

# AUSTRALIAN CAPITAL TERRITORY.

No. 9 of 1957.

## AN ORDINANCE

To prohibit the manufacture, use, sale, distribution and possession of prohibited drugs, and for other purposes.

I, THE GOVERNOR-GENERAL in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910-1955*.

Dated this eighteenth day of September, 1957.

W. J. SLIM

Governor-General.

By His Excellency's Command,

DONALD A. CAMERON

Minister of State for Health for and on behalf of the  
Minister of State for the Interior.

### PUBLIC HEALTH (PROHIBITED DRUGS) ORDINANCE 1957.\*

1. This Ordinance may be cited as the *Public Health* Short title.  
*(Prohibited Drugs) Ordinance 1957.*
2. In this Ordinance, unless the contrary intention appears— Definitions.
  - "Magistrate" has the same meaning as in the *Court of Petty Sessions Ordinance 1930-1953*;
  - "prohibited drug" means a drug or substance containing a drug which is declared under section three of this Ordinance to be a prohibited drug;
  - "the Director-General" means the Director-General of Health or, in the event of his absence from duty, the officer for the time being performing the duties of the Director-General;
  - "the Minister" means the Minister of State for Health.
3. The Regulations may provide that a drug or substance Prohibited drugs.  
containing a drug shall be a prohibited drug for the purposes of this Ordinance.

\* Notified in the *Commonwealth Gazette* on 3rd October, 1957.

Manufacture,  
use, possession,  
&c., of  
prohibited drug.

4.—(1.) A person shall not manufacture, prepare, use, sell, dispose of or have in his possession a prohibited drug.

Penalty: Four hundred pounds or imprisonment for two years, or both.

(2.) A person who has in his possession a prohibited drug on the date on which it is declared to be a prohibited drug and delivers that drug to the Director-General within seven days after that date shall not be guilty of an offence against the last preceding sub-section by reason only of the fact that he had the drug in his possession before it was so delivered.

Search  
warrants.

5.—(1.) If a Magistrate is satisfied by information on oath that there is reasonable ground for suspecting that a prohibited drug is on any premises or at any place, he may grant a search warrant authorizing a member of the Police Force of the Territory named in the warrant, with such assistance as he thinks necessary, to enter, if need be by force, at any time or times within one month from the date of the warrant, upon the premises or place named or described in the warrant, and to search the premises or place and any person found on the premises or place, and to seize and carry away any prohibited drugs found on the premises or place or in the possession of any person on the premises or place.

(2.) A person who seizes a prohibited drug in pursuance of the last preceding sub-section shall deliver the drug to the Director-General.

Destruction of  
prohibited  
drugs delivered  
to Director-  
General.

6. A prohibited drug delivered to the Director-General under this Ordinance shall be destroyed by a person authorized by the Director-General in such manner as the Director-General directs.

Regulations.

7. The Minister may make regulations, not inconsistent with this Ordinance, prescribing all matters which by this Ordinance are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for carrying out or giving effect to this Ordinance.

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By Authority: A. J. ARTHUR, Commonwealth Government Printer, Canberra.