
STATUTORY INSTRUMENTS

2012 No. 973

**The Misuse of Drugs (Amendment No.2)
(England, Wales and Scotland) Regulations 2012**

Amendment of regulation 8

9. In regulation 8 (production and supply of drugs in Schedules 2 and 5)—

(a) after paragraph (1)(b) insert—

“;

(c) a nurse independent prescriber acting in her capacity as such, or a supplementary prescriber acting under and in accordance with the terms of a clinical management plan, may compound any drug specified in Schedule 2 or 5 for the purposes of administration in accordance with regulation 7;

(d) any person acting in accordance with the written directions of a doctor, a dentist, a nurse independent prescriber, a pharmacist independent prescriber, or a supplementary prescriber acting under and in accordance with the terms of a clinical management plan, may compound any drug specified in Schedule 2 or 5 for the purposes of administration in accordance with regulation 7”.

(b) in paragraph (2)(k)(ii) after “nurse independent prescriber” insert “or a pharmacist independent prescriber”;

(c) in paragraph (2)(k)(iii) after “nurse independent prescriber” insert “or a pharmacist independent prescriber”;

(d) for paragraph (2A) substitute—

“(2A) The directions given by a nurse independent prescriber or a pharmacist independent prescriber referred to in paragraph (2)(k)(ii) and (iii) shall relate only to a controlled drug which such nurse independent prescriber or such pharmacist independent prescriber respectively may prescribe under regulation 6B and a purpose for which it may be prescribed under that regulation.”;

(e) for paragraph (7) substitute—

“(7) Notwithstanding the provisions of section 4(1)(b) of the Act, a nurse independent prescriber may, when acting in her capacity as such, supply or offer to supply any controlled drug specified in Schedule 2 or 5 to any person who may lawfully have any of those drugs in his possession provided it is supplied or offered in circumstances where she may prescribe it under regulation 6B.”; and

(f) in paragraph (8)(a)—

(i) after “a registered nurse” insert “or a pharmacist”; and

(ii) for the words “for the treatment of cardiac pain to a person admitted as a patient to a coronary care unit or an accident and emergency department of a hospital” substitute the words “or morphine where administration of such drugs is required for the immediate, necessary treatment of sick or injured persons”.