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(Enregistré sur les Records le 9 avril 1927.)

AT THE COURT AT BUCKINGHAM PALACE,
The 22nd day of March, 1927.

PRESENT,

THE KING'S MOST EXCELLENT MAJESTY

LORD PRIVY SEAL

MASTER OF THE HORSE

SECRETARY SIR SAMUEL HOARE

LIEUTENANT-COLONEL WILFRED ASHLEY,

Loi ayant
rapport à
l'Importation,
l'Exportation
la Manufacture,
la Vente
et l'Emploi
d'Opium et
autres
Drogues
Dangereuses
1926, supplé-
mentaire à la
Loi à ce sujet,
1924.

WHEREAS there was this day read at the Board a Report from the Right Honourable the Lords of the Committee of Council for the Affairs of Guernsey and Jersey, dated the 4th day of March, 1927, in the words following, viz. :—

“YOUR MAJESTY having been pleased by Your General Order of Reference of the 10th day of May, 1910, to refer unto this Committee the humble Petition of the States of the Island of Guernsey setting forth :—(1) That by an Order of Your Majesty in Council of the 16th day of April, 1924, registered on the Records of this Island on the 14th day of June, 1924, Your Majesty was graciously pleased to sanction a Bill or Projet de Loi intituled ‘Loi ayant rapport à l'Importation, l'Exportation, la Manufacture, la Vente et l'Emploi d'Opium et autres Drogues Dangereuses.’ (2) That in order to bring the law into conformity with recent English legislation on the subject, the Royal Court, on the 19th day of October, 1926, adopted a Bill or Projet de Loi prepared by the Law Officers of the Crown, intituled ‘Loi ayant rapport à l'Importation, l'Exportation, la Manufacture, la Vente et l'Emploi d'Opium et autres Drogues Dangereuses (1926) supplémentaire à la Loi à ce sujet (1924)’; (3) That at a meeting of the States of Deliberation held on the 10th day of November, 1926, a resolution was adopted approving the said Projet de Loi and authorising the President to submit a most humble Petition to Your Majesty in Council praying for Your Royal Sanction thereto; (4) That

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Alderney having already its own legislation on this subject, the States of that Island are preparing a Bill for submission to Your Majesty on the lines of that submitted herewith, but as circumstances would render it impossible to provide therein for a professional tribunal such as is provided in Article 4 of the Guernsey Bill, a resolution has been passed by the States of Alderney on the suggestion of the Royal Court asking, so far as they are concerned, for the application of that article to the Bailiwick. ; (5) That the said Bill or Projet de Loi is in the words and figures set forth in the Schedule to the Petition. And most humbly praying that Your Majesty will be graciously pleased to approve the Bill or Projet de Loi intituled 'Loi ayant rapport à l'Importation, l'Exportation, la Manufacture, la Vente et l'Emploi d'Opium et autres Drogues Dangereuses (1926) supplémentaire à la Loi à ce sujet (1924),' and to order and direct that the same shall have the force of Law within the Island of Guernsey, and further that Article 4 thereof shall have the force of Law within the Bailiwick of Guernsey.'

"THE LORDS OF THE COMMITTEE, in obedience to Your Majesty's said Order of Reference, have taken the said Petition and the said Projet de Loi into consideration, and do this day agree humbly to report, as their opinion, to Your Majesty, that it may be advisable for Your Majesty to comply with the prayer of the said Petition and to approve of and ratify the said Projet de Loi."

HIS MAJESTY, having taken the said Report into consideration is pleased by and with the advice of His Privy Council to approve of and ratify the said Projet de Loi, and to order, as it is hereby ordered, that the same shall have the force of Law within the Island of Guernsey, and that Article 4 thereof shall have the force of Law within the Bailiwick of the said Island.

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AND HIS MAJESTY doth hereby further direct that this Order, and the said Projet de Loi (a copy whereof is hereunto annexed) be entered upon the Register of the Island of Guernsey and observed accordingly.

And the Lieutenant-Governor or Commander-in-Chief of the Island of Guernsey, the Bailiff and Jurats, and all other His Majesty's Officers, for the time being, in the said Island, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

M. P. A. HANKEY.

“PROJET DE LOI” referred to in the foregoing Order in Council.

LOI AYANT RAPPORT À L'IMPORTATION, L'EXPORTATION, LA MANUFACTURE, LA VENTE ET L'EMPLOI D'OPIUM ET AUTRES DROGUES DANGEREUSES (1926), SUPPLEMENTAIRE A LA LOI À CE SUJET (1924).

Les amendements et additions suivants sont portés aux règlements contenus dans la Cédule D annexée à la loi à ce sujet sanctionnée par Ordre de Sa Majesté en Conseil en date du 16 avril 1924, enregistré sur les Records de cette Ile le 14 juin 1924, et les additions seront censées former partie de la dite Cédule.

