STATUTORY INSTRUMENTS

1974 No. 942

DANGEROUS DRUGS

The Misuse of Drugs (Licence Fees) Regulations 1974

Made - - - -	31*st May* 1974
Laid before Parliament	7*th June* 1974
Coming into Operation	1*st July* 1974

In pursuance of sections 30 and 31 of the Misuse of Drugs Act 1971**(a)**, and after consultation with the Advisory Council on the Misuse of Drugs, I hereby make the following Regulations:—

1. These Regulations may be cited as the Misuse of Drugs (Licence Fees) Regulations 1974 and shall come into operation on 1st July 1974.

2.—(1) In these Regulations, the expression—
"licence" means a licence issued by the Secretary of State for the purposes of the Misuse of Drugs Act 1971 or of regulations made under that Act; and
"the Regulations of 1973" means the Misuse of Drugs Regulations 1973**(b)**.

(2) The Interpretation Act 1889**(c)** shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

3.—(1) Where a licence is, under section 30 of the Misuse of Drugs Act 1971, issued subject to the payment of a fee, the fee payable shall, where the licence is to continue in force (unless sooner revoked) for a period of twelve months, be—

(*a*) in the case of a licence authorising any person to produce, to supply, to offer to supply and to have in his possession any drug specified in any of paragraphs 1 to 4 and 6 to 8 of Schedule 2 or any of paragraphs 1 to 4 of Schedule 4 to the Regulations of 1973 or any preparation or other product containing such a drug, £66 in respect of each class of controlled drugs to which the licence applies;

(*b*) in the case of a licence, not being a licence specified in sub-paragraph (*a*) above, authorising any person to produce any preparation or other product containing a drug specified in any of paragraphs 1 to 4 and 6 to 8 of Schedule 2 or any of paragraphs 1 to 4 of Schedule 4 to the Regulations of 1973 and to supply, to offer to supply and to have in his possession any drug specified in either of those Schedules, £44 in respect of each class of controlled drugs to which the licence applies;

(*c*) in the case of a licence, not being a licence specified in sub-paragraph (*a*) or (*b*) above, authorising any person, for the purposes of research only, to produce and to have in his possession any drug specified in any of paragraphs 1 to 4 and 6 to 8 of Schedule 2 or any of paragraphs 1 to 4 of Schedule 4 to the Regulations of 1973 or any preparation or other product containing such a drug, £22 in respect of each class of controlled drugs to which the licence applies;

(a) 1971 c. 38.
(b) S.I. 1973/797 (1973 I, p. 2549).
(c) 1889 c. 63.

(*d*) in the case of a licence, not being a licence specified in sub-paragraph (*a*) or (*b*) above, authorising any person to supply, to offer to supply and to have in his possession any drug specified in Schedule 2 or 4 to the Regulations of 1973, £22 in respect of each class of controlled drugs to which the licence applies;

(*e*) in the case of a licence, not being a licence specified in any of sub-paragraphs (*a*) to (*d*) above, authorising any person to have in his possession any drug specified in Schedule 2 or 4 to the Regulations of 1973, £11 in respect of each class of controlled drugs to which the licence applies;

(*f*) in the case of a licence authorising any person to cultivate plants of the genus *Cannabis*, £22.

(2) Where a licence is to continue in force (unless sooner revoked) for any period other than a period of twelve months, the fee payable shall in the case of a licence specified in any of sub-paragraphs (*a*) to (*f*) above be such sum as bears the same proportion to the sum specified in that sub-paragraph as the number of months for which the licence is to continue in force bears to twelve, and for this purpose any part of a month shall be treated as a whole month.

(3) For the purposes of this Regulation each of the drugs specified in paragraphs 1, 3 and 6 of Schedule 2 and paragraphs 1 and 3 of Schedule 4 to the Regulations of 1973 together with its salts and any preparation or other product containing it or its salts shall be treated as a separate class, so however that any stereoisomeric form of a controlled drug or its salts shall be classed with that drug.

Roy Jenkins,
One of Her Majesty's
Principal Secretaries of State.

Home Office,
Whitehall.
31st May 1974.

EXPLANATORY NOTE

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

Section 30 of the Misuse of Drugs Act 1971 provides that a licence issued by the Secretary of State for the purposes of that Act or of regulations made under it may be issued subject to the condition of payment of a fee. These Regulations prescribe the fee payable in relation to a licence to produce, supply, offer to supply or possess controlled drugs or to cultivate plants of the genus *Cannabis*.

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