

1972/53



THE POISONS REGULATIONS 1964, AMENDMENT NO. 6

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 20th day of March 1972

Present:

THE RIGHT HON. J. R. MARSHALL PRESIDING 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. Title and commencement—(1) These regulations may be cited as the Poisons Regulations 1964, Amendment No. 6, 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. Duties of person dispensing—(1) Regulation 17 of the principal regulations is hereby amended by revoking paragraph (g), and substituting the following paragraphs:

“(g) On the first occasion of dispensing, or (where a substance has been dispensed in accordance with an oral prescription as provided in the proviso to regulation 13 of these regulations) on the subsequent receipt of the written prescription, there shall be written or stamped on the face of the prescription above the signature of the prescriber, in such manner and place that no part of the prescription is obliterated,—

“(i) The name of the proprietor of the business at which the prescription is dispensed; and

“(ii) The address of the premises from which, and the date on which, the prescription is dispensed; and

“(gg) On each subsequent occasion of dispensing, if any, there shall be written or stamped on the face or back of the prescription, in such manner or place that no part of the prescription is obliterated, a further endorsement, which, together with any earlier endorsement, clearly indicates—

*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
 Amendment No. 4: S.R. 1969/193
 Amendment No. 5: S.R. 1971/55

- “(i) The name of the proprietor of the business at which the prescription is dispensed; and
- “(ii) The address of the premises from which, and the date on which, the prescription or any indicated part or portion of the prescription is dispensed.”

(2) Regulation 17 of the principal regulations is hereby further amended by inserting in paragraph (h), after the words “paragraph (g)”, the words “or paragraph (gg)”.

3. New First Schedule poison—(1) The substance named in the First Schedule to these regulations is hereby declared to be a poison.

(2) The First Schedule to the principal regulations (as amended by regulations 7 and 8 of the Poisons Regulations 1964, Amendment No. 1, by regulations 5 and 6 of the Poisons Regulations 1964, Amendment No. 2, by regulations 8 and 9 of the Poisons Regulations 1964, Amendment No. 3, and by regulations 5 and 6 of the Poisons Regulations 1964, Amendment No. 5) is hereby further amended by inserting, in its appropriate alphabetical order, the name of the substance declared to be a poison by subclause (1) of this regulation.

4. Further Amendments to First Schedule to principal regulations—The First Schedule to the principal regulations (as so amended) is hereby further amended by deleting the item commencing “Selenium and compounds of selenium . . .”, and substituting the item “Selenium and compounds of selenium, except in preparations for external use by man and containing not more than 2.5 percent of selenium; and except in substances containing 3 parts per million or less of selenium; and except in preparations for the treatment of metals”.

5. New Second Schedule poisons—(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 (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, by regulations 10 and 11 of the Poisons Regulations 1964, Amendment No. 3, by regulations 4 and 5 of the Poisons Regulations 1964, Amendment No. 4, and by regulations 7 and 8 of the Poisons Regulations 1964, Amendment No. 5) 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.

6. New restricted poisons—(1) The substances named in the Third 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, by regulation 13 of the Poisons Regulations 1964, Amendment No. 3, by regulations 6 and 7 of the Poisons Regulations 1964, Amendment No. 4, and by regulations 9 and 10 of the Poisons Regulations 1964, Amendment No. 5) 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 Third Schedule to principal regulations—Part II of the Third Schedule to the principal regulations (as so amended) is hereby further amended—

- (a) By omitting the item “4-(methylthio)-3, 5-xylyl methylcarbamate”, and substituting the item “Methiocarb, except in baits containing not more than 4 percent of this substance”:
- (b) By omitting the item commencing with the word “Metmercapturon” (as inserted by regulation 13 of the Poisons Regulations 1964, Amendment No. 3):
- (c) By omitting from paragraph (f) of the exempted compounds, in the item that commences with the words “Organic phosphorous compounds” (as amended by regulation 10 (a) of the Poisons Regulations 1964, Amendment No. 2), the words “synthetic resins”, and substituting the words “solid material”:
- (d) By omitting from paragraph (h) of the said exempted compounds the word “Malathion”, and substituting the word “Maldison”.

