2005/175

Misuse of Drugs (Changes to Controlled Drugs) Order 2005

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 22nd day of June 2005

Present:
The Right Hon Helen Clark presiding in Council

Pursuant to section 4(1) of the Misuse of Drugs Act 1975, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, and in accordance with a recommendation of the Minister of Health, makes the following order.

Contents

		Page
1	Title	2
2	Commencement	2
3	Interpretation	2
4	Schedule 2 of Act amended	2

Order

1 Title

This order is the Misuse of Drugs (Changes to Controlled Drugs) Order 2005.

2 Commencement

This order comes into force on a date to be appointed by an Order in Council made under section 4A(1) of the Misuse of Drugs Act 1975.

3 Interpretation

In this order, **Act** means the Misuse of Drugs Act 1975.

4 Schedule 2 of Act amended

(1) Schedule 2 of the Act is amended by inserting in clause 1 of Part 1, in their appropriate alphabetical order, the items "AMPHETAMINE (2-amino-1-phenylpropane)." and "MDMA (2-methylamino-1-(3,4-methylenedioxyphenyl) propane)."

(2) Schedule 2 of the Act is amended by omitting from clause 1 of Part 2 the items "AMPHETAMINE (2-amino-1-phenylpropane)." and "MDMA (2-methylamino-1-(3,4-methylenedioxyphenyl) propane)."

Martin Bell,
acting for Clerk of the Executive Council.

Explanatory note

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

This order amends Schedule 2 of the Misuse of Drugs Act 1975 by changing the classification of amphetamine and MDMA to Class B1 controlled drugs from their current classification as Class B2 controlled drugs.

This reclassification follows a recommendation to the Minister of Health by the Expert Advisory Committee on Drugs, which is established under section 5AA of the Misuse of Drugs Act 1975.

This order comes into force on a date to be set by a commencement order made under section 4A(1) of the Misuse of Drugs Act 1975. That section provides that the commencement order may be made only after the House of Representatives has approved this classification order. Approval cannot be given until at least 28 days after the date on which this order is notified in the *Gazette*.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 24 June 2005.
This order is administered by the Ministry of Health.