



Queensland

Drugs Misuse Amendment Regulation (No. 1) 2013

Explanatory Notes for SL 2013 No. 41

made under the

Drugs Misuse Act 1986

General outline

Short title

Drugs Misuse Amendment Regulation (No. 1) 2013.

Authorising law

Section 134 of the *Drugs Misuse Act 1986*

Policy objectives and the reasons for them

The primary objective of the regulation is to add Paramethoxymethamphetamine (PMMA) to schedule 1 and 32 new substances to schedule 2 of the *Drugs Misuse Regulation 1987*, to prohibit the unlawful possession, supply, production and trafficking of those substances.

The regulation also amends schedules 3 and 4 of the *Drugs Misuse Regulation 1987* to specify amounts for PMMA. Specifying an amount for a drug in schedules 3 and 4 increases the penalty if a person is convicted of a production or possession offence involving the set amount or more than the set amount.

Minor amendments are also proposed to correct the reference to sections of the *Drugs Misuse Act 1986* in the headings of schedules 1, 2 and 3 of the *Drugs Misuse Regulation 1987*.

Consistency with policy objectives of authorising law

The purpose of the *Drugs Misuse Act 1986* is to consolidate the law relating to the misuse of drugs and to make further provision for the prevention of the misuse of drugs. The regulation is consistent with the main objectives of the *Drugs Misuse Act 1986*.

As required by section 134A of the *Drugs Misuse Act 1986*, the Attorney-General considered the criteria listed in section 134A before recommending to the Governor in Council the inclusion of PMMA in schedule 1, the inclusion of 32 new substances in schedule 2 and the amounts for PMMA in schedules 3 and 4.

Inconsistency with policy objectives of other legislation

The regulation is consistent with the policy objectives of other legislation.

Alternative ways of achieving policy objectives

There are no alternative ways in which the objectives could be achieved.

Benefits and costs of implementation

There are negligible costs associated with the implementation of the regulation.

Consistency with Fundamental Legislative Principles

The regulation is consistent with fundamental legislative principles.

Consultation

The Department of the Premier and Cabinet, Queensland Health, Queensland Police Services and Queensland Treasury and Trade were consulted.

All agencies consulted support the amendments.

ENDNOTES

- 1 Laid before the Legislative Assembly on . . .
- 2 The administering agency is the Department of Justice and Attorney-General.

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