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 Fourth 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, by regulations 14 and 15 of the Poisons Regulations 1964, Amendment No. 3, by regulation 8 of the Poisons Regulations 1964, Amendment No. 4, and by regulation 11 of the Poisons Regulations 1964, Amendment No. 5), 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. Further amendments to Fourth Schedule to principal regulations—The Fourth Schedule to the principal regulations (as so amended) is hereby further amended—

- (a) By omitting the words “synthetic resins” in the item commencing with the word “Dichlorvos” (as inserted by regulation 11 of the Poisons Regulations 1964, Amendment No. 2), and substituting the words “solid material”:
- (b) By omitting the word “Malathion” in the item commencing with the words “0,0-dimethyl dithiophosphate”, and substituting the word “Maldison”.

10. 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 Fifth 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, by regulations 16 and 17 of the Poisons Regulations 1964, Amendment No. 3, by regulations 9 and 10 of the

Poisons Regulations 1964, Amendment No. 4, and by regulations 12 and 13 of the Poisons Regulations 1964, Amendment No. 5) 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.

11. Further amendments to Seventh Schedule to principal regulations—Part I of the Seventh Schedule to the principal regulations (as so amended) is hereby further amended:

- (a) By omitting the words “(including the preparation known as Detigon)” from the item commencing with the words “1-0-chlorophenyl-1-phenyl” (as inserted by regulation 12 of the Poisons Regulations 1964, Amendment No. 1):
- (b) By inserting, after the word “dimethothiazine” in the item that commences with the word “Phenothiazine” (as amended by regulation 13 (b) of the Poisons Regulations 1964, Amendment No. 1, and by regulation 17 (f) of the Poisons Regulations 1964, Amendment No. 3), the word “methdilazine”.

12. New prohibited substance—The Eighth Schedule to the principal regulations (as amended by regulation 14 of the Poisons Regulations 1964, Amendment No. 1, by regulation 17 of the Poisons Regulations 1964, Amendment No. 2, and by regulation 19 of the Poisons Regulations 1964, Amendment No. 3) is hereby further amended by inserting in its appropriate alphabetical order, the name set out in the Sixth Schedule to these regulations.

SCHEDULES

FIRST SCHEDULE

NEW POISON

Reg. 3

Flavoxate; its salts.

SECOND SCHEDULE

NEW POISONS

Reg. 5

Detigon.

Sulphuric acid, fuming.

2-hydroxypropyl methanethiosulfonate.

Propoxur in aerosol formulations containing not more than 1 percent of propoxur.

Selenium and compounds of selenium, in preparations for external use by man containing not more than 2.5 percent of selenium.

THIRD SCHEDULE

Reg. 6

NEW RESTRICTED POISONS

5-(0, 0,dimethyl phosphoryl)-6-chlorobicyclo-(3, 2, 0)-heptadiene (1, 5).
Propoxur, except in dusts or aerosol formulations containing not more than 1 percent of this substance.

FOURTH SCHEDULE

Reg. 8

NEW POISONOUS SUBSTANCES

4-amino-6-t-butyl-3-methylthio-1,2,4-triazin-5-one (Bay 94337).
Chloretin.
Chlorthiamid.
Cyprozine.
Methiocarb, in baits containing not more than 4 percent of methiocarb.
Propachlor.
Propoxur, in dusts containing not more than 1 percent of propoxur.

FIFTH SCHEDULE

Reg. 10

NEW PRESCRIPTION POISONS

Alclofenac.
Aminocaproic acid; its salts and esters.
Benzodiazepin; its derivatives.
Clofazamine.
Dibenzepin; its salts.
Doxepin; its salts.
4-(2-hydroxy-3-isopropylaminopropoxy) (Visken).
Ibuprofen.
Levodopa.
Nitroxoline.
Oxprenolol.
8-ornithine vasopressin.
Practolol.
Propanolol.
Pyrantel; its salts.
Tranexamic acid; its salts and esters.

SIXTH SCHEDULE

Reg. 12

NEW PROHIBITED SUBSTANCE

5-Methoxydimethyltryptamine.

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 a number of amendments to the Poisons Regulations 1964.

Regulation 2 permits endorsements on the back of prescriptions after the first occasion of dispensing.

Regulations 3 to 12 make miscellaneous amendments to the Schedules to the principal regulations.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 23 March 1972.

These regulations are administered in the Department of Health.