

GOVERNMENT NOTICE No. 131

TRINIDAD AND TOBAGO

THE NARCOTIC CONTROL ORDINANCE, 1961

(No. 27 of 1961)

REGULATIONS

MADE BY THE GOVERNOR-GENERAL UNDER SECTION 25 OF THE  
NARCOTIC CONTROL ORDINANCE, 1961THE NARCOTIC CONTROL (GENERAL PROVISIONS)  
REGULATIONS, 1965

Citation

1. These Regulations may be cited as the Narcotic Control (General Provisions) Regulations, 1965.

Receipt of  
narcotics  
to be  
recorded

2. Every pharmacist shall forthwith upon receipt of a narcotic from a licensed distributor, enter in a book, register or other record kept for such purpose, the name and quantity and form of the narcotic received, the date it was received, and the name and address of the person from whom it was received.

Certain  
narcotics  
to be  
prescribed  
only on  
signed pre-  
scription

3. Except as provided in regulation 4, no pharmacist shall dispense a narcotic to any person unless he has first received a prescription therefore signed and dated by a physician, dental surgeon, or veterinary surgeon, whose signature is known to the pharmacist or if unknown, is verified before the narcotic is dispensed.

Preparation  
dispensable  
without  
prescrip-  
tions

4. (1) A pharmacist may dispense without prescription any of the following preparations namely:—

Lin. Opii, B.P.  
 Lin. Opii Ammon., B.P.C.  
 Pasta Arsen. Trioxid. et Cocainae, B.P.C.  
 Pil. Digitalis et Opii Co., B.P.C.  
 Pil. Hydrargyri c Opio, B.P.C.  
 Pil. Plumbi c Opio, B.P.C. 1949  
 Tr. Opii Camph., B.P.  
 Ung. Gallae c Opio, B.P.C.  
 Ung. Gallae Co., B.P.C.  
 Cereoli Iodoformi et Morphinae, B.P.C.  
 Emplastrum Opii, B.P. 1898.  
 Pil. Ipecac. c. Scilla, B.P.C. 1933  
 Pil. Hydrarg. c. Cret. et Opii, B.P.C. 1949  
 Pulv. Cretae Aromat c. Opio. B.P.C. 1948  
 Pulv. Ipecac. et. Opii B.P. 1948  
 Suppos. Plumbi c. Opio. B.P.C. 1949  
 Guttas Cocainae et Hydrargyri Perchloridi Oleosae B.P.C. 1949

Mixtures of Pulv. Ipecac. et Opii. B.P. 1948 with any of the following:—

Hydrarg. c. Cret. B.P. 1914 and B.P. 1948  
Acetylsalicylic Acid  
Phenacetin  
Quinine and its Salts  
Sodium Bicarbonate.

(2) A pharmacist may dispense without prescription a preparation containing any one of the following named narcotics if the amount thereof does not exceed the amount or percentage set out opposite thereto, namely:—

Codeine (Methylmorphine)	...	...	$\frac{1}{4}$ of a grain
Dionine (Ethylmorphine)	...	...	$\frac{1}{4}$ " "
Morpholinylethylmorphine	...	...	$\frac{1}{4}$ " "
Dihydrocodeine	...	...	$\frac{1}{4}$ " "
Morphine	...	...	0.2 per cent.
Cocaine	...	...	0.1 per cent.,

if

- (a) such narcotic is suitably combined with one or more ingredient other than a narcotic, in a generally recognised therapeutic dose;
- (b) there is legibly and conspicuously printed on the main parcel of the label and on any outer container the full formula or true list of all active ingredients together with any special caution or directions for use as may be necessary.

5. Every pharmacist shall forthwith after dispensing a narcotic pursuant to a prescription, enter in a book, register or other record kept for such purpose—

- (a) the name and address of the person named in the order or prescription,
- (b) the name, quantity and form of the narcotic,
- (c) the name and initials of the physician, dental surgeon or veterinary surgeon who issued the order or prescription,
- (d) the name or initials of the pharmacist who supplied the narcotic,
- (e) the date the narcotic was supplied, and
- (f) the number assigned to the prescription.

6. (1) Every pharmacist shall maintain a special narcotic prescription file in which shall be filed in sequence as to date and number all prescriptions or orders for narcotics dispensed.

(2) Every pharmacist shall retain in his possession for a period of at least two years, any records which he is required by these Regulations to keep.

7. Every pharmacist shall—

- (a) furnish such information respecting the dealings of such pharmacist in any narcotic in such form and at such times as may be required by the Minister;
- (b) make available and produce to an inspector upon request his special narcotic prescription file together with any registers; he is required to keep;
- (c) permit an inspector to make copies of or to take extracts from such file, books, records or documents.

Loss or theft of narcotic to be reported

8. Every pharmacist shall report any loss or theft of a narcotic—
- (a) forthwith on the discovery thereof, to the nearest Police Station;
  - (b) within forty-eight hours of the discovery thereof, to the Minister.

Narcotics to be kept secured

9. Except when requiring access to a narcotic in connection with his business, every pharmacist shall keep all narcotics securely stored in a locked receptacle, drawer or safe.

