



Australian Capital Territory

Poisons and Drugs Regulations 1993 No 15

made under the

Poisons and Drugs Act 1978

Republication No 3

Republication date: 21 December 2001

Last amendment made by Act 2001 No 44

Amendments incorporated to 12 September 2001

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Poisons and Drugs Regulations 1993*, made under the *Poisons and Drugs Act 1978* as in force on 21 December 2001. It includes any amendment, repeal or expiry affecting the republished law to 12 September 2001 and any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes).

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication includes amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

Penalties

The value of a penalty unit for an offence against this republished law at the republication date—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.

Amendments incorporated to
12 September 2001



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Poisons and Drugs Regulations 1993

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Amendments incorporated to
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Poisons and Drugs Regulations 1993

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Poisons and Drugs Act 1978

1 Name of regulations

These regulations are the *Poisons and Drugs Regulations 1993*.

3 Prescribed institutions

For the Act, section 3 (2), definition of *recognised institution*, paragraph (b), the following institutions are prescribed:

- (a) The Australian National University;
- (b) Canberra Institute of Technology;
- (c) the University College within the Australian Defence Force Academy;
- (d) Australian Catholic University;
- (e) University of Canberra.

4 Prescribed restricted substances

For the Act, section 5, the restricted substances specified in schedule 3, column 2 are prescribed.

5 Prescribed class—restricted substances

For the Act, section 8, the class of persons specified in schedule 3, column 3 is prescribed in relation to the substance specified opposite it in column 1.

6 Prescribed class and purpose

- (1) For the Act, section 33 (2) (b), in relation to a poison specified in schedule 1, column 2—
 - (a) a class of persons specified opposite that poison in column 3 of that schedule is prescribed; and
 - (b) a purpose set out opposite each such class in column 4 of that schedule is a prescribed purpose in relation to that class for which a member of that class may possess the poison.

- (2) For the Act, section 33 (2) (b), persons in day-to-day control of analytical laboratories are prescribed with respect to a poison specified in schedule 2 for the prescribed purpose of analysis.

Schedule 1

Schedule 1

(see reg 6 (1))

column 1 item	column 2 poison	column 3 class	column 4 purpose
1	arsenic	manufacturers of glass metallurgists	manufacturing glass manufacturing alloys
2	benzene	manufacturers of dyes or pharmaceuticals manufacturers of lacquers, linoleum, protective cloths or varnishes	manufacturing dyes or pharmaceuticals manufacturing lacquers, linoleum, protective cloths or varnishes
3	carbon tetrachloride	manufacturers of chemicals or pharmaceuticals manufacturers of lacquers, paints or varnishes	manufacturing chemicals or pharmaceuticals manufacturing lacquers, paints or varnishes
4	chlorine	managers of swimming pools other than domestic swimming pools manufacturers of chemicals, plastics or synthetic rubber metallurgists persons working at sewage treatment centres persons working at water treatment centres	purifying water in pools manufacturing chemicals, plastics or synthetic rubber cleaning metals treating sewage at treatment centres purifying water at treatment centres

Schedule 1

column 1 item	column 2 poison	column 3 class	column 4 purpose
5	cyanides	electroplaters jewellers miners	electroplating manufacturing gold jewellery extracting or processing gold
6	epichlorohydrin	manufacturers of lacquers, paints or varnishes	manufacturing lacquers, paints or varnishes
7	ethylene oxide	manufacturers of chemicals or detergents sterilising technologists	manufacturing chemicals or detergents sterilising surgical instruments
8	hydrofluoric acid	glass workers masons metal workers miners potters	etching glass cleaning building materials cleaning or etching metals extracting or processing gold cleaning ceramics
9	mercury	dentists or dental workers manufacturers of lamps, mirrors or scientific instruments manufacturers of mercury salts or organic compounds miners	making amalgams manufacturing of lamps, mirrors or scientific instruments manufacturing mercury salts or organic compounds extracting metals from ores
10	4, 4'—methylenebis [2-chloroaniline]	manufacturers of plastics	manufacturing plastics

Schedule 1

column 1 item	column 2 poison	column 3 class	column 4 purpose
11	propylene oxide	manufacturers of detergents, lubricants or organic compounds	manufacturing detergents, lubricants or organic compounds
12	tetrachloroethane	manufacturers of organic compounds, paints, rust removers or varnishes	manufacturing organic compounds, paints, rust removers or varnishes
13	ortho-tolidine	manufacturers of dyes	manufacturing dyes
14	trichloroisocyanuric acid	manufacturers of disinfectants, household cleaners or industrial deodorants	manufacturing disinfectants, household cleaners or industrial deodorants

Schedule 2

(see reg 6 (2))

column 1 item	column 2 poison
1	acrolein
2	acrylonitrile
3	allyl alcohol
4	4-aminopyridine
5	benzene
6	bromine
7	brucine
8	carbon tetrachloride
9	chlorine
10	5-chloro-3-methyl-4-nitropyrazole
11	4-chloro-0-toluidine
12	cyanides
13	4, 4-diaminodiphenylmethane
14	1, 2-dibromo-3-chloropropane
15	1, 3-dichloropropene
16	dimethyl sulphate
17	ethylene dibromide
18	ethylene oxide
19	fluoroacetic acid
20	hydrocarbons liquid aromatic
21	hydrocyanic acid
22	hydrofluoric acid
23	hydrogen sulphide
24	mercuric chloride
25	mercury
26	methoxyethylmercuric acetate
27	methoxyethylmercuric chloride
28	methyl bromide
29	4, 4'-methylenebis [2-chloroaniline] (moca)
30	phenylmercuric acetate
31	propylene oxide
32	tetrachloroethane

