

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.