day of December, 1964.

ISABEL TESHEA  
Minister of Health and Housing

THE SCHEDULE

FORM 1

(Regulation 3)

TRINIDAD AND TOBAGO

APPLICATION FOR LICENCE TO DISTRIBUTE NARCOTICS  
(Narcotic Control Ordinance)

To: Minister of Health.

I(a)\* , of  
do hereby apply for a licence authorizing me to distribute narcotics in premises situate  
at (b)\* .

Dated this                      day of                      , 19 .  
Applicant's Name

\*(a) Insert name, occupation and residence in full.

\*(b) Situation of premises to be given.

FORM 2

(Regulation 4)

LICENCE TO DISTRIBUTE NARCOTICS  
(Narcotic Control Ordinance)

TRINIDAD AND TOBAGO

(a)\* , of (b)\*  
is hereby licensed to exercise and carry on the trade of a Distributor of Narcotics  
at (c)  
from the day of the date hereof until the 31st day of December next ensuing.

The sum of                      has been paid for this licence.

Dated this                      day of                      , 19 .  
Minister

(a)\* Insert name and occupation.

(b)\* Insert residence.

(c)\* Situation of premises.

THE NARCOTIC CONTROL ORDINANCE, 1961  
(No. 27 of 1961) 1

REGULATIONS

Made by the Governor-General under section 25 of the  
Narcotic Control Ordinance, 1961

THE NARCOTIC CONTROL (GENERAL PROVISIONS)  
REGULATIONS, 1965.

- |   |  |
|---|--|
| 1. These Regulations may be cited as the Narcotic Control (General Provisions) Regulations, 1965.   | Citation   |
| 2. Every pharmacist shall forthwith upon receipt of a narcotic from a licensed distributor, enter in a book, register or other record kept for such purpose, the name and quantity and form of the narcotic received, the date it was received, and the name and address of the person from whom it was received.                 | Receipt of narcotics to be recorded                            |
| 3. Except as provided in regulation 4, no pharmacist shall dispense a narcotic to any person unless he has first received a prescription therefor signed and dated by a physician, dental surgeon, or veterinary surgeon, whose signature is known to the pharmacist or if unknown, is verified before the narcotic is dispensed. | Certain narcotics to be prescribed only on signed prescription |
| 4. (1) A pharmacist may dispense without prescription any of the following preparations namely:   | Preparations dispensable without prescriptions                 |

Lin. Opii, B.P.  
Lin. Opii Ammon., B.P.C.  
Pasta Arsen. Trioxid. et Cocainae, B.P.C.  
Pil. Digitalis et Opii Co., B.P.C.  
Pil. Hydrargyri c. Opio, B.P.C.  
Pil. Plumbi c. Opio, B.P.C. 1949  
Tr. Opii Camph., B.P.  
Ung. Gallae c. Opio, B.P.C.  
Ung. Gallae Co., B.P.C.  
Cereoli Iodoformi et Morphinae, B.P.C.  
Emplastrum Opii, B.P. 1898  
Pil. Ipecac. c. Scilla, B.P.C. 1933  
Pil. Hydrarg. c. Cret. et Opii, B.P.C. 1949  
Pulv. Cretae Aromat c. Opio. B.P.C. 1948  
Pulv. Ipecac. et. Opii B.P. 1948  
Suppos. Plumbi c. Opio. B.P.C. 1949  
Guttae Cocainae et Hydrargyri Perchloridi Oleosae B.P.C. 1949

Mixtures of Pulv. Ipecac. et Opii. B.P. 1948 with any of the following:

Hydrarg. c. Cret. B.P. 1914 and B.P. 1948  
Acetylsalicylic Acid  
Phenacetin  
Quinine and its Salts  
Sodium Bicarbonate

(2) A pharmacist may dispense without prescription a preparation containing any one of the following named narcotics if the amount thereof does not exceed the amount or percentage set out opposite thereto, namely:

Codeine (Methylmorphine).....	1/4	of a grain
Dionine (Ethylmorphine) .....	1/4	" "
Morpholinylethylmorphine <u>Pholcodine</u> .....	1/4	" "
Dihydrocodeine .....	1/4	" "
Morphine.....	0.2	per cent
Cocaine.....	0.1	per cent

if

- (a) such narcotic is suitably combined with one or more ingredient other than a narcotic, in a generally recognised therapeutic dose;
- (b) there is legibly and conspicuously printed on the main parcel of the label and on any outer container the full formula or true list of all active ingredients together with any special caution or directions for use as may be necessary.

