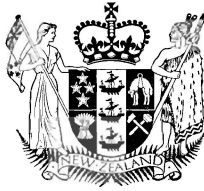


1957/16



**THE POISONS (GENERAL) REGULATIONS 1937,
AMENDMENT NO. 12**

C. W. M. NORRIE, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 6th day
of February 1957

Present:

THE RIGHT HON. S. G. HOLLAND PRESIDING IN COUNCIL

PURSUANT to the Poisons Act 1934, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Poisons (General) Regulations 1937, Amendment No. 12, and shall be read together with and deemed part of the Poisons (General) Regulations 1937* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the seventh day after the date of their notification in the *Gazette*.

2. (1) Regulation 3A of the principal regulations (as inserted by regulation 7 of the Poisons (General) Regulations 1937, Amendment No. 9†) is hereby amended by omitting from the proviso to clause (4) (as amended by regulation 2 of the Poisons (General) Regulations 1937, Amendment No. 11‡) the word "Malathion".

(2) Regulation 2 of the Poisons (General) Regulations 1937, Amendment No. 11, is hereby consequentially revoked.

3. The First Schedule to the Act (as set out in the First Schedule to the principal regulations and amended by regulation 10 of the Poisons (General) Regulations 1937, Amendment No. 9) is hereby further amended as follows:

- (a) By adding to the paragraph referring to mercuric chloride and other mercury compounds the words "and except in soaps, ointments, or other solid or semi-solid articles":
- (b) By adding the following paragraph:
"42. Rauwolfia species; alkaloids of rauwolfia; their salts".

*S.R. 1937/197 (reprinted with Amendments Nos. 1 to 8: S.R. 1952/45)

Amendment No. 9: S.R. 1953/146

Amendment No. 10: S.R. 1955/75

Amendment No. 11: S.R. 1955/210

†S.R. 1953/146

‡S.R. 1955/210

4. (1) Regulation 4 of the principal regulations (as substituted by regulation 7 of the Poisons (General) Regulations 1937, Amendment No. 4) is hereby amended by inserting in clause 1, after Group I, the following Groups:

“Group IA: (a) Beta-aminopropylbenzene; (b) its salts; (c) its N-alkyl derivatives; (d) their salts; (e) beta-aminiosopropylbenzene; (f) its salts; (g) its N-alkyl derivatives; (h) their salts; excepting, however, appliances for inhalation containing any of the foregoing group of related substances in which the poison is absorbed in inert solid material.

“Group IB: (a) Rauwolfia species; (b) alkaloids of rauwolfia; (c) their salts”.

(2) The said regulation 4 (as amended by regulation 2 of the Poisons (General) Regulations 1937, Amendment No. 10) is hereby further amended by adding the following clause:

“(16) Notwithstanding anything in clause (3) of this regulation, it shall be lawful for the master of any ship to obtain from the holder of a licence under the Act, and to have in his possession on board the ship, and for the holder of a licence to supply to any such master accordingly, such poisons as are from time to time authorised or required to be carried on the ship as medicines or medical stores under section 138 of the Shipping and Seamen Act 1952. No master of a ship in possession of any poison by virtue of the authority conferred by this clause shall use that drug or cause or permit it to be used for any purpose except its administration to the sick on the ship of which he is master.”

5. Regulation 5 of the principal regulations is hereby amended by inserting in the third proviso to clause 8, after the words “poisonous substance”, the words “supplied to or”.

6. The Second Schedule to the Act (as set out in the Second Schedule to the principal regulations) is hereby amended as follows:

(a) By inserting in the paragraph referring to mercuric chloride and other mercury compounds, after the words “organic compounds of mercury in substances containing the equivalent of less than 0·2 per cent, weight in weight of mercury (Hg)”, the words “except in contraceptive jellies and creams”:

(b) By adding to the same paragraph the words “organic compounds of mercury in soaps, ointments, or other solid or semi-solid articles containing 0·2 per cent or more, weight in weight, of mercury (Hg)”.

7. Part II of the Third Schedule to the Act (as set out in the Schedule to the Poisons (General) Regulations 1937, Amendment No. 9*) is hereby amended by adding to the paragraph referring to organic phosphorus compounds the words “except O-O-dimethyl dithiophosphate of diethyl mercaptosuccinate – also known as Malathion”.

8. The Fourth Schedule to the Act (as set out in the Fourth Schedule to the principal regulations) is hereby amended by inserting, after the paragraph relating to DDT, the following paragraphs:

“16. Aldrin.

“17. Chlordane.

“18. Dieldrin.

“19. Endrin.

- “20. Formaldehyde.
“21. Gamma isomer of benzene hexachloride, also known as lindane.
“22. O-O-dimethyl dithiophosphate of diethyl mercaptosuccinate, also known as Malathion.
“23. Pentachlorophenol and its salts.
“24. Toxaphene.”

T. J. SHERRARD,
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 make miscellaneous amendments to the Poisons (General) Regulations 1937.

Regulations 2, 7, and 8 deal (*inter alia*) with the horticultural insecticide known as Malathion, which is an organic phosphorus compound. The effect is that it ceases to be a Third Schedule poison, and a licence will not be required for its sale. It becomes a “poisonous substance” under the Fourth Schedule, and will be subject to the requirements of the Poisons Act 1934 and the principal regulations as to labelling, the distinctive character or shape of the package, packing and storage, and importation and transport. Regulation 8 also adds other poisonous substances to the list in the Fourth Schedule.

Regulation 3 makes amendments to the list of poisons in the First Schedule to the Act, including the addition of the rauwolfia group of drugs. (The retail sale of these poisons is restricted.)

By regulation 4 (1) the amphetamine and rauwolfia groups of drugs become “prescription poisons”, and may not be sold by retail except on prescriptions.

Regulation 4 (2) authorises masters of ships to obtain and hold on their ships any “prescription poisons” required to be carried as medical stores under the Shipping and Seamen Act 1952.

The effect of regulation 5 is that a statement of antidote will not be required on packages of poisons or poisonous substances supplied to laboratories or to certain persons such as chemical manufacturers.

Regulation 6 makes amendments to the list of poisons in the Second Schedule to the Act (which may be sold by retail by chemists on completion of the Poisons Book record).

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 7 February 1957.

These regulations are administered in the Department of Health.