

THE DANGEROUS DRUGS LAW.

(CAP. 73.)

DANGEROUS DRUGS REGULATIONS.

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Cap. 73.

Cap. 118.

Cap. 74.

1. These regulations may be cited as the Dangerous Drugs Regulations.
2. In these regulations—
 - “Law” means the Dangerous Drugs Law, or any Law amending or substituted for the same;
 - “medical practitioner” means a medical practitioner who is registered under the Medical Registration Law;
 - “dentist” means a dentist registered under the Dentists Registration Law;
 - “veterinary surgeon” means a person who is the possessor of a diploma or a degree in veterinary medicine and surgery recognized by the law of the country in which it is issued.

PART I.—RAW OPIUM.

SALE AND DISTRIBUTION.

3. No person shall supply or procure or offer to supply or procure raw opium to or for any person whether in Cyprus or elsewhere or shall advertise raw opium for sale—
 - (a) unless he is licensed by the Director of Medical and Health Services or is authorized by these regulations or by any authority granted by the Director of Medical and Health Services to supply raw opium or unless he is licensed by the Director of Medical and Health Services to import raw opium, or (but so far only as regards procuring raw opium) unless he is licensed by the Director of Medical and Health Services to procure raw opium, or
 - (b) otherwise than in accordance with the terms and conditions of such licence or authority.
4. No person shall supply or procure or offer to supply or procure raw opium to or for any person who is not licensed or otherwise authorized to be in possession of it nor to any person so licensed or authorized except in accordance with the terms and conditions of such licence or authority.

POSSESSION.

5. No person shall be in possession or attempt to obtain possession of raw opium unless—
 - (a) he is licensed to import raw opium; or
 - (b) he is licensed or otherwise authorized to supply raw opium; or
 - (c) he is otherwise licensed by the Director of Medical and Health Services or authorized by these regulations or by any authority granted by the Director of Medical and Health Services to be in possession of raw opium.

RECORDS.

6. Every person who supplies raw opium shall comply with the following provisions :—

- (a) he shall enter or cause to be entered in a register kept for the sole purpose all supplies of raw opium purchased or otherwise obtained by him, and all dealings in raw opium effected by him (including sales or supplies to persons outside Cyprus) in the form and containing the particulars shown in the First Appendix to these regulations;
- (b) he shall make the entry with respect to any raw opium purchased or otherwise obtained by him on the day on which it is received and with respect to any sale or supply by him of raw opium on the day on which the transaction is effected; or where that is not reasonably convenient on the day following the day on which the raw opium is received or the transaction is effected;

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- (c) where he carries on business at more than one set of premises he shall keep a separate register in respect of each set of premises ;
- (d) he shall keep the register in some part of the premises to which it relates so that it shall at all times be available for inspection in accordance with the provisions of the Law ;
- (e) he shall not cancel, obliterate, or alter any entry in the register or make therein any entry which is untrue in any particular. Any mistake in an entry may be corrected by a marginal note or footnote giving the correct particulars and dated ;
- (f) the registers are to be kept for two years from date of last entry.

GENERAL AUTHORIZATIONS.

7. Any medical practitioner, or any person duly licensed or authorized to retail poisons in accordance with the provisions of the Pharmacy and Poisons Law, or any person employed or engaged in dispensing medicines at any public hospital being a person duly registered under the Pharmacy and Poisons Law or a duly qualified Veterinary Surgeon or any person appointed by the Governor as an analyst is hereby authorized so far as is necessary for the practice of his profession or employment in such capacity to be in possession of and supply raw opium, but subject always to the provisions of the foregoing regulation. Cap. 132.
Cap. 132.

8. In the event of any person authorized by these regulations or by any authority granted by the Director of Medical and Health Services to be in possession of or supply raw opium being convicted of an offence against the Law or an offence under the enactments relating to the Customs as applied by the Law the Governor may by notice in the *Gazette* withdraw the authorization aforesaid in respect of such person if in the opinion of the Governor such person cannot properly be allowed to be in possession of or supply raw opium.

DELIVERY TO MESSENGERS.

9. No person shall deliver any raw opium to any person not licensed or authorized to be in possession of raw opium who purports to be sent by or on behalf of a person so licensed or authorized unless such person produces an authority in writing signed by the person licensed or authorized, to receive the raw opium on his behalf and unless the person supplying the raw opium is satisfied that the authority is genuine.

MEANING OF "POSSESSION".

