

South Australia

Controlled Substances Act (Exemptions) Regulations 1989

under the *Controlled Substances Act 1984*

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Legislative history

1—Short title

These regulations may be cited as the *Controlled Substances Act (Exemptions) Regulations 1989*.

2—Interpretation

In these regulations—

the Act means the *Controlled Substances Act 1984*;

health risk minimisation programme means a programme to prevent or control the spread of a disease or other risk to public health declared by the Minister to be a health risk minimisation programme for the purposes of this regulation.

2A—Exemption from prohibition of possession of injecting equipment

Section 31(1)(c) of the Act does not apply to a person having in his or her possession a syringe or needle for use in connection with the administration of a drug of dependence or a prohibited substance.

3—Exemption from aiding and abetting etc

Section 41 of the Act does not prevent—

- (a) a medical practitioner or pharmacist from—
 - (i) selling or supplying syringes and needles to any person; or
 - (ii) giving advice or instruction to any person on the safe use of syringes or needles; or
- (b) a nurse from—
 - (i) selling or supplying syringes and needles to any person; or
 - (ii) giving advice or instruction to any person on the safe use of syringes or needles,

if done in the course of a health risk minimisation programme; or

- (c) a person licensed under section 31(3)(d) of the Act to be in possession of syringes and needles from—
 - (i) selling or supplying syringes and needles to any person; or
 - (ii) giving advice or instruction to any person on the safe use of syringes or needles,

if done in the course of a health risk minimisation programme and in compliance with the conditions of any such licence.

Legislative history

Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes.

Revocation of regulations

The *Controlled Substances Act (Exemptions) Regulations 1989* were revoked by Sch 1 of the *Controlled Substances (Exemptions) Regulations 2004* on 1.9.2004.

Principal regulations and variations

Year	No	Reference	Commencement
1989	45	<i>Gazette 6.4.1989 p936</i>	6.4.1989
1991	199	<i>Gazette 19.9.1991 p854</i>	19.9.1991
1993	86	<i>Gazette 13.5.1993 p1646</i>	13.9.1993: r 2
2000	159	<i>Gazette 6.7.2000 p26</i>	6.7.2000: r 2

Provisions varied

Provision	How varied	Commencement
r 2		
health risk minimisation programme	varied by 159/2000 r 3	6.7.2000
r 2A	inserted by 199/1991 r 2	19.9.1991
r 3	substituted by 86/1993 r 3	13.9.1993