Recording of  
prescribed  
narcotics  
required

5. Every pharmacist shall forthwith after dispensing a narcotic pursuant to a prescription, enter in a book, register or other record kept for such purpose

- (a) the name and address of the person named in the order or prescription
- (b) the name, quantity and form of the narcotic,
- (c) the name and initials of the physician, dental surgeon or veterinary surgeon who issued the order or prescription,
- (d) the name or initials of the pharmacist who supplied the narcotic,
- (e) the date the narcotic was supplied, and
- (f) the number assigned to the prescription.

Prescription  
file

6. (1) Every pharmacist shall maintain a special narcotic prescription file in which shall be filed in sequence as to date and number all prescriptions or orders for narcotics dispensed.

(2) Every pharmacist shall retain in his possession for a period of at least two years, any records which he is required by these Regulations to keep.

---

3/ Note by the Secretariat: The words in square brackets have been inserted by the Secretariat. Proposed or recommended international non-proprietary names of drugs are underlined.



7. Every pharmacist shall
- (a) furnish such information respecting the dealings of such pharmacist in any narcotic in such form and at such times as may be required by the Minister;
  - (b) make available and produce to an inspector upon request his special narcotic prescription file together with any registers, he is required to keep;
  - (c) permit an inspector to make copies of or to take extracts from such file, books, records or documents.
8. Every pharmacist shall report any loss or theft of a narcotic
- (a) forthwith on the discovery thereof, to the nearest Police Station;
  - (b) within forty-eight hours of the discovery thereof, to the Minister.
9. Except when requiring access to a narcotic in connection with his business, every pharmacist shall keep all narcotics securely stored in a locked receptacle, drawer or safe.
10. (1) No pharmacist shall manufacture a narcotic unless the Minister has approved the formula thereof, and if such narcotic is a preparation described in regulation 4, has approved the label and the size of the container in which it will be sold.
- (2) Every pharmacist who manufactures a narcotic shall, in addition to all other records required to be kept by a pharmacist, keep a record of the kind and quantity of any narcotic used in manufacturing, the name and quantity of the narcotic manufactured and the date that the manufactured narcotic was placed in stock.
- (3) For the purposes of this section, "manufacturing" does not include the compounding of a narcotic pursuant to a description of a physician, dental surgeon or veterinary surgeon.
11. (1) Upon receiving the written approval of the Minister, a pharmacist may supply a narcotic to a licensed person or another pharmacist, subject to such terms and conditions as the Minister deems fit.
- (2) A pharmacist shall not remove, transport or transfer a narcotic from his place of business to any other place of business unless he obtains the written approval of, and conforms with the terms and conditions prescribed by the Minister.
- (3) In this regulation "licensed person" means a person who holds a valid and subsisting licence issued pursuant to section 3 of the Narcotic Control Ordinance.

Furnishing of information and inspection of records

Loss or theft of narcotic to be reported

Narcotics to be kept secured

Conditions under which narcotics may be manufactured

Supply of narcotics

Duties of physicians, etc., in respect of the supply of narcotics

12. Every physician, dentist and veterinary surgeon shall
- (a) furnish, on request, to the Minister such information as he may require respecting narcotics purchased by him or the prescribing, administering, giving, selling or furnishing by him of a narcotic to any person;
  - (b) keep books and other records respecting narcotics prescribed, administered, given, sold or furnished;
  - (c) enter or cause to be entered in a register or other record kept for that purpose the name and quantity of any narcotic received the date it was received and the name and address of the person or firm from whom it was received.

