

1966/84



THE POISONS REGULATIONS 1964, AMENDMENT NO. 1

BERNARD FERGUSON, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 25th day of May 1966

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Poisons 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. (1) These regulations may be cited as the Poisons Regulations 1964, Amendment No. 1, and shall be read together with and deemed part of the Poisons Regulations 1964* (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. Regulation 15 of the principal regulations is hereby amended—

(a) By omitting from paragraph (f) the words “in any case”, and substituting the words “, in the case of any substance or preparation which is an oral contraceptive, a quantity for a period not exceeding six months and, in the case of any other preparation or substance,”:

(b) By inserting in paragraph (h), after the word “being”, the words “, in the case of any substance or preparation which is an oral contraceptive, a period not exceeding six months and, in the case of any other preparation or substance,”.

3. Regulation 43 of the principal regulations is hereby amended by revoking subparagraph (ii) of paragraph (b), and substituting the following subparagraphs:

“(ii) A poison named in the Second Schedule hereto, but not named in subparagraph (iv) of this paragraph, being a preparation for internal use by man, either the word ‘POISON’ or the conspicuously printed statement ‘Caution: It is dangerous to exceed the stated dose’; or

“(iii) A poison named in the Second Schedule hereto being a preparation for use within a body cavity, either the word ‘POISON’ or the conspicuously printed statement ‘Caution: Use strictly as directed’; or

“(iv) A poison named in the Second Schedule hereto being cyanocobalamin, folic acid, intrinsic factor, or a liver extract, either the word ‘POISON’ or the conspicuously printed statement ‘Caution: To be taken strictly as directed’; and”.

4. Regulation 50 of the principal regulations is hereby amended by inserting in subclause (1), and also in subclause (2), before the words “Every container”, the words “Except in the case of containers of substances to which regulation 41 or regulation 42 hereof applies”.

5. Regulation 57 of the principal regulations is hereby amended by adding the following subclause:

“(4) Notwithstanding anything contained in subclauses (1) and (2) of this regulation, a sale and purchase of any such poison may be made by telephone if the purchaser is known to the seller. Every such sale shall be forthwith confirmed in writing by the purchaser and the requirements of subclause (3) of this regulation shall be observed in respect of the document of confirmation and the entry to be made in the Sale of Poisons Book.”

6. Regulation 64 of the principal regulations is hereby amended—

(a) By omitting from subclause (3) the word “paint”:

(b) By inserting after subclause (3) the following subclause:

“(3A) No person shall pack, store, or sell any paint, anti-fouling composition, distemper, or pigment which when treated in the manner specified in the First Schedule to the Lead Process Regulations 1950* yields to such aqueous solution of hydrochloric acid as is specified in that Schedule a quantity of soluble lead compound exceeding, when calculated as lead monoxide, 5 parts per cent of the dry weight of the portion taken for analysis unless the container of the paint, anti-fouling composition, distemper, or pigment is conspicuously labelled with the words ‘Contains Lead’.”

7. The First Schedule to the principal regulations is hereby amended—

(a) By omitting the following items:

“1. 4 Dimethanesulphonoxybutane; its salts.

Methocarbamol.

Nicotinyl alcohol (Ronicol).

Triethanomelamine; its salts.”:

(b) By adding to the item “Guaiphenesin” the words “except in preparations containing less than 1 per cent of guaiphenesin”:

(c) By adding to the item “Phenazone” the words “except in preparations adapted for therapeutic use and containing not more than 200 mg. of phenazone in each adult dose”.

8. (1) The substances named in the First Schedule to these regulations are hereby declared to be poisons.

(2) The First Schedule to the principal regulations is hereby further amended by inserting, in their appropriate alphabetical order, the names of the substances declared to be poisons by subclause (1) of this regulation.

*S.R. 1950/172

Amendment No. 1: S.R. 1957/226

Amendment No. 2: S.R. 1965/60

9. (1) The substances named in the Second Schedule to these regulations are hereby declared to be poisons.

