STATUTORY INSTRUMENTS

1997 No. 1830

The Prescription Only Medicines (Human Use) Order 1997

Circumstances in which controlled drugs and medicinal products authorized by the European Community are not prescription only medicines

6.—(1) A medicinal product shall not be a prescription only medicine by reason that it is a controlled drug listed in Schedule 2 to the Misuse of Drugs Act 1971 where, it–

(a) contains not more than one of the substances listed in column 1 of Schedule 2 to this Order and no other controlled drug;

(b) contains that substance at a strength that does not exceed the maximum strength specified in column 2 of that Schedule; and

(c) is sold or supplied–

(i) in such pharmaceutical form as may be specified in column 3 of that Schedule, and

(ii) for use at a maximum dose which does not exceed that specified in column 4 of that Schedule.

(2) A medicinal product for human use in respect of which a marketing authorization has been granted under Council Regulation 2309/93/EEC(**1**) shall not be a prescription only medicine where that authorization does not classify the medicinal product as subject to medical prescription.

(**1**) OJ No. L214, 24.8.93, p. 1.