Duties of persons in charge of certain institutions in respect of the keeping of records relating to narcotics

13. A person who is in charge of a public hospital or licensed private hospital, infirmary, convalescent home or other premises where persons or animals receive medical care and treatment, shall
- (a) keep or cause to be kept in a book, register or other record maintained for that purpose
    - (i) the name and quantity of any narcotic received;
    - (ii) the name and address of the person from whom the narcotic was received and the date received;
    - (iii) the name and quantity of any narcotic used in manufacturing;
    - (iv) the name and quantity of any narcotic manufactured and the date of manufacture;
    - (v) the name of the person for whom a narcotic was dispensed;
    - (vi) the name and address of the owner of the animal for whose use a narcotic was dispensed;
    - (vii) the name of the physician, dental surgeon or veterinary surgeon ordering or prescribing such narcotics;
    - (viii) the date the narcotic was ordered or prescribed and the form and quantity thereof;
  - (b) retain the records referred to in subparagraph (a) for a period of not less than two years;
  - (c) take all necessary steps to protect narcotics therein against loss or theft, and report to the Minister any loss or theft of such narcotics within ten days of the discovery thereof.

Duties of persons in charge of certain institutions relating to the use of narcotics

14. The person who is in charge of a public hospital or licensed private hospital, infirmary, convalescent home or other premises, where persons or animals receive medical care and treatment shall
- (a) furnish such information respecting the use of narcotics therein, in such form and at such times as may be required by the Minister;

- (b) produce to an inspector any books, records or documents required by the Ordinance or these Regulations to be kept;
- (c) permit an inspector to make copies thereof or take copies thereof or take extracts from such books, records and documents.

15. The person in charge of any narcotic in a public hospital, licensed private hospital, infirmary, convalescent home or other premises, where persons or animals receive medical care and treatment, shall dispense a narcotic only to a person or animal under treatment as an in-patient or out-patient thereof, and upon the order or prescription of a medical, dental or veterinary surgeon.

Restrictions on dispensing of narcotics by persons in charge of certain institutions

16. Every person who is authorised by the Minister to be in possession of a narcotic shall

Records and information by certain persons

- (a) keep a record of
  - (i) the kind, date and quantity of any narcotic purchased or received by him;
  - (ii) the name and address of the person from whom the narcotic was received;
  - (iii) particulars of the use to which the narcotic was put;
- (b) furnish such information respecting such narcotics as he may require, including access to the records required by these Regulations to be kept by such person.

17. A person in charge of a laboratory for purposes of research or instruction attached to any college, public hospital or other institution approved by the Minister for the purpose, or the chief chemist may be in possession of a narcotic for the purpose of, and in connection with, his employment therewith.

Narcotics for purposes of research

18. (1) No person shall in any advertisement to the general public advertise a narcotic or a preparation containing a narcotic.

Advertisement of narcotics prohibited

(2) For the purpose of this regulation, an advertisement includes any representation by any means whatsoever for the purpose of promoting, directly or indirectly, the sale or disposal of any narcotic or any preparation that contains a narcotic.

Licence required  
for diversion of  
consignment of  
narcotics

19. If any consignment of the drugs to some destination outside Trinidad and Tobago is brought into any port thereof, no person shall, without the licence of the Minister divert, or cause or procure to be diverted, such consignment to any destination other than the destination to which it was originally consigned. The destination to which the consignment was originally consigned shall be deemed to be the destination stated in the licence, permit or other authority for the export of the consignment granted by the Government of the country of export.

Offences

20. It is an offence to contravene the provisions of regulations 2, 3, 5, 6, 7, 8, 9, 10, paragraph (2) of regulation 11, regulations 12, 13, 14, 15, 16, paragraph (1) of regulation 18 or regulation 19.

21. These regulations have effect from 1st January, 1965.

Dated this 31st day of December, 1964.

H. E. NELSON  
Acting Secretary to the Cabinet