

GOVERNMENT NOTICE No. 129

TRINIDAD AND TOBAGO

THE NARCOTIC CONTROL ORDINANCE, 1961
(No 27 of 1961)

REGULATIONS

MADE BY THE MINISTER UNDER SECTION 3 OF THE NARCOTIC
CONTROL ORDINANCE, 1961

THE NARCOTIC CONTROL (DISTRIBUTION AND LICENSING)
REGULATIONS, 1965

Citation

1. These Regulations may be cited as the Narcotic Control (Distribution and Licensing) Regulations, 1965.

Interpretation

2. In these Regulations—

“licence” means a valid and subsisting licence issued under section 3 of the Ordinance;

“licensed distributor” means a person to whom a licence has been issued;

Ord. No. 27
—1961

“Ordinance” means the Narcotic Control Ordinance.

Form of
application
form for dis-
tributor's
licence
Form 1

3. An application for a licence to distribute narcotics shall be in the form set out as Form 1 in the Schedule.

Form of
licence
Form 2

4. A licence to distribute narcotics shall be in the form set out as Form 2 in the Schedule.

Powers of
Minister to
refuse, &c.,
prescribe
conditions
of licence

5. The Minister may, for any reason he deems proper—

(a) refuse to issue a licence; or

(b) suspend any licence; and

(c) prescribe terms and conditions for the issue of a licence or the re-instatement of a licence that has been suspended.

Duration of
licences

6. (1) A licence issued for the importation or exportation or diversion of a narcotic is valid only for the particular importation or exportation or diversion in respect of which it is issued.

(2) A licence issued for any other matter for which a licence is required, expires on the 31st day of December next following the day on which it came into force.

7. Every licensed distributor shall keep a record of—
- Records to
be kept
by distri-
butors
- (a) the name, quantity and form of any narcotic received by him, the name and address of the person who supplied it, and the date it was received;
 - (b) the name, quantity and form of narcotic supplied by him, the name and address of the person to whom it was supplied, and the date it was supplied;
 - (c) the name and quantity of any narcotic used in manufacturing, the name and quantity of any narcotic manufactured, and the date any manufactured narcotic was placed in stock; and
 - (d) the name and quantity of any narcotic he has in stock at the end of each month.
8. As a condition of the issue and continuation of a licence, the Minister may require an inspection to be made at any time during normal business hours, of—
- Condition
of issue
and contin-
uation of
licence
- (a) the premises used or intended to be used in manufacturing or storing a narcotic,
 - (b) the process and conditions of manufacturing or storing,
 - (c) the qualifications of technical staff concerned with the manufacturing or storing, and
 - (d) the records relating to the manufacturing or storing.
9. Every licensed distributor shall—
- Furnishing
and pro-
duction of
records
- (a) furnish such information respecting the dealings of such person in any narcotic in such form and at such times and to such persons as may be required by the Minister;
 - (b) produce to an inspector any books, records or documents required by the Ordinance or these Regulations to be kept by such person; and
 - (c) permit an inspector to make copies of or to take extracts from such books, records and documents.
10. Every licensed distributor shall keep full and complete records respecting any narcotic or transaction therein—
- Record of
narcotic
transaction
- (a) for a period of at least two years,
 - (b) in a manner that will enable an audit to be made at any time of such records and of any narcotic held or stored, and
 - (c) in the premises described in the licence.
11. Every licensed distributor shall notify the Minister promptly of changes in—
- Notification
of changes
- (a) technical staff;
 - (b) premises in which a narcotic is manufactured or stored, and
 - (c) process and conditions of manufacturing or storing.

Protection
against loss
or theft

12. Every licensed distributor shall—

- (a) provide such protection against loss or theft of any narcotic in his possession as may be required by the Minister, and
- (b) report any loss or theft of a narcotic forthwith on the discovery thereof, to the nearest Police Station and within forty-eight hours of the discovery thereof, to the Minister.

Places of
import and
export

13. A licensed distributor may only import into or export out of Trinidad and Tobago a narcotic at the place specified in the licence.

Method of
packing
narcotics

14. A licensed distributor shall securely pack in a package sealed in such a manner that it cannot be opened without breaking the seal, any narcotic intended for exportation out of Trinidad and Tobago.

