



THE MISUSE OF DRUGS ACT 1976

THE MISUSE OF DRUGS (NOTIFICATION OF AND SUPPLY TO ADDICTS) REGULATIONS (APPLICATION) ORDER 1998

Approved by Tynwald

Coming into operation

1st March 1998

In exercise of the powers conferred on the Department of Local Government and the Environment by section 33(1) and (2) of the Misuse of Drugs Act 1976(a), and of all other enabling powers, the following Order is hereby made:-

Citation, commencement and interpretation

1. (1) This Order may be cited as the Misuse of Drugs (Notification of and Supply to Addicts) Regulations (Application) Order 1998, and, subject to section 34 of the Act, shall come into operation on 1st March 1998.

(2) In this Order "the Act" means the Misuse of Drugs Act 1976.

Application of UK Regulations

2. The regulations specified in Schedule 1, being regulations made under the Misuse of Drugs Act 1971 (an Act of Parliament)(b), which is the like enactment to the Act in force in the United Kingdom, shall have effect in the Island subject to the modifications specified in Schedule 2.

Revocation

3. The orders specified in Schedule 3 are revoked to the extent specified in column 3 of that schedule.

(a) 1976 c. 21 (b) 1971 c.38

SCHEDULE 1

REGULATIONS APPLIED TO THE ISLAND

<i>Reference</i>	<i>Title</i>
SI 1973/799	Misuse of Drugs (Notification of and Supply to Addicts) Regulations 1973
SI 1983/1709	Misuse of Drugs (Notification of and Supply to Addicts) (Amendment) Regulations 1983

SCHEDULE 2

MODIFICATIONS SUBJECT TO WHICH THE REGULATIONS
APPLY TO THE ISLAND

PART 1 - GENERAL MODIFICATIONS

For any reference to a matter specified in column 1 of the following table substitute a reference to the corresponding matter specified in column 2 of the table:

the Misuse of Drugs Act 1971 (an Act of Parliament)	the Act
any provision of the said Act of 1971	the corresponding provision of the Act
any order or regulations made under the said Act of 1971 (including the regulations applied by this order).	the corresponding order or regulations made under the Act or, as the case may be, the said order or regulations as they have effect in the Island.
the Medicines Act 1968 (an Act of Parliament)(c)	the Medicines Act 1976(d).

PART 2

SPECIFIC MODIFICATIONS of SI 1973/799

1. In regulation 2(1) for the definition of "hospital" substitute -
"“hospital” has the same meaning as in the National Health Service (Isle of Man) Act 1948 (an Act of Tynwald)(e) and includes a nursing home or mental nursing home within the meaning of the Nursing and Residential Homes Act 1988 (an Act of Tynwald)(f);”;
2. In regulation 3(1) for "Chief Medical Officer at the Home Office" substitute, "community physician (within the meaning of the Local Government Act 1985 (an Act of Tynwald)(g))".
3. In regulation 4(2), for "Secretary of State" substitute "DHSS".

(c) 1968 c.67 (d) 1976 c.22 (e) XVII p.365 (f) 1988 c.9 (g) 1985 c.24

4. In regulation 5, after "(whether in right of the Isle of Man or in right of the United Kingdom) and to Departments and Statutory Boards (within the meaning of the Interpretation Act 1976 (an Act of Tynwald)(h))".

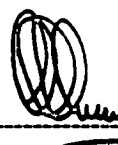
5. Omit regulation 6.

SCHEDULE 3

ORDERS REVOKED

<i>Reference</i>	<i>Title</i>	<i>Extent of revocation</i>
GC 224/86	The Misuse of Drugs (Subsidiary Legislation) (Application) Order 1986.	In Schedule 1, paragraph 2. Schedule 3.
GC 89/84	The Misuse of Drugs (Subsidiary Legislation) (Application) Order 1984.	The whole Order

Made 16th January, 1998.



Minister for Local Government and the Environment

(h) 1976 c.20

EXPLANATORY NOTE (This note is not part of the Order)

This Order applies to the Island with modifications the Misuse of Drugs (Notification of and Supply to Addicts) Regulations 1973 (SI 1973/799), as amended.

Those regulations require medical practitioners to send to the community physician particulars of persons known or suspected to be addicted to certain controlled drugs. They also prohibit medical practitioners prescribing cocaine, diamorphine or dipipanone except for certain medical purposes or under a licence granted by the Departments of Health and Social Security.