10. Raw opium in the order or disposition of any person shall, for the purpose of these regulations, be deemed to be in his possession.

DIVERSION OF RAW OPIUM IN TRANSIT.

11. If any consignment of raw opium to some destination outside Cyprus is brought into any port of Cyprus, no person shall, without the licence of the Director of Medical and Health Services, divert or cause or procure to be diverted, such consignment to any destination other than the destination to which it was originally consigned. The destination to which consignment was originally consigned shall be deemed to be the destination stated in the licence, permit or other authority for the export of the consignment granted by the Government of the country of export.

COCA LEAVES AND INDIAN HEMP.

12. The provisions of this Part of these regulations shall be deemed to apply to coca leaves and to Indian hemp in the same manner as they apply to raw opium.

PART II.—MORPHINE, COCAINE, MEDICINAL OPIUM, Etc.

APPLICATION.

13. The drugs to which this part of the regulations applies are those mentioned in section 12 (1) of the Law or any drug added thereto by declaration made by the Governor in Council under the provisions of section 12 (2).

MANUFACTURE.

14. No person shall manufacture or carry on any process in the manufacture of morphine, cocaine, ecgonine or diamorphine or their salts, or medicinal opium—

- (a) unless he is licensed by the Director of Medical and Health Services or authorized by these regulations or by any authority granted by the Director of Medical and Health Services to do so ;
- (b) except on premises licensed for the purpose by the Director of Medical and Health Services ;
- (c) otherwise than in accordance with the terms and conditions of such licence or authority.

SALE AND DISTRIBUTION.

15. No person shall supply or procure or offer to supply or procure any of the drugs to or for any person whether in Cyprus or elsewhere or shall advertise any of such drugs for sale—

- (a) unless licensed by the Director of Medical and Health Services or authorized by these regulations or by any authority granted by the Director of Medical and Health Services to supply the drug or unless licensed to import or export or unless he is licensed or otherwise authorized to manufacture such drugs or (but so far only as regards procuring such drugs) unless he is licensed to procure such drugs ; or
- (b) otherwise than in accordance with the terms and conditions of such licence or authority.

16. Except when the drugs are dispensed in pursuance of a prescription given by a medical practitioner, dentist or veterinary surgeon or are supplied by a medical practitioner, dentist or veterinary surgeon who dispenses his own medicines, in accordance with the conditions hereinafter specified, no person shall supply or procure, or offer to supply or procure such drugs to or for any person in Cyprus who is not licensed or otherwise authorized to be in possession of such drugs nor to any person so licensed or authorized except in accordance with the terms and conditions of such licence or authority, provided that administration of such drugs by or under the direct personal supervision of a medical practitioner or by or under the direct personal supervision of a dentist in dental treatment, or by or under the direct personal supervision of a veterinary surgeon in the treatment of any animal, shall not be deemed to be supplying such drug within the meaning of this and the following regulations.

GIVING AND DISPENSING OF PRESCRIPTIONS.

17. A prescription for the supply of the drugs must comply with the following conditions, that is to say :—

- (a) It must be in writing, dated and signed by the medical practitioner, dentist or veterinary surgeon, with his usual signature and address, and must specify the name and address of the person for whose use the prescription is given, and the total amount of the drug to be supplied. The prescription shall not be given for the use of the prescriber himself.
- (b) A prescription shall only be given by a dentist for the purposes of dental treatment and shall be marked " For local dental treatment only."

- (c) A prescription shall only be given by a veterinary surgeon for the purposes of treatment of animals and shall be marked "For animal treatment only."
- (d) The Director of Medical and Health Services may prescribe and issue a form hereinafter referred to as the "Official form" for use in giving prescriptions for the drugs, and in that case a prescription for any of such drugs shall only be given on an official form, provided that in a case of emergency when the person giving the prescription has not the official form available, the prescription may be given without using the official form, but in that case shall be marked with the words "Official form not available" or similar words.
- (e) A medical practitioner, dentist or veterinary surgeon shall not give any prescription for the supply of any of the drugs otherwise than in accordance with the foregoing conditions.
- (f) A medical practitioner who dispenses any medicines to which these regulations apply shall enter particulars thereof in his day book or in the register hereinafter specified.

