

South Australia

Controlled Substances (Poisons) Variation Regulations 2007

under the *Controlled Substances Act 1984*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Controlled Substances (Poisons) Regulations 1996*

- 4 Variation of regulation 10—Licences
- 5 Variation of regulation 26—Written prescriptions
- 6 Variation of regulation 31C—Additional requirements for prescribers of drugs of dependence
- 7 Revocation of regulation 31K
- 8 Variation of regulation 31L—Exemptions from section 18A of the Act
- 9 Variation of heading to Part 6
- 10 Revocation of regulation 41
- 11 Variation of heading to Schedule B
- 12 Variation of heading to Schedule C
- 13 Variation of Schedule D—Fees
- 14 Revocation of Schedules KA and KB
- 15 Revocation of Schedule M

Schedule 1—Transitional provision

- 1 Transitional provision
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Controlled Substances (Poisons) Variation Regulations 2007*.

2—Commencement

These regulations will come into operation on the day on which section 14 of the *Controlled Substances (Serious Drug Offences) Amendment Act 2005* comes into operation.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Controlled Substances (Poisons) Regulations 1996*

4—Variation of regulation 10—Licences

- (1) Regulation 10(1)(a)—delete "section 13; section 32; sections 13 and 32" and substitute:
sections 13 and 31
- (2) Regulation 10(1)(b)—delete "section 14; s32; sections 14 and 32" and substitute:
sections 14 and 31
- (3) Regulation 10(1)(h)—delete "section 32" and substitute:
section 31
- (4) Regulation 10(4)(e)—delete "section 32" and substitute:
section 31

5—Variation of regulation 26—Written prescriptions

Regulation 26(1)(e)(i)(B)—delete "section 33" and substitute:
section 18A

6—Variation of regulation 31C—Additional requirements for prescribers of drugs of dependence

Regulation 31C—delete "(or prohibited substances)"

7—Revocation of regulation 31K

Regulation 31K—delete the regulation

8—Variation of regulation 31L—Exemptions from section 18A of the Act

- (1) Regulation 31L—delete "33" wherever occurring and substitute in each case:
18A
- (2) Regulation 31L—redesignate the regulation (as amended by this regulation) as regulation 15A and relocate so that it follows regulation 15.

9—Variation of heading to Part 6

Heading to Part 6—delete "precursor chemicals" and substitute:
certain poisons

10—Revocation of regulation 41

Regulation 41—delete the regulation

11—Variation of heading to Schedule B

Heading to Schedule B—delete "Precursor" and substitute:

Certain

12—Variation of heading to Schedule C

Heading to Schedule C—delete "Precursor" and substitute:

Certain

13—Variation of Schedule D—Fees

- (1) Schedule D, item 8, column 2—delete "section 32" and substitute:

section 31

- (2) Schedule D, item 9—delete item 9

14—Revocation of Schedules KA and KB

Schedules KA and KB—delete Schedules KA and KB

15—Revocation of Schedule M

Schedule M—delete Schedule M

Schedule 1—Transitional provision

1—Transitional provision

For the purposes of section 18A(1) of the *Controlled Substances Act 1984*, a medical practitioner or dentist is exempt from that subsection if he or she has prescribed or supplied a drug of dependence in accordance with an authority given by the Minister under section 33 of the *Controlled Substances Act 1984* and in force immediately before the commencement of section 14 of the *Controlled Substances (Serious Drug Offences) Amendment Act 2005*.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

after consultation by the Minister with the Controlled Substances Advisory Council and with the advice and consent of the Executive Council
on 22 November 2007

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