

1988 No. 206

**DANGEROUS DRUGS****Misuse of Drugs (Amendment) Regulations  
(Northern Ireland) 1988**

*Made* . . . . . 9th June 1988

*Coming into operation* . . . . . 13th July 1988

The Department of Health and Social Services for Northern Ireland in exercise of the powers conferred by sections 7, 10 and 31 of the Misuse of Drugs Act 1971(a) as adapted by section 38 of that Act and now vested in it(b) and of every other power enabling it in that behalf and after consultation in accordance with section 31(3) of that Act with the Advisory Council on the Misuse of Drugs, hereby makes the following Regulations:—

*Citation and commencement*

1. These Regulations may be cited as the Misuse of Drugs (Amendment) Regulations (Northern Ireland) 1988 and shall come into operation on 13th July 1988.

*Interpretation*

2. The Interpretation Act (Northern Ireland) 1954(c) shall apply to these Regulations as it applies to a Measure of the Northern Ireland Assembly.

*Amendment of the Misuse of Drugs (Northern Ireland) Regulations 1986*

3.—(1) The Misuse of Drugs (Northern Ireland) Regulations 1986(d) shall be amended in accordance with the following provisions.

(2) In regulation 6(4), for “Schedule 3” there shall be substituted “Schedule 2 or 3”.

(3) For regulation 14(7) there shall be substituted the following paragraph:—

“(7) Nothing in this regulation shall have effect in relation to—

- (a) the drugs specified in Schedules 4 and 5 or poppy straw;
- (b) any drug specified in Schedule 3 contained in or comprising a preparation which—
  - (i) is required for use as a buffering agent in chemical analysis,
  - (ii) has present in it both a substance specified in paragraph 1 or 2 of that Schedule and a salt of that substance, and
  - (iii) is premixed in a kit.”

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(a) 1971 c. 38

(b) By S.R. & O. (N.I.) 1973 No. 504 art. 5(a)

(c) 1954 c. 33 (N.I.)

(d) S.R. 1986 No. 52

(4) In regulation 18(2), after sub-paragraph (a) there shall be inserted the following sub-paragraph:—

“(aa) any drug specified in Schedule 3 contained in or comprising a preparation which—

- (i) is required for use as a buffering agent in chemical analysis,
- (ii) has present in it both a substance specified in paragraph 1 or 2 of that Schedule and a salt of that substance, and
- (iii) is premixed in a kit;”.

(5) In paragraph 6 of Schedule 2, after “Propiram” there shall be inserted “Quinalbarbitone”.

(6) In paragraph 1(b) of Schedule 3, there shall be added at the end the words “not being quinalbarbitone”.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 9th June 1988.

(L.S.)

R. McMurray

Assistant Secretary

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#### EXPLANATORY NOTE

*(This note is not part of the Regulations.)*

These Regulations amend the Misuse of Drugs (Northern Ireland) Regulations 1986 (“the principal Regulations”).

There are two groups of amendments. The first group (contained in paragraphs (2), (5) and (6) of regulation 3) effects the transfer of quinalbarbitone, a 5, 5 disubstituted barbituric acid, from paragraph 1(b) of Schedule 3, to paragraph 6 of Schedule 2, to the principal Regulations and makes a consequential amendment to regulation 6(4) of the principal Regulations extending to Schedule 2 drugs the general authority to supply and possess for the purposes of a pest control licence. The second group (contained in paragraphs (3) and (4) of regulation 3) exempts from regulations 14 and 18 of the principal Regulations (which relate to documentation and labelling) any drug specified in Schedule 3 thereto in a premixed preparation required for use as a buffering agent in chemical analysis.