

Island of  Guernsey

Ordinance of the States **XIV**

1989

Made 27th September, 1989.

Came into Operation ... 27th September, 1989.

**The Misuse of Drugs (Amendment)
(Bailiwick of Guernsey) Ordinance, 1989**

THE STATES, in exercise of the powers conferred upon them by sections 9, 21(a) and 30 of the Misuse of Drugs (Bailiwick of Guernsey) Law, 1974(a), as amended(b), and in pursuance of their Resolution of the 30th day of March, 1989(c), hereby order.

1. (1) Paragraph 1 of the Second Schedule to the Misuse of Drugs (Bailiwick of Guernsey) Ordinance, 1976(d), as amended(e), (“ the principal Ordinance ”). is further amended as follows:—

Amend-
ments to
Second
Schedule to
Ordinance of
1976.

(a) immediately after the word “Acetorphine.”
insert “Alfentanil.”;

(b) immediately after the word ‘Bezitramide.’
insert “Carfentanil.”;

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- (a) Ordres en Conseil Vol. XXIV, p. 273.
(b) Recueil d’Ordonnances Tome XX, p. 271.
(c) Billet d’Etat No. VII, p. 181.
(d) Recueil d’Ordonnances Tome XX, p. 272.
(e) Recueil d’Ordonnances Tome XXII, p. 480.

- (c) immediately after the word "Levorphanol." insert "Lofentanil.";
- (d) immediately after the word "Racemorphan." insert "Sufentanil."; and
- (e) immediately after the word "Thebaine." insert "Tilidate.";

(2) Paragraph 6 of the Second Schedule to the principal Ordinance is amended as follows:—

- (a) immediately after the word "Dexamphetamine." insert "Dextropropoxyphene.";
- (b) immediately after the words "Ethylmorphine (3-ethylmorphine)" insert "Fenethyl-line.", "Glutethimide.", "Lefetamine.", and "Mecloqualone.";
- (c) immediately after the word "Propiram." insert "Quinalbarbitone."; and
- (d) delete the word "Dexamphetamine."

**Amend-
ments to
Third
Schedule to
Ordinance
of 1976.**

2. Paragraph 1 of the Third Schedule to the principal Ordinance is amended as follows:—

- (a) immediately after the word "Benzphetamine" insert "Buprenorphine" and "Cathine.";
- (b) immediately after the word "Chlorphen-
termine." insert "Diethylpropion.", "Eth-
chlorvynol.", "Ethinamate." and "Mazin-
dol.";
- (c) immediately after the word "Mephenter-
mine." insert "Meprobamate.", "Methyl-
phenobarbitone.", "Methyprylone." and
"Pentazocine.";

- (d) immediately after the word "Phendimetrazine." insert "Phentermine."
- (e) the list of substances and products beginning with the word "Benzphetamine." and ending with the word "Pipradrol." shall be designated sub-paragraph (a) and accordingly the letter "(a)" shall be inserted before the word "Benzphetamine.";
- (f) there shall be added at the end of the following sub-paragraph:—
 - "(b) any 5,5 disubstituted barbituric acid not being quinalbarbitone;"; and
- (g) in paragraph 2 there shall be added at the end the words "not being phenylpropanolamine."

3. (1) Paragraph 1(a) of the Fourth Schedule to the principal Ordinance is further amended as follows:—

Amendments to Fourth Schedule to Ordinance of 1976.

- (a) immediately after the words "Cannabis and cannabis resin" insert "Cathinone.";
- (b) immediately after the words "Concentrate of poppy-straw" insert "Eticyclidine";
- (c) immediately after the words "Raw Opium" insert "Rolicyclidine" and "Tenocyclidine";
- (d) there shall be added at the end the following sub-paragraphs:—
 - "(d) any compound (not being a compound for the time being specified in Schedule 2) structurally derived from fentanyl by modification in any of the following ways:

- (i) by replacement of the phenyl portion of the phenethyl group by any heteromonocycle whether or not further substituted in the heterocycle;
 - (ii) by substitution in the phenethyl group with alkyl, alkenyl, alkoxy, hydroxy, halogeno, haloalkyl, amino or nitro groups;
 - (iii) by substitution in the piperidine ring with alkyl or alkenyl groups;
 - (iv) by substitution in the aniline ring with alkyl, alkoxy, alkylendioxy, halogeno or haloalkyl groups;
 - (v) by substitution at the 4-position of the piperidine ring with any alkoxy-carbonyl or alkoxyalkyl or acyloxy group;
 - (vi) by replacement of the *N*-propionyl group by another acyl group;
- (e) any compound (not being a compound for the time being specified in Schedule 2) structurally derived from pethidine by modification in any of the following ways:
- (i) by replacement of the 1-methyl group by an acyl, alkyl whether or not unsaturated, benzyl or phenethyl group, whether or not further substituted;
 - (ii) by substitution in the piperidine ring with an alkyl or alkenyl groups or with a propano bridge, whether or not further substituted;

- (iii) by substitution in the 4-phenyl ring with alkyl, alkoxy, aryloxy, halogeno or haloalkyl group;
- (iv) by replacement of the 4-ethoxycarbonyl by any other alkoxy carbonyl or any alkoxyalkyl or acyloxy group;
- (v) by formation of an *N*-oxide or of a quaternary base.”.

(2) In paragraph 1(c) of the Fourth Schedule to the principal Ordinance for the reference to “*N*-alkylphenethylamine” substitute “*N*-alkylphenethylamine”.

4. The Sixth Schedule to the principal Ordinance is repealed and the Schedule set out in the Schedule to this Ordinance is substituted. Repeal.

5. This Ordinance shall apply throughout the Bailiwick. Extent.

6. This Ordinance may be cited as the Misuse of Drugs (Amendment) (Bailiwick of Guernsey) Ordinance, 1989. Citation.

7. This Ordinance and the principal Ordinance may be cited together as the Misuse of Drugs (Bailiwick of Guernsey) Ordinances, 1976 to 1989. Collective title.

SCHEDULE

Section 4

“ SIXTH SCHEDULE Sections 20,
21 and 22

**CONTROLLED DRUGS EXEMPTED FROM THE
REQUIREMENTS OF SECTION 20 OF THIS
ORDINANCE.**

1. Any controlled drug specified in the First Schedule.

2. Any liquid preparation designed for administration otherwise than by injection which contains any of the following substances and products:—

- (a) Amphetamine
- (b) Benzphetamine
- (c) Chlorphentermine
- (d) Fenethylline
- (e) Mephentermine
- (f) Methaqualone
- (g) Methylamphetamine
- (h) Methylphenidate
- (i) Phendimetrazine
- (j) Phenmetrazine
- (k) Pipradrol
- (l) Any stereoisomeric form of a substance specified in any of paragraphs (a) to (k) above.
- (m) Any salt of a substance specified in any of paragraphs (a) to (l) above.

3. Any of the following substances and products:—

- (a) 5,5 disubstituted barbituric acid
- (b) Cathine
- (c) Ethchlorvynol
- (d) Ethinamate
- (e) Mazindol
- (f) Meprobamate
- (g) Methylphenobarbitone
- (h) Methyprylone
- (i) Pentazocine
- (j) Phentermine
- (k) Any stereoisomeric form of a substance specified in any of paragraphs (a) to (j) above.
- (l) Any salt of a substance specified in any of paragraphs (a) to (k) above.
- (m) Any preparation or other product containing a substance or product specified in any of paragraphs (a) to (l) above.”.

K. H. TOUGH,

Her Majesty's Greffier.