

HE303**POISONS ACT 1964****POISONS AMENDMENT REGULATIONS (NO. 7) 1993**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Poisons Amendment Regulations (No. 7) 1993*.

Principal regulations

2. In these regulations the *Poisons Regulations 1965** are referred to as the principal regulations.

[* Reprinted as at 7 January 1993.

For amendments to 26 November 1993 see Gazette of 28 May 1993, 25 June 1993, 9 July 1993, 1 October 1993 and 12 November 1993.]

Regulation 39B inserted

3. After regulation 39A of the principal regulations the following regulation is inserted —

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Fourth Schedule drugs for use on ships and aircraft

39B. (1) The master of a ship is authorized to procure and be in possession of any Fourth Schedule drug that is necessary to complete the equipment of the ship in order to comply with the requirements of —

- (a) if the ship is registered in Australia —
 - (i) section 125 of the *Navigation Act 1912* of the Commonwealth; or
 - (ii) the navigation authority of any State of Australia;
- or
- (b) if the ship is not registered in Australia —
 - (i) a law applying to ships in the country in which the ship is registered; or
 - (ii) the *“International Medical Guide for Ships”* (2nd. Edition), as published by the World Health Organization.

(2) The holder of an appropriate licence, or any other authorized person, may supply a Fourth Schedule drug on receipt of a written order, signed by the master of the ship and by the manager, or a person authorized in writing by the manager, of the ship's agents in the State, certifying that the drug is necessary to complete the equipment of the ship in order to comply with the applicable requirements of subregulation 1.

(3) The person in charge of an aircraft is authorized to be in possession of a Fourth Schedule drug, in a quantity that does not exceed the maximum permitted quantity, as specified by the Department of Transport of the Commonwealth, for the purposes of medical treatment on the aircraft.

(4) The holder of an appropriate licence, or any other authorized person, may supply a Fourth Schedule drug on receipt of a written order, signed by the manager, or a person authorized in writing by the manager, of the airline company or firm responsible for the operation of the aircraft in the State, certifying that the drug is necessary for the purposes of medical treatment on aircraft.

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Regulation 49 substituted

4. Regulation 49 of the principal regulations is repealed and the following regulation is substituted —

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Drugs of addiction for use on ships and aircraft

49. (1) The master of a ship is authorized to procure and be in possession of any drug of addiction that is necessary to complete the equipment of the ship in order to comply with the requirements of —

- (a) if the ship is registered in Australia —
 - (i) section 125 of the *Navigation Act 1912* of the Commonwealth; or
 - (ii) the navigation authority of any State of Australia;
- or

- (b) if the ship is not registered in Australia —
- (i) a law applying to ships in the country in which the ship is registered; or
 - (ii) the *“International Medical Guide for Ships”* (2nd. Edition), as published by the World Health Organization.

(2) The holder of an appropriate licence, or any other authorized person, may supply a drug of addiction on receipt of a written order, signed by the master of the ship and by the manager, or a person authorized in writing by the manager, of the ship's agents in the State, certifying that the drug of addiction is necessary to complete the equipment of the ship in order to comply with the applicable requirements of subregulation 1.

(3) The person in charge of an aircraft is authorized to be in possession of a drug of addiction, in a quantity that does not exceed the maximum permitted quantity, as specified by the Department of Transport of the Commonwealth, for the purposes of medical treatment on the aircraft.

(4) The holder of an appropriate licence, or any other authorized person, may supply a drug of addiction on receipt of a written order, signed by the manager, or a person authorized in writing by the manager, of the airline company or firm responsible for the operation of the aircraft in the State, certifying that the drug of addiction is necessary for the purposes of medical treatment on aircraft.

(5) Any person who supplies a drug of addiction under this regulation shall, within 24 hours of so doing, report the details to the Chief Executive Officer or the officer in charge of the nearest police station.

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By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.