Method of
shipping
narcotics

15. (1) Subject to paragraph (2), no licensed distributor shall ship a narcotic except personally or by a bona fide messenger or by registered mail.

(2) Notwithstanding paragraph (1), a licensed distributor may ship a narcotic preparation or a preparation described in regulation 4 of the Narcotic Control (General Provisions) Regulations, 1965, by common carrier.

Persons to
whom
narcotics to
be supplied

16. No licensed distributor shall supply a narcotic to any person other than—

- (a) another licensed distributor,
- (b) a physician, dental surgeon or veterinary surgeon,
- (c) a pharmacist,
- (d) a hospital,
- (e) a person authorised by the regulations or by the Minister to purchase or be in possession of a narcotic.

Restrictions
on supply of
narcotics

17. (1) No licensed distributor shall supply a narcotic to any of the persons referred to in subparagraph (a), (b), (c), or (e) or regulation 16 unless he has first received an order therefore, dated and signed by such person, and whose signature is known to the licensed distributor, or if unknown, is verified before the order is filled.

(2) No licensed distributor shall supply a narcotic to a hospital unless he has first received a written order therefor, dated and signed by the pharmacist in charge of the hospital dispensary or by a physician authorised by the hospital to sign such order on its behalf.

Labelling of
narcotic
containers

18. (1) No licensed distributor shall supply a narcotic unless the main label of the container in which it is supplied bears, legibly and conspicuously,

- (a) the name of the narcotic;
- (b) if the narcotic is manufactured in Trinidad and Tobago, the name of the manufacturer, or if the narcotic is manufactured or produced outside of Trinidad and Tobago, and name of the distributor in Trinidad and Tobago;

- (c) the symbol "N" on the upper left hand corner of the label in a colour contrasting with the rest of the label or in type not less than half the size of any other type used thereon;
- (d) a correct statement of the net contents of the container in terms of weight, measure or number;
- (e) in the case of a narcotic not in combination with other medicinal ingredients—
 - (i) if the narcotic is in tablet, capsule, ampoule or other such form, the narcotic content per tablet, capsule, ampoule or other such form, or
 - (ii) if the narcotic is in any other form, the narcotic content per unit of weight, measure or number specified on the label;
- (f) in the case of a narcotic in combination with any other medicinal ingredients, the name of the narcotic and other medicinal ingredients therein, and
 - (i) if the narcotic is in tablet, capsule, ampoule or other such form, the amount of the narcotic and of each medicinal ingredient per tablet, capsule, ampoule or other such form, or
 - (ii) if the narcotic is in any other form, the amount of the narcotic and of each medicinal ingredient per unit of weight, measure or number specified on the label.

(2) No licensed distributor shall supply a narcotic unless the Minister has approved its formula and label and the size of the container in which is sold.

(3) No licensed distributor shall supply a narcotic, except a preparation described in regulation 4 of the Narcotic Control (General Provisions) Regulations, 1965, unless it is securely packed and its immediate container sealed in such a manner that it cannot be opened without breaking the seal.

19. It is an offence to contravene the provisions of regulations 9, 10, 11, 12, 13, 14, 15, 16, 17 or 18. *Offences*

20. These regulations have effect from 1st January, 1965.

THE SCHEDULE

FORM 1

(Regulation 3)

TRINIDAD AND TOBAGO

APPLICATION FOR LICENCE TO DISTRIBUTE NARCOTICS
(*Narcotic Control Ordinance*)

To: Minister of Health:

I (a)*, of
do hereby apply for a licence authorising me to distribute narcotics
in premises situate at (b)*.

Dated this day of , 19 .

Applicant's Name

*(a) Insert name, occupation and residence in full.

*(b) Situation of premises to be given.

FORM 2

(Regulation 4)

LICENCE TO DISTRIBUTE NARCOTICS
(*Narcotic Control Ordinance*)

TRINIDAD AND TOBAGO

(a)*, of (b)*
is hereby licensed to exercise and carry on the trade of a Distributor of Narcotics at (c)
from the day of the date hereof until the 31st day of December next ensuing.

The sum of has been paid for this licence.

Dated this day of , 19 .

Minister

(a)* Insert name and occupation.

(b)* Insert residence.

(c)* Situation of premises.

Dated this 31st day of December, 1964.

ISABEL TESHEA
Minister of Health and Housing

(HH. 7/2/1).