Schedule 2

column 1 item	column 2 poison
33	ortho-tolidine
34	trichloroisocyanuric acid
35	vinyl chloride

Schedule 3

(see reg 4 and reg 5)

column 1 item	column 2 restricted substance	column 3 class
1	acitretin	specialists practising in the field of dermatology or specialist physicians
2	clomiphene	specialists practising in the field of endocrinology, gynaecology or obstetrics
3	clozapine	specialists practising in the field of psychiatry
4	cyclofenil	specialists practising in the field of endocrinology, gynaecology or obstetrics
5	dinoprost	specialists practising in the field of endocrinology, gynaecology or obstetrics
6	dinoprostone	specialists practising in the field of endocrinology, gynaecology or obstetrics
7	dronabinol	medical practitioners authorised by the Secretary of the Commonwealth Department of Health and Aged Care
8	etretinate	specialists practising in the field of dermatology or specialist physicians
9	isotretinoin	specialists practising in the field of dermatology or specialist physicians
10	luteinising hormone	specialists practising in the field of endocrinology, gynaecology or obstetrics
11	4ththalidomide	specialists practising in the field of dermatology or specialist physicians
12	urofollitrophin (human follicle stimulating hormone)	specialists practising in the field of endocrinology, gynaecology or obstetrics

Endnotes

1 About the endnotes

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnotes.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

If the republished law includes penalties, current information about penalty unit values appears on the republication inside front cover.

2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	p = page
cl = clause	par = paragraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	prov = provision
exp = expires/expired	pt = part
Gaz = Gazette	r = rule/subrule
hdg = heading	reg = regulation/subregulation
ins = inserted/added	renum = renumbered
LA = Legislation Act 2001	reloc = relocated
LR = legislation register	R[X] = Republication No
LRA = Legislation (Republication) Act 1996	s = section/subsection
mod = modified / modification	sch = schedule
No = number	sdiv = subdivision
o = order	sub = substituted
om = omitted/repealed	SL = Subordinate Law
	<u>underlining</u> = whole or part not commenced

3 Legislation history

The *Poisons and Drugs Regulations 1993* was originally the *Poisons and Dangerous Drugs Regulations*. They were renamed by the *Health and Community Care Legislation Amendment Act 2000* No 28.

Poisons and Drugs Regulations 1993 SL No 15

notified 31 March 1993

commenced 31 March 1993 (reg 2 and Gaz 1993 No S53)

as amended by

Poisons and Drugs Regulations 1994 SL No 31

notified 5 October 1994

commenced 15 September 1994 (reg 1 and Gaz 1994 No S193)

Poisons and Drugs Regulations 1995 SL No 22

notified 22 June 1995

commenced 22 June 1995 (reg 1)

Health and Community Care Legislation Amendment Act 2000 No 28 sch 4

notified 30 June 2000 (Gaz 2000 No S30)

s 1, s 2 commenced 30 June 2000 (IA s 10B)

sch 4 commenced 1 July 2000 (s 2)

Legislation (Consequential Amendments) Act 2001 No 44 pt 290

notified 26 July 2001 (Gaz 2001 No 30)

s 1, s 2 commenced 26 July 2001 (IA s 10B)

pt 290 commenced 12 September 2001 (s 2 and Gaz 2001 No S65)

4 Amendment history

Name of regulations

reg 1 sub Act 2000 No 28 sch 4

Definition for regulations

reg 2 hdg (prev reg 3 hdg) sub Act 2000 No 28 sch 4

reg 2 orig reg 2 om Act 2000 No 28 sch 4

pres reg 2 (prev reg 3) am Act 2000 No 28 sch 4

renum R2 LRA (see Act 2000 No 28 sch 4)

om Act 2001 No 44 amdt 1.3247

Endnotes

5

Prescribed institutions

reg 3 (prev reg 4) renum R2 LRA (see Act 2000 No 28 sch 4)

Prescribed restricted substances

reg 4 (prev reg 4A) ins 1994 No 31 reg 3
renum R2 LRA (see Act 2000 No 28 sch 4)

Prescribed class—restricted substances

reg 5 (prev reg 4B) ins 1994 No 31 reg 3
renum R2 LRA (see Act 2000 No 28 sch 4)

Prescribed class and purpose

reg 6 (prev reg 5) renum R2 LRA (see Act 2000 No 28 sch 4)

sch 3 ins 1994 No 31 reg 4
am 1995 No 22 reg 3; Act 2000 No 28 sch 4

5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Republication No	Amendments to	Republication date
1	SL 1995 No 22	31 January 1998
2	Act 2000 No 28	28 August 2000

6 Renumbered provisions

as made by *Health and Community Care Legislation Amendment Act 2000* No 28 and under the *Legislation Reproduction Act 1996*

previous number	provision heading	renumbered or inserted as
3	Definition for regulations	2
4	Prescribed institutions	3
4A	Prescribed restricted substances	4
4B	Prescribed class—restricted substances	5
5	Prescribed class and purpose	6

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