Conditions under which narcotics may be manufactured

10. (1) No pharmacist shall manufacture a narcotic unless the Minister has approved the formula thereof, and if such narcotic is a preparation described in regulation 4, has approved the label and the size of the container in which it will be sold.

(2) Every pharmacist who manufactures a narcotic shall, in addition to all other records required to be kept by a pharmacist, keep a record of the kind and quantity of any narcotic used in manufacturing, the name and quantity of the narcotic manufactured and the date that the manufactured narcotic was placed in stock.

(3) For the purposes of this section, "manufacturing" does not include the compounding of a narcotic pursuant to a description of a physician, dental surgeon or veterinary surgeon.

Supply of narcotics

11. (1) Upon receiving the written approval of the Minister, a pharmacist may supply a narcotic to a licensed person or another pharmacist, subject to such terms and conditions as the Minister deems fit.

(2) A pharmacist shall not remove, transport or transfer a narcotic from his place of business to any other place of business unless he obtains the written approval of, and conforms with the terms and conditions prescribed by the Minister.

(3) In this regulation "licensed person" means a person who holds a valid and subsisting licence issued pursuant to section 3 of the Narcotic Control Ordinance.

Duties of physicians, &c., in respect of the supply of narcotics

12. Every physician, dentist and veterinary surgeon shall—

- (a) furnish, on request, to the Minister such information as he may require respecting narcotics purchased by him or the prescribing, administering, giving, selling or furnishing by him of a narcotic to any person;
- (b) keep books and other records respecting narcotics prescribed, administered, given, sold or furnished;
- (c) enter or cause to be entered in a register or other record kept for that purpose the name and quantity of any narcotic received the date it was received and the name and address of the person or firm from whom it was received.

Duties of persons in charge of certain institutions in respect of the keeping of records relating to narcotics

13. A person who is in charge of a public hospital or licensed private hospital, infirmary, convalescent home or other premises where persons or animals receive medical care and treatment, shall—

- (a) keep or cause to be kept in a book, register or other record maintained for that purpose—
  - (i) the name and quantity of any narcotic received;
  - (ii) the name and address of the person from whom the narcotic was received and the date received;
  - (iii) the name and quantity of any narcotic used in manufacturing;

- (iv) the name and quantity of any narcotic manufactured and the date of manufacture;
  - (v) the name of the person for whom a narcotic was dispensed;
  - (vi) the name and address of the owner of the animal for whose use a narcotic was dispensed;
  - (vii) the name of the physician, dental surgeon or veterinary surgeon ordering or prescribing such narcotics;
  - (viii) the date the narcotic was ordered or prescribed and the form and quantity thereof;
- (b) retain the records referred to in subparagraph (a) for a period of not less than two years;
  - (c) take all necessary steps to protect narcotics therein against loss or theft, and report to the Minister any loss or theft of such narcotics within ten days of the discovery thereof.

14. The person who is in charge of a public hospital or licensed private hospital, infirmary, convalescent home or other premises, where persons or animals receive medical care and treatment shall—

- (a) furnish such information respecting the use of narcotics therein, in such form and at such times 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;
- (c) permit an inspector to make copies thereof or take copies thereof or take extracts from such books, records and documents.

15. The person in charge of any narcotic in a public hospital, licensed private hospital, infirmary, convalescent home or other premises, where persons or animals receive medical care and treatment, shall dispense a narcotic only to a person or animal under treatment as an in-patient or out-patient thereof, and upon the order or prescription of a medical, dental or veterinary surgeon.

16. Every person who is authorised by the Minister to be in possession of a narcotic shall—

- (a) keep a record of
  - (i) the kind, date and quantity of any narcotic purchased or received by him;
  - (ii) the name and address of the person from whom the narcotic was received;
  - (iii) particulars of the use to which the narcotic was put;
- (b) furnish such information respecting such narcotics as he may require, including access to the records required by these Regulations to be kept by such person.

17. A person in charge of a laboratory for purposes of research or instruction attached to any college, public hospital or other institution approved by the Minister for the purpose, or the chief chemist may be in possession of a narcotic for the purpose of, and in connection with, his employment therewith.

Advertise-  
ment of  
narcotics  
prohibited

18. (1) No person shall in any advertisement to the general public advertise a narcotic or a preparation containing a narcotic.

(2) For the purpose of this regulation, an advertisement includes any representation by any means whatsoever for the purpose of promoting, directly or indirectly, the sale or disposal of any narcotic or any preparation that contains a narcotic.

Licence  
required  
for diver-  
sion of  
consign-  
ment of  
narcotics

19. If any consignment of the drugs to some destination outside Trinidad and Tobago is brought into any port thereof, no person shall, without the licence of the Minister divert, or cause or procure to be diverted, such consignment to any destination other than the destination to which it was originally consigned. The destination to which the consignment was originally consigned shall be deemed to be the destination stated in the licence, permit or other authority for the export of the consignment granted by the Government of the country of export.

Offences

20. It is an offence to contravene the provisions of regulations 2, 3, 5, 6, 7, 8, 9, 10, paragraph (2) of regulation 11, regulations 12, 13, 14, 15, 16, paragraph (1) of regulation 18 or regulation 19.

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

Dated this 31st day of December, 1964.

H. E. NELSON  
*Acting Secretary to the Cabinet*