

**2005 No. 1652**

**DANGEROUS DRUGS**

**The Misuse of Drugs (Designation) (Amendment) Order 2005**

*Made* - - - - - *22nd June 2005*

*Laid before Parliament* *23rd June 2005*

*Coming into force* - - - *18th July 2005*

The Secretary of State, in exercise of the powers conferred upon him by section 7(4) and (5) of the Misuse of Drugs Act 1971(a), on the recommendation of the Advisory Council on the Misuse of Drugs in accordance with section 7(7) of that Act, hereby makes the following Order:

**Citation and commencement**

1. This Order may be cited as the Misuse of Drugs (Designation) (Amendment) Order 2005 and shall come into force on 18th July 2005.

**Amendment of the Misuse of Drugs (Designation) Order 2001**

2. In Part 1 of the Schedule to the Misuse of Drugs (Designation) Order 2001(b), after “Etryptamine” insert “Fungus (of any kind) which contains psilocin or an ester of psilocin”.

Home Office  
22nd June 2005

*Paul Goggins*  
Parliamentary Under Secretary of State

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(a) 1971 c. 38.  
(b) S.I. 2001/3997.

## EXPLANATORY NOTE

*(This note is not part of the Order)*

Section 7(3) of the Misuse of Drugs Act 1971 (“the 1971 Act”) requires regulations to be made to allow the use for medical purposes of the drugs which are subject to control under the 1971 Act. Section 7(3) does not apply to any drug which is designated by order under section 7(4) as a drug to which section 7(4) is to apply. This Order amends the Misuse of Drugs (Designation) Order 2001, which was made under section 7(4) and (5) of the 1971 Act, by inserting into Part 1 of the Schedule to that Order a fungus of any kind which contains psilocin or an ester of psilocin (commonly known as magic mushrooms) and thereby designates such a fungus for the purposes of section 7(4) of the 1971 Act.

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