

Misuse of Drugs (Controlled Equipment, Material and Substances) Regulations

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MISUSE OF DRUGS ACT (CHAPTER 185, SECTIONS 10B AND 44(1)(u) AND (v))

MISUSE OF DRUGS (CONTROLLED EQUIPMENT, MATERIAL AND SUBSTANCES) REGULATIONS

Rg 7

G.N. No. S 268/1999

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Citation

1. These Regulations may be cited as the Misuse of Drugs (Controlled Equipment, Material and Substances) Regulations.

Definitions

2. In these Regulations, unless the context otherwise requires —

“commercial documents” includes shipping invoices, cargo manifests, administrative documents, and transport and other shipping documents;

“container” means —

- (a) any receptacle or thing whatsoever containing or enclosing any quantity of controlled substance;
- (b) any receptacle or thing whatsoever containing or enclosing any container or containers referred to in paragraph (a); and
- (c) any receptacle or thing whatsoever containing or enclosing for keeping or storing or for transporting by sea, air, land, in whatever number or size, any containers referred to in paragraph (a) or (b);

“Director” means the Director of the Central Narcotics Bureau appointed under section 3(1) of the Act and includes an Assistant Director or a Deputy Director duly authorised by the Director under section 3(3) of the Act;

“permit” means a permit issued by the Director under these Regulations;

“placing on the market”, in relation to any controlled substance, means supplying such controlled substance to any person whether within or without Singapore, and whether for payment or free of charge.

Prohibition of import or export of controlled equipment, etc., without permit

3. No person shall, on his own or on behalf of any person —

- (a) import into or cause to be imported into Singapore; or
- (b) export from or cause to be exported from Singapore,

any controlled equipment, controlled material or controlled substance, except under and in accordance with the conditions of a permit issued under these Regulations.

Application for permit

4.—(1) Any person who intends to import or export any controlled equipment, controlled material or controlled substance shall apply to the Director for a permit.

(2) An application for a permit shall —

- (a) be in writing in such form; and
- (b) contain such particulars,

as the Director may require.

(3) Within 14 days of the receipt of an application for a permit, the Director may —

- (a) issue the permit; or
- (b) give notice in writing to the applicant of his refusal to issue the permit.

Permits

5.—(1) A permit shall —

- (a) be subject to such conditions; and
- (b) be in such form,

as the Director may specify.

(2) A permit shall be valid for the period stated therein unless it is sooner cancelled under regulation 6.

(3) The Director may at any time alter the particulars of a permit or cancel or vary any conditions or specify new conditions.

(4) Where the Director —

- (a) alters any of the particulars of a permit; or
- (b) cancels or varies the conditions of a permit or imposes new conditions,

he shall notify the holder of the permit who shall forthwith surrender his permit to the Director.

(5) Where the holder of a permit surrenders his permit to the Director under paragraph (4), the Director shall issue him with a new permit.

Cancellation or suspension of permit

6.—(1) The Director may at any time cancel or suspend a permit —

- (a) at the request of the holder of the permit;
- (b) if any of the conditions of the permit is contravened;
- (c) if the holder of the permit or a person employed by him commits an offence under the Act or any regulations made thereunder;
- (d) if the Director is satisfied that the permit was issued by him as a result of —
 - (i) a misrepresentation of any fact; or
 - (ii) any other unlawful act of the applicant; or
- (e) if the Director is of the opinion that it is in the public interest to cancel or suspend the permit and the holder of the permit, having been required to do so in writing by the Director, has failed within one month to show good cause why the permit should not be cancelled or suspended.

(2) The Director may cancel a permit on the death of the holder thereof.

(3) Where the Director cancels or suspends a permit under paragraph (1), the Director shall forthwith notify the holder of the permit and shall state the reason therefor.

(4) Where the Director has notified the holder of a permit under paragraph (3) of the cancellation or suspension of his permit, the holder of the permit and in the case of the death of the holder of the permit, the person having custody of the permit, shall forthwith surrender the permit to the Director.

(5) Where a permit which has been suspended is surrendered, the Director shall on the termination of the period of suspension re-issue the permit to the holder of the permit.

Storage of controlled substances

7.—(1) Any person who has imported or who intends to export any controlled substance, not being a controlled substance in transit, shall keep or store the controlled substance —

- (a) in a place approved in writing by the Director; and