(2) The Second Schedule to the principal regulations is hereby amended by inserting, in their appropriate alphabetical order, the names of the substances declared to be poisons by subclause (1) of this regulation.

10. The Second Schedule to the principal regulations is hereby further amended—

- (a) By omitting from the item that commences with the words "Para-amino-benzoic acid, esters of" the words "one of the substances isobutyl para-amino-benzoate, para-amino-benzoic acid, or benzocaine", and substituting the words "any one of those substances":
- (b) By omitting the item "Aminoheptane; its salts":
- (c) By omitting from paragraph (b) of the item that commences with the word "Antihistamines", the words "and such other remedies for travel sickness as may from time to time be specified by the Minister by notice in the *Gazette* pursuant to Part II of the First Schedule to the Pharmacy Act 1939":
- (d) By omitting from the item that commences with the word "Cantharidin" the word "not":
- (e) By omitting the item "Hydrofluoric acid; fluorides; silico-fluorides except in substances containing less than 0.001 parts per cent of fluoride or silico-fluoride":
- (f) By adding to the item "Phosphorus, yellow" the words "except substances included in the Fourth Schedule hereto".

11. (1) The substances named in the Third Schedule to these regulations are hereby declared to be poisonous substances.

(2) The Fourth Schedule to the principal regulations is hereby amended by inserting, in their appropriate alphabetical order, the names of the substances declared to be poisonous substances by subclause (1) of this regulation.

12. (1) The substances named in the Fourth Schedule to these regulations are hereby declared to be prescription poisons which may be sold by retail only pursuant to a prescription of a medical practitioner, dentist, or veterinary surgeon.

(2) Part I of the Seventh Schedule to the principal regulations is hereby amended by inserting, in their appropriate alphabetical order, the names of the substances declared to be prescription poisons by subclause (1) of this regulation.

13. Part I of the Seventh Schedule to the principal regulations is hereby further amended:

- (a) By inserting in the item that commences with the words "Para-aminobenzene sulphonamide", after the word "described", the words "as rodenticides or as being":
- (b) By omitting from the item that commences with the words "Phenothiazine, derivatives of", the words "except promethazine; its salts; and its molecular compounds", and substituting the words "except promethazine, trimeprazine; their salts; and their molecular compounds".

14. The Eighth Schedule to the principal regulations is hereby amended by inserting, in their appropriate alphabetical order, the names set out in the Fifth Schedule to these regulations.

FIRST SCHEDULE

Reg. 8

NEW POISONS

- Barbituric acid; its salts; derivatives of barbituric acid; their salts; compounds with any other substance of barbituric acid or of its salts or of its derivatives or of their salts; in solutions containing not more than 0.5 per cent of the substances included in this group.
- Propylphenazone (2:3-dimethyl 1-phenyl-4-*iso* propylpyrazol-5-one) (an ingredient of "Saridone").

SECOND SCHEDULE

Reg. 9

NEW POISONS

- Cadmium; substances containing cadmium.
- Fluorides; including hydrofluoric acid and silicofluoride; except substances containing fluorides in proportion equivalent to less than 0.1 per cent of elementary fluorine.
- Hydroquinone.
- Oxymetazoline; its salts.
- Phenazone in preparations adapted for therapeutic use and containing not more than 200 mg. of phenazone in each adult dose.
- Podophyllum; extracts and tinctures of podophyllum; podophyllin.
- Tramazoline; its salts.
- Trimeprazine; salts of trimeprazine.

THIRD SCHEDULE

Reg. 11

NEW POISONOUS SUBSTANCES

- 5-(alpha hydroxy alpha-2-pyridylbenzyl) 7-alpha-2-pyridyl-benzylidene)-5-norbornene-2, 3-dicarboximide (Shoxin). 6-ethoxy-1, 2-dihydro-2, 2, 4-trimethylquionoline (ethoxyquin, Antox Alpha, and Santoquin).
- Potassium bromate; sodium bromate; except in preparations containing not more than 1.5 per cent of potassium bromate or sodium bromate together with not less than 15 per cent of ammonium chloride.

