

1969/193



THE POISONS REGULATIONS 1964, AMENDMENT NO. 4

ARTHUR PORRITT, Governor-General
ORDER IN COUNCIL

At the Government House at Wellington this 22nd day of September 1969

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.

ANALYSIS

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| <ol style="list-style-type: none"> 1. Title and commencement 2. Interpretation 3. On containers of preparations containing acetylsalicylic acid, phenacetin, or paracetamol 4. New Second Schedule poisons 5. Further amendments to the Second Schedule to principal regulations | <ol style="list-style-type: none"> 6. New restricted poisons 7. Further amendments to the Third Schedule 8. New poisonous substances 9. New prescription poisons 10. Further amendments to Part I of the Seventh Schedule to the principal regulations |
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REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Poisons Regulations 1964, Amendment No. 4, 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. Interpretation—(1) Regulation 2 of the principal regulations is hereby amended by inserting, after the definition of the term "The Act" in subclause (1), the following definition:

*S.R. 1964/64
Amendment No. 1: S.R. 1966/84
Amendment No. 2: S.R. 1967/250
Amendment No. 3: S.R. 1969/95

“‘Animal remedy’ means an animal remedy within the meaning of the Animal Remedies Act 1967:”

(2) Regulation 2 of the principal regulations is hereby further amended by revoking paragraph (b) of the definition of the term “Poison bottle” in subclause (1), and substituting the following paragraph:

“(b) Is in colour dark blue, dark green, dark brown, black, or dark amber; and”.

(3) Regulation 7 of the principal regulations is hereby amended by omitting from paragraph (a) of the proviso (as added by regulation 2 of the Poisons Regulations 1964, Amendment No. 3) the words “within the meaning of the Animal Remedies Act 1967”.

3. On containers of preparations containing acetylsalicylic acid, phenacetin, or paracetamol—The principal regulations are hereby further amended by inserting, after regulation 50, the following regulation:

“50A. Except in the case of containers of substances to which regulation 41 hereof applies, every container which contains a drug, intended to be taken by mouth, which is or includes acetylsalicylic acid or phenacetin or paracetamol or a compound or a mixture of one or more of these substances shall, in addition to any other label which it is required by these regulations to bear, bear a label conveying a warning in the following words or in words to the like effect:

“Warning—Prolonged or excessive use can be harmful. Do not give to children under 2 years of age except on medical advice.”

4. New Second Schedule poisons—(1) The substances named in the First Schedule to these regulations are hereby declared to be poisons.

(2) The Second Schedule to the principal regulations (as amended by regulations 9 and 10 of the Poisons Regulations 1964, Amendment No. 1, by regulations 7 and 8 of the Poisons Regulations 1964, Amendment No. 2, and by regulations 10 and 11 of the Poisons Regulations 1964, Amendment No. 3) 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.

5. Further amendments to the Second Schedule to principal regulations—The Second Schedule to the principal regulations (as so amended) is hereby further amended by adding to each of the items that commence respectively with the words “Potassium nitrite”, and “Sodium nitrite”, the words “and except in preparations containing less than 0.25 percent of the substance.”

6. New restricted poisons—(1) The substances named in the Second Schedule to these regulations, except when included in preparations for use as medicines or applications for man, are hereby declared to be restricted poisons.

(2) Part II of the Third Schedule to the principal regulations (as amended by regulations 9 and 10 of the Poisons Regulations 1964, Amendment No. 2, and regulation 13 of the Poisons Regulations 1964, Amendment No. 3) is hereby further amended by inserting, in their appropriate alphabetical order, the names of the substances declared to be restricted poisons by subclause (1) of this regulation.

7. Further amendments to the Third Schedule—Part II of the Third Schedule (as so amended) is hereby further amended by adding to the item commencing with the word “Selenium”, the words “and in animal remedies intended for external application”.

8. New poisonous substances—(1) Subject to the qualification expressed in the last sentence in the Fourth Schedule to the principal regulations, 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 (as amended by regulation 11 of the Poisons Regulations 1964, Amendment No. 1, by regulations 11 and 12 of the Poisons Regulations 1964, Amendment No. 2, and by regulations 14 and 15 of the Poisons Regulations 1964, Amendment No. 3), is hereby further amended by inserting, in their appropriate alphabetical order, the names of the substances declared to be poisonous substances by subclause (1) of this regulation.

9. New prescription poisons—(1) Subject to the proviso to regulation 7 of the principal regulations (as inserted by regulation 2 of the Poisons Regulations 1964, Amendment No. 3), 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 (as amended by regulations 12 and 13 of the Poisons Regulations 1964, Amendment No. 1, by regulations 13 and 14 of the Poisons Regulations 1964, Amendment No. 2, and by regulations 16 and 17 of the Poisons Regulations 1964, Amendment No. 3) is hereby further amended by inserting, in their appropriate alphabetical order, the names of the substances declared to be prescription poisons by subclause (1) of this regulation.

10. Further amendments to Part I of the Seventh Schedule to the principal regulations—Part I of the Seventh Schedule to the principal regulations (as so amended) is hereby further amended by omitting the item “Furaltadone” (as inserted by regulation 13 of the Poisons Regulations 1964, Amendment No. 2), and substituting the item “Furaltadone, except when included in preparations for the treatment of diseases of pigs and poultry.”

SCHEDULES

FIRST SCHEDULE

Reg. 4

NEW POISONS

Hexachlorobenzene, in preparations containing more than 2 percent of hexachlorobenzene.

Ioxynil; its salts and esters.

2-methoxy-4-ethylamino-6-tert. butylamino-s-triazine (GS 14259).

Oxa-1 oxo-2 diaza-3, 8(phenethyl) - 8 spiro (4,5) decane hydrochloride.

SECOND SCHEDULE

Reg. 6

NEW RESTRICTED POISONS

2,3-dihydro-2, 2-dimethyl-7-benzofuranyl methyl carbamate.

2-(1,3-dithiolan-2-yl)-phenyl-N, N-dimethyl carbamate.

Sulfuryl fluoride.

THIRD SCHEDULE

Reg. 8

NEW POISONOUS SUBSTANCES

Hexachlorobenzene, in preparations containing not more than 2 percent of hexachlorobenzene.

Sulfallate (CDEC).

FOURTH SCHEDULE

Reg. 9

NEW PRESCRIPTION POISONS

BC-105 (hydrogen malate of 4-(1 methyl-4-piperidylidene)-9, 10-dihydro-4H-Benzo (4,5) cyclohepta (1,2-b) thiophene).

Betahistine; its salts.

Trimethoprim.

P. J. BROOKS,

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 several amendments to the Poisons Regulations 1964.

Regulation 2: Subclause (1) inserts a definition of the term "animal remedy" in the principal regulations. The term will have the same meaning as it has in the Animal Remedies Act 1967.

Subclause (2) extends the range of colours which can be used for "poison bottles" by including the colours dark brown and black. Amber bottles must now be dark amber.

Regulation 3 inserts a new regulation 50A in the principal regulations. The new regulation requires that a warning statement concerning the potential hazards of over-usage be printed on the labels of containers of drugs, intended to be taken by mouth, which are or include acetylsalicylic acid, phenacetin, or paracetamol.

Regulations 4 to 10 make miscellaneous amendments to the Schedules to the principal regulations.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 25 September 1969.

These regulations are administered in the Department of Health.