

1995—No. 262

**DRUG MISUSE AND TRAFFICKING ACT 1985—
REGULATION**

(Relating to the custody and analysis of drug exhibits)

NEW SOUTH WALES



[Published in Gazette No. 79 of 30 June 1995]

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Drug Misuse and Trafficking Act 1985, has been pleased to make the Regulation set forth hereunder.

J. W. Shaw
Attorney General.

Commencement

1. This Regulation commences on 1 July 1995.

Amendments

2. The Drug Misuse and Trafficking Regulation 1994 is amended:
 - (a) by omitting from clause 7 the word “commercial” wherever occurring and by inserting instead the word “traffickable”;
 - (b) by omitting from clause 7 (2) the words “before the commencement of this Part” and by inserting instead the words “immediately before 1 July 1995”;
 - (c) by omitting from clause 8 (1) the word “Immediately” and by inserting instead the words “As soon as practicable (but in no case later than 14 days)”;
 - (d) by omitting from clause 8 (2) the words “Immediately after the commencement of the Part” and by inserting instead the words “As soon as practicable after 1 July 1995”.
-

EXPLANATORY NOTE

Part 3 of the Drug Misuse and Trafficking Regulation 1994 currently provides for the analysis of drug exhibits by an analyst whenever a commercial quantity of a prohibited drug is seized or comes into the possession of a police officer or in certain other circumstances, and for the storage of such exhibits after analysis. The object of this Regulation is to extend the application of that Part to traffickable quantities of prohibited drugs (such quantities being smaller than commercial quantities).

This Regulation is made under sections 39S and 45 of the Drug Misuse and Trafficking Act 1985.
