POLICE

PO301*

Misuse of Drugs Act 1981

Misuse of Drugs Amendment Regulations (No. 2) 2011

Made by the Lieutenant-Governor and Administrator in Executive Council.

1. Citation

These regulations are the Misuse of Drugs Amendment Regulations (No. 2) 2011.
2. **Commencement**

These regulations come into operation as follows —

(a) regulations 1 and 2 — on the day on which these regulations are published in the Gazette;

(b) the rest of the regulations — on the day on which the *Misuse of Drugs Amendment Act 2010* section 7(1) comes into operation.

3. **Regulations amended**

These regulations amend the *Misuse of Drugs Regulations 1982*.

4. **Regulation 7 amended**

(1) Before regulation 7(1) insert:

(1A) In this regulation —

> relevant thing means a prohibited drug, prohibited plant or dangerous substance or a thing contaminated with a dangerous substance.

(2) In regulation 7(1) delete “For the purposes of sections 27 and 28, as read with section 41, of the Act, a prohibited drug, prohibited plant or dangerous substance, or a thing (other than a prohibited drug, prohibited plant or dangerous substance) (other thing), which is required to be destroyed shall be destroyed —” and insert:

If under section 27(1) or (4) of the Act a police officer is required to cause a relevant thing to be destroyed, it shall be destroyed —

(3) In regulation 7(1)(a) delete “prohibited drug, prohibited plant or dangerous substance, or other” and insert:

relevant

(4) In regulation 7(2) delete “prohibited drug, prohibited plant or dangerous substance, or other thing,” and insert:

relevant thing

5. **Regulation 8 deleted**

Delete regulation 8.
6. **Schedule 1 amended**

(1) In Schedule 1 Form M.D. 8A:
   (a) delete “PLANTS OR DANGEROUS SUBSTANCES” and insert:

   **PLANTS, DANGEROUS SUBSTANCES OR OTHER RELEVANT THINGS**

   (b) in paragraph (a) delete “plant or dangerous substance]” and insert:

   plant, dangerous substance or other relevant thing]

   (c) in paragraph (b) after “of” insert:

   or from

   (d) after “dangerous substance*” (each occurrence) insert:

   /other relevant thing*

(2) In Schedule 1 Form M.D. 8B:
   (a) delete “PLANT OR DANGEROUS SUBSTANCE” and insert:

   **PLANT, DANGEROUS SUBSTANCE OR OTHER RELEVANT THING**

   (b) delete “plant or dangerous substance],” and insert:

   plant, dangerous substance or other relevant thing],

   (c) delete “plant or dangerous substance] analysed” and insert:

   plant, dangerous substance or other relevant thing] analysed

(3) Delete Schedule 1 Forms M.D. 9 and M.D. 10.

By Command of the Lieutenant-Governor and Administrator,

PETER CONRAN, Clerk of the Executive Council.