STATUTORY INSTRUMENTS

1977 No. 1379

DANGEROUS DRUGS

The Misuse of Drugs (Designation) Order 1977

Made - - - -	*8th August* 1977
Laid before Parliament	*16th August* 1977
Coming into Operation—	
Articles 1 and 2	*8th September* 1977
Remainder	*20th September* 1977

In pursuance of section 7(4), (5) and (7) of the Misuse of Drugs Act 1971**(a)**, on the recommendation of the Advisory Council on the Misuse of Drugs, I hereby make the following Order:—

1.—(1) This Order may be cited as the Misuse of Drugs (Designation) Order 1977, and (with the exception of Articles 3 and 4 and the Schedule which shall come into operation on 20th September 1977) shall come into operation on 8th September 1977.

(2) The Interpretation Act 1889**(b)** shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament, and as if any Orders revoked by this Order were Acts of Parliament repealed by an Act of Parliament.

2. During the period beginning with 8th September 1977 and ending with 19th September 1977, the Misuse of Drugs (Designation) Order 1973**(c)**, as amended **(d)**, shall have effect as if in Article 2 thereof there were added at the end the following paragraph:—

'(2) In that Schedule, "cannabis" has the same meaning as in the Misuse of Drugs Act 1971 as amended by section 52 of the Criminal Law Act 1977**(e)**.'

3.—(1) The controlled drugs specified in the Schedule hereto are hereby designated as drugs to which section 7(4) of the Misuse of Drugs Act 1971 applies.

(2) In that Schedule, "cannabis" has the same meaning as in the Misuse of Drugs Act 1971 as amended by section 52 of the Criminal Law Act 1977.

4. The Misuse of Drugs (Designation) Order 1973 and the Misuse of Drugs (Designation) (Amendment) Order 1975**(d)** are hereby revoked.

Merlyn Rees,
One of Her Majesty's Principal Secretaries of State.

Home Office.
8th August 1977.

(a) 1971 c. 38.
(b) 1889 c. 63.
(c) S.I. 1973/796 (1973 I, p. 2547).
(d) S.I. 1975/498 (1975 I, p. 1652).
(e) 1977 c. 45.

SCHEDULE

Article 3.

CONTROLLED DRUGS TO WHICH SECTION 7(4) OF THE MISUSE OF DRUGS ACT 1971 APPLIES

1. The following substances and products, namely:—

(*a*) Bufotenine	Lysergide and other *N*-alkyl derivatives of lysergamide
Cannabinol	Mescaline
Cannabinol derivatives	Psilocin
Cannabis	Raw opium
Cannabis resin	4-Bromo-2,5-dimethoxy-α-methylphenethylamine
Coca leaf	*N*,*N*-Diethyltryptamine
Concentrate of poppy-straw	*N*,*N*-Dimethyltryptamine
Lysergamide	2,5-Dimethoxy-α,4-dimethylphenethylamine

(*b*) any compound (not being a compound for the time being specified in sub-paragraph (*a*) above) structurally derived from tryptamine or from a ring-hydroxy tryptamine by substitution at the nitrogen atom of the sidechain with one or more alkyl substituents but no other substituent;

(*c*) any compound (not being methoxyphenamine or a compound for the time being specified in sub-paragraph (*a*) above) structurally derived from phenethylamine, an *N*-alkylphenethylamine, α-methylphenethylamine, an *N*-alkyl-α-methylphenethylamine, α-ethylphenethylamine, or an *N*-alkyl-α-ethylphenethylamine by substitution in the ring to any extent with alkyl, alkoxy, alkylenedioxy or halide substituents, whether or not further substituted in the ring by one or more other univalent substituents.

2. Any stereoisomeric form of a substance specified in paragraph 1 above.

3. Any ester or ether of a substance specified in paragraph 1 or 2 above.

4. Any salt of a substance specified in any of paragraphs 1 to 3 above.

5. Any preparation or other product containing a substance or product specified in any of paragraphs 1 to 4 above.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

Section 7(3) of the Misuse of Drugs Act 1971 requires regulations to be made to allow the use for medical purposes of the drugs which are subject to control under the Act. Section 7(3) does not however apply to any drug designated by order under section 7(4) as a drug to which section 7(4) is to apply. This Order, which replaces the Misuse of Drugs (Designation) Order 1973, as amended, designates for this purpose the drugs specified in the Schedule to the Order. It differs from the previous Order by the addition, in paragraph 1 of the Schedule, of two new sub-paragraphs (*b*) and (*c*), which relate, respectively, to certain tryptamine derivatives and certain phenethylamine derivatives.

Provision is made (Article 3(2)) to adopt in this Order the amendment to the definition of cannabis in the Misuse of Drugs Act 1971 which is made by section 52 of the Criminal Law Act 1977. An amendment to that effect is also made (Article 2) to the 1973 Order for the purposes of the period until the other provisions of this Order come into operation.

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