



# Misuse of Drugs Act 1971

## 1971 CHAPTER 38

*Restrictions relating to controlled drugs etc.*

### 4 **Restriction of production and supply of controlled drugs.** **U.K.**

- (1) Subject to any regulations under section 7 of this Act [<sup>F1</sup>, or any provision made in a temporary class drug order by virtue of section 7A, ] for the time being in force, it shall not be lawful for a person—
- (a) to produce a controlled drug; or
  - (b) to supply or offer to supply a controlled drug to another.
- (2) Subject to section 28 of this Act, it is an offence for a person—
- (a) to produce a controlled drug in contravention of subsection (1) above; or
  - (b) to be concerned in the production of such a drug in contravention of that subsection by another.
- (3) Subject to section 28 of this Act, it is an offence for a person—
- (a) to supply or offer to supply a controlled drug to another in contravention of subsection (1) above; or
  - (b) to be concerned in the supplying of such a drug to another in contravention of that subsection; or
  - (c) to be concerned in the making to another in contravention of that subsection of an offer to supply such a drug.

#### **Textual Amendments**

- F1** Words in s. 4(1) inserted (15.11.2011) by [Police Reform and Social Responsibility Act 2011 \(c. 13\)](#), s. 157(1), [Sch. 17 para. 5](#); S.I. 2011/2515, art. 3(g)

#### **Modifications etc. (not altering text)**

- C1** S. 4(1)(a) excluded (1.2.2002) by S.I. 2001/3998, [regs. 4, 8\(1\), 9\(1\)](#) (with [reg. 2\(3\)](#))
- C2** S. 4(1)(b) excluded (1.2.2002) by S.I. 2001/3998, [regs. 6, 8\(2\)-\(6\), 9\(2\)-\(6\), 11\(1\)\(2\)](#) (with [reg. 2\(3\)](#))
- C3** S. 4(1)(b) excluded by S.I. 2001/3998, [reg. 8\(7\)\(8\)](#) (as inserted (15.10.2003) by [Misuse of Drugs \(Amendment\) \(No.3\) Regulations 2003 \(S.I. 2003/2429\)](#), [regs. 1, 2\(5\)](#))

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**Changes to legislation:** There are currently no known outstanding effects for the Misuse of Drugs Act 1971, Section 4. (See end of Document for details)

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- C4** S. 4(1)(b) excluded by S.I. 2001/3998, reg. 9(7)(8) (as inserted (15.10.2003) by Misuse of Drugs (Amendment) (No.3) Regulations 2003 (S.I. 2003/2429), regs. 1, **2(6)**)
- C5** S. 4(1)(b) excluded by S.I. 2001/3998, reg. 8(7) (as substituted (14.11.2005) by Misuse of Drugs and the Misuse of Drugs (Supply to Addicts) (amendment) Regulations 2005 (S.I. 2005/2864), regs. 1(1), 7)
- C6** S. 4(1)(b) excluded by S.I. 2001/3998, reg. 8(7) (as substituted (14.11.2005) by Misuse of Drugs and the Misuse of Drugs (Supply to Addicts) (amendment) Regulations 2005 (S.I. 2005/2864), regs. 1(1), 8)
- C7** S. 4(1)(b) excluded by S.I. 2001/3998, **reg. 9(7A)** (as inserted (E.W.S) (31.12.2023) by The Misuse of Drugs (England and Wales and Scotland) (Amendment) (No. 2) Regulations 2023 (S.I. 2023/1345), regs. 1(2), **8(b)**)
- C8** S. 4(1)(b) excluded by S.I. 2001/3998, **reg. 8(7A)** (as inserted (E.W.S) (31.12.2023) by The Misuse of Drugs (England and Wales and Scotland) (Amendment) (No. 2) Regulations 2023 (S.I. 2023/1345), regs. 1(2), **7(b)**)
- C9** S. 4(1)(b) excluded by S.I. 2001/3998, **reg. 8(8)(c)** (as inserted (E.W.S) (31.12.2023) by The Misuse of Drugs (England and Wales and Scotland) (Amendment) (No. 2) Regulations 2023 (S.I. 2023/1345), regs. 1(2), **7(c)**)
- C10** S. 4(1)(b) excluded by S.I. 2001/3998, **reg. 6(2A)** (as inserted (E.W.S) (31.12.2023) by The Misuse of Drugs (England and Wales and Scotland) (Amendment) (No. 2) Regulations 2023 (S.I. 2023/1345), regs. 1(2), **4(b)**)
- C11** S. 4(2)(3) saved by (E.W.) Criminal Law Act 1977 (c. 45), **Sch. 5 para. 1(2)(b)(i)(ii)** and (S.) Criminal Procedure (Scotland) Act 1975 (c. 21), **Sch. 7B para. 1(2)(b)(i)(ii)**

**Changes to legislation:**

There are currently no known outstanding effects for the Misuse of Drugs Act 1971, Section 4.