Prescriptions 1.—The first paragraph of Regulation 5 under the heading “Conditions as to giving and dispensing of prescriptions,” shall be amended and shall take effect as if:—

Amendment to 1st para of Regulation 5, 1924 Order in Council.

(a) for the words “the total amount of the drug to be supplied on the prescription” were substituted the words “the total amount of the morphine, cocaine, ecgonine or diamorphine or

salt thereof, to be supplied on the prescription except that in the case of a preparation which is contained in the British Pharmacopœia, the British Pharmaceutical Codex or the Drug Tariff issued by the Minister of Health for National Health Insurance purposes and which is not combined with any other preparation of any of the drugs not so contained, it shall be sufficient to state the total amount of the preparation to be supplied."

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(b) at the end of the above paragraph were inserted the following new paragraph :—

A prescription shall only be given by a registered Medical practitioner entitled to practise in the Island when required for purposes of medical treatment.

Additional para.

2.—Regulation 7 under the heading " Possession " shall be amended and shall take effect as if the following proviso were added to paragraph (d) of the regulation :—

Possession. Amendment to Regulation 7.

Provided that the last foregoing provision shall not apply to any drug supplied to a person for his use by a Medical practitioner or in accordance with a prescription if that person was at the time of the supply in course of receiving treatment from a Medical practitioner in respect of addiction to the drugs or otherwise, and of being supplied with any of the drugs by or on a prescription given by that last-mentioned practitioner, and did not disclose that fact to the first-mentioned practitioner before the drug was supplied to him.

Proviso added.

3.—Every duly qualified Medical practitioner, Dentist and Veterinary Surgeon, authorised to practise in the Island, shall, if not already required to do so in pursuance of Regulation 9 of Schedule D, enter or cause to be entered in a register kept for the sole purpose in respect of each supply of each of the drugs

Register of drugs purchased to be kept by Medical Practitioners, Dentists and Veterinary Surgeons.

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Medical Practitioners supplying, administering, or prescribing drugs otherwise than for medical treatment. Cases referred to a Tribunal, &c.

purchased or otherwise obtained by him, the particulars shown in Schedule I (a) attached to Schedule D.

4.—If the Board is of opinion that there is reason to think that a duly qualified Medical practitioner may be supplying, administering or prescribing any of the drugs either to or for himself or to or for other persons otherwise than as required for purposes of medical treatment, the Board may refer the case to a tribunal constituted in the manner described in the Schedule to this law for examination and consideration, and if the tribunal so recommend, the Board may, by notice in the Guernsey Gazette and in the London or Edinburgh Gazette withdraw the authorisation of such practitioner to be in possession of or to supply the drugs and may direct that the exception in Regulation 4 of Schedule D in respect of drugs lawfully dispensed in pursuance of a prescription given by a Medical man authorised by the law to practise shall not apply in respect of prescriptions given by such practitioner as aforesaid.

This Article applicable to the Bailiwick. Amendment to Regulation 12.

This Article shall apply to the Bailiwick of Guernsey.

5.—Regulation 12 shall be amended and shall take effect as if at the end were added the following sentence :—

“ Where such person is a duly qualified Medical practitioner, Dentist or Veterinary Surgeon, the Board may also, by notice given in the like manner, direct that the exception in Regulation 4 in respect of drugs lawfully dispensed in pursuance of a prescription given by a duly qualified Medical practitioner, Dentist or Veterinary Surgeon, shall not apply in respect of prescriptions given by such practitioner, Dentist or Veterinary Surgeon as aforesaid.”

6.—A Medical practitioner, Dentist or Veterinary Surgeon shall not give any prescription for the supply

of any drugs if a direction has been given in pursuance of Regulation 4 or Regulation 5 of this law that the exception in Regulation 4 of the said Schedule D is not to apply in respect of prescriptions given by such practitioner, Dentist or Veterinary Surgeon. 1927

7.—Every person authorised in pursuance of Regulation 10 to carry on the business of manufacturing, selling or distributing the drugs shall keep the same in a locked receptacle of which the key shall be kept by himself or a qualified Assistant. Drugs to be kept in a locked receptacle.

8.—Any person acting in contravention of this law or of any of the regulations therein contained shall be liable to the penalties imposed by Article VI of the law on this subject (1924). Penalties.

SCHEDULE.

The tribunal shall consist of three Medical practitioners resident in the Island on the register of the General Medical Council, two of whom shall be appointed by the Royal Court and the remaining one by the British Medical Association, together with a legal Assessor appointed also by the Royal Court. Constitution of Tribunal.