FOURTH SCHEDULE

Reg. 12

NEW PRESCRIPTION POISONS

- Anti-diabetic substances for oral use.
- Bamifylline hydrochloride (Trentadil).
- 2-benzene sulphonamido-5 (β -methoxy-ethoxy)-pyrimidine (Glycodiazine).
- Brobenzoxaldine (5, 7-dibromo-8-benzoloxiquinaldine).
- Bromelain.
- Broxyquinoline (5, 7-dibromo-8-hydroxyquinoline).
- Carbenoxolone; compounds of carbenoxolone.
- Cholestyramine (Cuemid).
- 1 - 0 - chlorophenyl - 1 - phenyl - 3 - dimethylamino - propanol - (1) - hydrochloride (including the preparation known as Detigon).
- Clofibrate; its salts (Atromid-S).
- 4-4' Di-*iso* amyloxy thiocarbanilide (Isoxyl).
- Dimethyl sulfoxide (including the preparation known as Demasorb).
- Ethionamide (Trescatyl).
- 1-hexyl-3-dimethylxanthine (Cosaldon).

FOURTH SCHEDULE—*continued*NEW PRESCRIPTION POISONS—*continued*

Hydroxy chloroquine.
 Hydroxyphenamate (2-hydroxy-2-phenylbutyl carbamate).
 1-(4-hydroxyphenyl)-1-hydroxy-2-N-butylamino ethane; its salts (including the preparation known as Vasculat).
 Indomethacin (Indocid).
 Methergin (Deseril).
 Methixene; its salts (Tremonil).
 N-methylisatin- β -thiosemicarbazone (including the preparation known as Marboran).
 Nalidixic acid; its salts.
 Nicotinoyl-4-amidoantipyrine (Nicazone).
 Nifenzazone (Thylin).
 Nortriptylin; its salts (Aventyl).
 1-phenyl-2, 3-dimethyl-4 (2'-phenyl-3'-methyl-morpholino-methyl-pyrazolone-(5)); its salts (Rosimon).
 Pituitary gland, the active principles of.
 Proquinil.
 Pyrinethamine.
 Synthetic anti-malarials; including Mepacrine, Pamaquine, Pentaquine, Primaquine, Isopentaquine, Chloroquine, Amodiaquine; but excluding quinine.
 Tranylcypromine; its salts (Parnate).
 Triamterene (including the preparation Dytac).

Reg. 14

FIFTH SCHEDULE

NEW PROHIBITED SUBSTANCES

Mescaline; peyote.
 Piperidine benzilate.
 Psylocybin.

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 amend the Poisons Regulations 1964.

Regulation 2 enables a six months' supply of oral contraceptives to be prescribed. The quantity is at present limited to three months' supply.

Regulation 3 requires certain words to be shown on containers of certain Second Schedule poisons.

Regulation 4 allows antihistamine drugs that are supplied with reference to the needs of a particular patient or animal to be sold in containers which do not bear the warnings against the use of these drugs which would otherwise be required by regulation 50.

Regulation 5 allows poisons to be purchased by telephone if the purchaser is known to the seller. The sale must be forthwith confirmed in writing.

Regulation 6 inserts a more specific provision about the labelling of containers of paint where the paint contains lead. At present all such containers must be conspicuously labelled with the words "Contains Lead". In future this will not be necessary where the amount of lead is less than a specified percentage.

Regulations 7 to 14 make miscellaneous amendments to the Schedules of poisons, poisonous substances, prescription poisons, and prohibited substances.

Issued under the authority of the Regulations Act 1936.

Date of Notification in *Gazette*: 26 May 1966.

These regulations are administered in the Department of Health.