

ISLE OF MAN
TO WIT.

By His Excellency Sir Peter Hyla Gawne Stallard,
K.C.M.G., C.V.O., M.B.E., Lieutenant Governor
of the said Isle, &c., &c., &c.

DANGEROUS DRUGS ACTS 1966 and 1971

THE DANGEROUS DRUGS (NOTIFICATION OF ADDICTS)

REGULATIONS 1971

In exercise of the powers conferred on me by section 11 of the Dangerous Drugs Act 1966 as extended by section 1(1) of the Dangerous Drugs Act 1971 and sections 5 and 7 of the said Act of 1971 I Hereby make the following Regulations:-

1. (1) Subject to paragraph (3) of this Regulation, any medical practitioner who attends a person who he considers, or has reasonable grounds to suspect, is addicted to any drug shall, within seven days of the attendance, furnish in writing to an independent medical practitioner, such of the following particulars with respect to that person as are known to the medical practitioner, that is to say, the name, address, sex, date of birth and national health service number of that person, the date of the attendance and the name of the drug or drugs concerned.

(2) For the purposes of the preceding paragraph, a person shall be regarded as addicted to a drug if, as a result of repeated administration, he has become so dependant upon the drug that he has an overpowering desire for the administration of it to be continued.

(3) It shall not be necessary for a medical practitioner who attends a person to comply with the provisions of paragraph (1) of this Regulation in respect of that person if -

(a) the medical practitioner is of the opinion, formed in good faith, that the

/continued

2.

continued administration of the drug or drugs concerned is required for the purpose of relieving symptoms due to organic disease or injury; or

(b) the particulars which, apart from this paragraph would have been required under those provisions to be furnished have, during the period of twelve months ending with the date of the attendance, been furnished in compliance with those provisions -

(i) by the medical practitioner; or

(ii) if the medical practitioner is a partner in or employed by a firm of general practitioners, by a medical practitioner who is a partner in or employed by that firm; or

(iii) if the attendance is on behalf of another medical practitioner, whether for payment or otherwise, by that medical practitioner; or

(iv) if the attendance is at a hospital, by a medical practitioner on the staff of that hospital.

2. These Regulations and, in relation only, the requirements of these Regulations, sections 1, 2 and 3 of the Dangerous Drugs Act 1971 and sections 16 and 20 of the Dangerous Drugs Act 1966 shall apply to servants and agents of the Crown.

3. (1) In these Regulations the following expressions have the meanings hereby assigned to them, that is to say:-

"drug" means any substance for the time being specified in part I of the Schedule to the Dangerous Drugs Act 1966;

"hospital" means a hospital within the meaning of section 64(1) of the National Health Service (Isle of Man) Act 1948 and includes a mental hospital within the meaning of section 1 of the Mental Diseases Act 1960;

"independent medical practitioner" means a medical practitioner appointed by the Governor.

3.

(2) In these Regulations any reference to any enactment is a reference to that enactment as amended by any subsequent enactment.

(3) The Interpretation Act 1970 shall apply to the interpretation of these Regulations as it applies to the interpretation of an act of Tynwald.

4. These Regulations may be cited as the Dangerous Drugs (Notification of Addicts) Regulations 1971 and shall come into operation when approved by a resolution of Tynwald.

GIVEN under my hand this 6th day of April, 1971.

P.H.G. STALLARD.

Lieutenant Governor.

Approved by Tynwald on

18 MAY 1972

EXPLANATORY NOTE

(This Note is not part of the Regulations).

These Regulations provide for the notification of drug addicts by medical practitioners to a medical practitioner appointed by the Governor and apply their provisions, and such of the provisions of the Dangerous Drugs Acts of 1966 and 1971 as are necessary to implement them, to servants and agents of the Crown.