



**MISUSE OF DRUGS (PROHIBITION OF CANNABIS UTENSILS)
NOTICE 1999**

PURSUANT to section 22 (1A) of the Misuse of Drugs Act 1975, the Minister of Health gives the following notice.

ANALYSIS

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| 1. Title and commencement | | 3. Importation and supply of cannabis
utensils prohibited |
| 2. Interpretation | | |

NOTICE

1. Title and commencement—(1) This notice may be cited as the Misuse of Drugs (Prohibition of Cannabis Utensils) Notice 1999.

(2) This notice comes into force on 1 July 2000.

2. Interpretation—In this notice, unless the context otherwise requires,—

“Cannabis” means—

(a) Any cannabis preparation as described in clause 1 of Part I of the Second Schedule of the Misuse of Drugs Act 1975:

(b) Any cannabis fruit, cannabis plant, or cannabis seed as described in Part I of the Third Schedule of the Misuse of Drugs Act 1975:

“Cannabis utensil” means any of the following utensils that may be used for administering cannabis, and that has 1 or more prohibited features:

(a) A bong:

(b) A hash pipe:

(c) A head pipe:

(d) A hubble-bubble:

(e) A hookah:

(f) A roach clip with a pincer or tweezer action:

(g) A water pipe:

“Prohibited feature” means,—

(a) In the case of a utensil (other than a roach clip with a pincer or tweezer action), any of the following features:

(i) More than 2 holes:

(ii) More than 1 inhalation hose (breathing port):

(iii) Provision for cooling smoke by drawing the smoke through water:

(iv) A metal or ceramic bowl:

(v) An insertion placed in a bowl, which is an insertion that is a gauze, a wire mesh screen, or an insertion made of material that is not designed or intended to be burnt or dissolved in the bowl:

(b) In the case of a roach clip with a pincer or tweezer action, a depiction of cannabis fruit, or cannabis seeds, or any part of the cannabis plant, or a depiction that could reasonably be taken to be a depiction of cannabis fruit, or cannabis seeds, or any part of the cannabis plant.

3. Importation and supply of cannabis utensils prohibited—No person may—

(a) Import a cannabis utensil; or

(b) Supply a cannabis utensil.

Dated at Wellington this 5th day of July 1999.

WYATT CREECH,
Minister of Health.

EXPLANATORY NOTE

This note is not part of the notice, but is intended to indicate its general effect.

This notice, which comes into force on 1 July 2000, prohibits the importation or supply of cannabis utensils. One effect of the notice is that cannabis utensils become prohibited imports for the purposes of section 54 of the Customs and Excise Act 1996. A cannabis utensil is any of the following utensils that may be used for administering cannabis, and that has a prohibited feature:

- a bong
- a hash pipe
- a head pipe
- a hubble-bubble
- a hookah
- a roach clip with a pincer or tweezer action
- a water pipe.

A utensil (other than a roach clip) has a prohibited feature if it has any of the following features:

- more than 2 holes
- more than 1 inhalation hose (breathing port)
- provision for cooling smoke by drawing the smoke through water
- a metal or ceramic bowl
- an insertion placed in a bowl, which is an insertion that is a gauze, a wire mesh screen, or an insertion made of material that is not designed or intended to be burnt or dissolved in the bowl.

A roach clip with a pincer or tweezer action has a prohibited feature if it depicts cannabis fruit, or cannabis seeds, or any part of the cannabis plant, or a depiction that could reasonably be taken to be a depiction of cannabis fruit, or cannabis seeds, or any part of the cannabis plant.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 8 July 1999.
This notice is administered in the Ministry of Health.