1973. No. 180 **[C]**

DANGEROUS DRUGS

Notification of and Supply to Addicts

REGULATIONS, DATED 8TH JUNE 1973, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION 10(2)(*h*) AND (*i*), SECTION 22(*c*) AND SECTION 31 OF THE MISUSE OF DRUGS ACT 1971.

The Ministry of Home Affairs, on behalf of the Secretary of State and in exercise of the powers conferred on it by section 10(2)(*h*) and (*i*), section 22(*c*) and section 31 of the Misuse of Drugs Act 1971(**a**), and of every other power enabling it in that behalf, and after consultation with the Advisory Council, hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Misuse of Drugs (Notification of and Supply to Addicts) (Northern Ireland) Regulations 1973 and shall come into operation on the 1st July 1973.

Interpretation

2.—(1) In these Regulations the expression—

"drug" means a controlled drug specified in the Schedule to these Regulations;

"hospital" has the meaning assigned to it by the Health and Personal Social Services (Northern Ireland) Order 1972(**b**) and includes a nursing home within the meaning assigned to it by the Nursing Homes and Nursing Agencies Act (Northern Ireland) 1971(**c**) and a private hospital within the meaning assigned to it by the Mental Health Act (Northern Ireland) 1961(**d**).

(2) For the purposes of these Regulations a person shall be regarded as being addicted to a drug if, and only if, he has as a result of repeated administration become so dependent upon the drug that he has an overpowering desire for the administration of it to be continued.

(3) The Interpretation Act (Northern Ireland) 1954(**e**) shall apply to the interpretation of these Regulations as it applies to the interpretaion of an Act of the Parliament of Northern Ireland.

3.—(1) Subject to paragraph (2) of this Regulation any doctor who attends a person who he considers, or has reasonable grounds to suspect, is addicted to any drug shall within seven days of the attendance, furnish in writing to the Chief Medical Officer of the Ministry of Health and Social Services such of the following particulars with respect to that person as are known to the doctor, that is to say, the name, address, sex, date of birth and health service number of that person, the date of the attendance and the name of the drug or drugs concerned.

(**a**) 1971. c. 38.
(**b**) S.I. 1972, No. 1265 (N.I. 14).
(**c**) 1971. c. 32 (N.I.).
(**d**) 1961. c. 15.
(**e**) 1954. c. 33.

(2) It shall not be necessary for a doctor who attends a person to comply with the provisions of paragraph (1) of this Regulation in respect of that person if—

(*a*) the doctor is of the opinion, formed in good faith, that the continued administration of the drug or drugs concerned is required for the purpose of treating organic disease or injury; or

(*b*) the particulars which, apart from this paragraph, would have been required under those provisions to be furnished have, during the period of twelve months ending with the date of the attendance, been furnished in compliance with those provisions—

(i) by the doctor; or

(ii) if the doctor is a partner in or employed by a firm of general practitioners, by a doctor who is a partner in or employed by that firm; or

(iii) if the attendance is on behalf of another doctor, whether for payment or otherwise, by that doctor; or

(iv) if the attendance is at a hospital, by a doctor on the staff of that hospital.

4.—(1) Subject to paragraph (2) of this Regulation, a doctor shall not administer or supply to a person who he considers, or has reasonable grounds to suspect, is addicted to any drug, or authorise the administration or supply to such a person, of any substance specified in paragraph (3) below, or prescribe for such a person any such substance, except—

(*a*) for the purpose of treating organic disease or injury; or

(*b*) under and in accordance with the terms of a licence issued by the Ministry of Home Affairs in pursuance of these Regulations.

(2) Paragraph (1) of this Regulation shall not apply to the administration or supply by a doctor of a substance specified in paragraph (3) below if the administration or supply is authorised by another doctor under and in accordance with the terms of a licence issued to him in pursuance of these Regulations.

(3) The substances referred to in paragraphs (1) and (2) above are—

(*a*) cocaine, its salts and any preparation or other product containing cocaine or its salts other than a preparation falling within paragraph 2 of Schedule 1 to the Misuse of Drugs (Northern Ireland) Regulations 1973(**f**);

(*b*) diamorphine, its salts and any preparation or other product containing diamorphine or its salts.

5. These Regulations and, in relation only to the requirements of these Regulations, sections 13(1) and (3), 14, 16, 19 and 25 of and Schedule 4 to the Misuse of Drugs Act 1971 (which relate to their enforcement) shall apply to servants and agents of the Crown.

Revocations

6.—(1) The Dangerous Drugs (Notification of Addicts) Regulations (Northern Ireland) 1968(**g**) and the Dangerous Drugs (Supply to Addicts) Regulations (Northern Ireland) 1968(**h**) are hereby revoked.

(**f**) S.R. & O. (N.I.) 1973, No. 177.
(**g**) S.R. & O. (N.I.) 1968, No. 19.
(**h**) S.R. & O. (N.I.) 1968, No. 91.