



New South Wales

Drug Misuse and Trafficking Amendment (Prohibited Substances) Regulation 2016

under the

Drug Misuse and Trafficking Act 1985

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Drug Misuse and Trafficking Act 1985*.

GABRIELLE UPTON, MP
Attorney General

Explanatory note

The object of this Regulation is to amend the table of prohibited plants and drugs in Schedule 1 to the *Drug Misuse and Trafficking Act 1985* to:

- (a) prohibit certain psychoactive substances, including alprazolam, and
- (b) increase the threshold quantities of buprenorphine, and
- (c) exclude codeine, phenylpropanolamine and pseudoephedrine as prohibited substances to reflect the therapeutic or other use of those substances in accordance with the Poisons List under the *Poisons and Therapeutic Goods Act 1966*.

This Regulation is made under the *Drug Misuse and Trafficking Act 1985*, including sections 44 and 45 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Drug Misuse and Trafficking Amendment (Prohibited Substances) Regulation 2016*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

Schedule 1 Amendment of Drug Misuse and Trafficking Act 1985 No 226

[1] Schedule 1

Insert in appropriate order:

Alprazolam	15g	5g	25g	1.25kg	5kg	—
N-(1-amino-3-methyl-1-oxobutan-2-yl)- 1-(cyclohexylmethyl)-1H-indazole-3- carboxamide (AB-CHMINACA)	30g	10g	50g	1kg	4kg	—
N-(1-amino-3-methyl-1-oxobutan-2-yl)- 1-pentyl-1H-indazole-3-carboxamide (AB-PINACA)	30g	10g	50g	1kg	4kg	—
N-(1-amino-3-methyl-1-oxobutan-2-yl)- 1-(4-fluorobenzyl)-1H-indazole-3- carboxamide (AB-FUBINACA)	30g	10g	50g	1kg	4kg	—

[2] Schedule 1

Omit the matter relating to buprenorphine. Insert instead:

Buprenorphine	12g	4g	20g	2kg	8kg	400mg
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[3] Schedule 1

Omit “Schedule Two or Four” from the matter relating to codeine.

Insert instead “Schedule Two, Three or Four”.

[4] Schedule 1

Omit “Schedule Three” from the matter relating to phenylpropanolamine.

Insert instead “Schedule Four”.

[5] Schedule 1

Omit “Schedule Two or Three” from the matter relating to pseudoephedrine.

Insert instead “Schedule Three or Four”.