18. The following conditions shall be observed by persons dispensing prescriptions for the drugs :—

- (a) if an official form is prescribed and issued by the Director of Medical and Health Services in pursuance of the foregoing regulation, a prescription for any of the drugs shall only be dispensed if the prescription is on one of those forms, or in the case of an emergency prescription given under the conditions specified in the foregoing regulation, if the person dispensing the prescription is acquainted with the signature of the medical practitioner, dentist, or veterinary surgeon by whom the prescription purports to be given, or is acquainted with the person for whose use the prescription is given and has no reason to suppose that the prescription is not genuine;
- (b) the drugs shall not be supplied more than once on the same prescription : Provided that, if the prescription so directs, the drug may be supplied on more than one but not exceeding three occasions, as directed in the prescription, at intervals to be specified in the prescription ;
- (c) the prescription shall be marked with the date on which it is dispensed, and shall be retained by the person, firm, or body corporate by whom the prescription is dispensed, and shall be kept on the premises where it is dispensed and shall be available for inspection ;
- (d) if an official form is not prescribed, a prescription for any of the drugs shall only be dispensed either—
 - (1) if the person dispensing the prescription is acquainted with the signature of the medical practitioner, dentist, or veterinary surgeon, by whom the prescription purports to be given, and has no reason to suppose that the prescription is not genuine ; or
 - (2) if he has taken reasonably sufficient steps to satisfy himself that the prescription is genuine.

POSSESSION.

19. No person shall be in possession or attempt to obtain possession of any of the drugs unless—

- (a) he is licensed to import or export the drug ; or
- (b) he is licensed or otherwise authorized to manufacture or supply the drug ; or
- (c) he is otherwise licensed by the Director of Medical and Health Services or authorized by these regulations or by any authority granted by the Director of Medical and Health Services to be in possession of the drug ; or
- (d) he proves that the drug was supplied for his use by a medical practitioner or veterinary surgeon or on and in accordance with such a prescription as aforesaid.

MARKING OF PACKAGES OR BOTTLES.

20.—(1) No person shall supply any morphine, cocaine, ecgonine, diamorphine or their respective salts or any medicinal opium unless the package or bottle containing it is plainly marked with the amount of the drug in the package or bottle.

(2) No person shall supply any preparation, admixture, extract, or other substance containing any of these last-mentioned drugs and coming within these regulations unless the package or bottle is plainly marked—

- (a) in the case of a powder, solution, or ointment, with the total amount thereof in the package or bottle and the percentage of the drug in the powder, solution, or ointment ;
- (b) in the case of tablets or other articles with the amount of the drug in each article and the number of articles in the package or bottle.

This regulation shall not apply to any preparation dispensed by a medical practitioner or on the prescription of a medical practitioner.

RECORDS.

21.—(1) Every person who supplies any of the drugs shall comply with the following provisions :—

- (a) he shall enter or cause to be entered in a register kept for the sole purpose all supplies of the drug purchased or otherwise obtained by him and all dealings in the drug effected by him (including sales or supplies to persons outside Cyprus) in the form and containing the particulars shown in the Second Appendix to these regulations ;
- (b) separate registers or separate parts of the register shall be used for (a) cocaine and ecgonine and substances containing them, (b) morphine and substances containing it, (c) diamorphine and substances containing it, (d) medicinal opium : Provided that with the approval of the Director of Medical and Health Services separate registers may be kept for separate departments of a business ;
- (c) he shall make the entry with respect to any of the drugs purchased or otherwise obtained by him on the day on which the drug is received and with respect to any sale or supply by him of the drug on the day on which the transaction is effected ; or where that is not reasonably convenient on the day following the day on which the drug is received or the transaction is effected ;
- (d) where he carries on business at more than one set of premises he shall keep a separate register or registers in respect of each set of premises ;
- (e) he shall keep the register or registers in some part of the premises to which it relates so that it shall at all times be available for inspection in accordance with the provisions of the Law ;
- (f) he shall not cancel, obliterate or alter any entry in the register or make therein any entry which is untrue in any particular. Any mistake in an entry may be corrected by a marginal note or footnote giving the correct particulars and dated ;
- (g) he shall furnish to the Director of Medical and Health Services or to any person authorized by any order of the Director of Medical and Health Services for the purpose all information in regard to any purchases by him of the drugs, all stocks held by him of the drugs, and all transactions effected by him in the drugs as may be required by the Director of Medical and Health Services for the purpose of seeing that the provisions of the Law are observed.

A medical practitioner who records in a day book particulars of any of the drugs supplied by him to any patient, together with the name and address of the patient and date of the supply, may, in lieu of keeping the register required by this regulation of drugs sold or supplied by him, enter separately for each of the drugs in a book to be kept for the purpose references under