



**THE RESTRICTED DRUG LICENCES REGULATIONS 1961,
AMENDMENT NO. 2**

DAVID BEATTIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 25th day of July 1983

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Restricted Drugs Act 1960, His Excellency the Governor General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Restricted Drug Licences Regulations 1961, Amendment No. 2, and shall be read together with and deemed part of the regulations heretofore known as the Poison Licences Regulations 1961* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of August 1983.

2. Altering Title of principal regulations and amending regulations—(1) The principal regulations may hereafter be cited as the Restricted Drug Licences Regulations 1961.

(2) The Title of the principal regulations, and the Title of the Poison Licences Regulations 1961, Amendment No. 1, are hereby consequentially amended, in each case, by omitting the word "Poison", and substituting the words "Restricted Drug".

3. Interpretation—(1) Regulation 2 of the principal regulations is hereby amended by omitting the definitions of the terms “poison” and “poisonous substance”, and substituting the following definition:

“Restricted drug” means any substance named, or any substance of a class described, in the First Schedule or the Second Schedule to the Restricted Drugs Regulations 1964:”.

(2) Every reference in the principal regulations—

- (a) To a poison or poisonous substance shall be deemed to be a reference to a restricted drug; and
- (b) To a packer’s poison licence shall be deemed to be a reference to a packer’s restricted drug licence; and
- (c) To a retailer’s poison licence shall be deemed to be a reference to a retailer’s restricted drug licence; and
- (d) To a wholesaler’s poison licence shall be deemed to be a reference to a wholesaler’s restricted drug licence; and
- (e) To the Poisons (General) Regulations 1937 shall be deemed to be a reference to the Restricted Drugs Regulations 1964.

4. Revocations and amendments—(1) The principal regulations are hereby amended by revoking regulation 7A (as inserted by regulation 2 of the Poison Licences Regulations 1961, Amendment No. 1), and regulation 22A and the heading immediately before that regulation (as inserted by regulation 4 of those regulations).

(2) The First Schedule to the principal regulations is hereby amended—

- (a) By omitting from form 4 (as substituted by regulation 5(c) of the Restricted Drug Licences Regulations 1961, Amendment No. 1) the words “and in addition, to sell by wholesale the following poisons named in the Third Schedule to the Poisons (General) Regulations 1937, namely:”;
- (b) By revoking form 5 (as added by regulation 5(d) of the Restricted Drugs Regulations 1964, Amendment No. 1).

(3) The Second Schedule to the principal regulations (as substituted by regulation 6 of the Poison Licences Regulations 1961, Amendment No. 1) is hereby amended—

- (a) By revoking the first and second items in clause 1;
- (b) By omitting from the third item in that clause the words “either solely or together with poisons named in the said Third Schedule,”;
- (c) By omitting from the eighth item in that clause the words “and also involving authority to hawk poisons named in the said Third Schedule”;
- (d) By omitting the ninth item in that clause;
- (e) By omitting from the fourth item in clause 2 all the words in parentheses.

(4) Regulations 4 and 5 (d) of the Restricted Drug Licences Regulations 1961, Amendment No. 1 are hereby revoked.

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations are consequential upon the bringing into force of the Toxic Substances Act 1979 and the Restricted Drugs Amendment Act 1978. The effect of those Acts is to limit the Restricted Drugs Act 1960 (formerly, the Poisons Act 1960) to "medical poisons", pending the bringing into force of the Medicines Act 1981.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 28 July 1983.

These regulations are administered in the Department of Health.