



Australian Capital Territory

## **Drugs of Dependence Regulations<sup>1</sup> (Amendment)**

**Subordinate Law No. 20 of 1998<sup>2</sup>**

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The Australian Capital Territory Executive makes the following Regulations under the *Drugs of Dependence Act 1989*.

Dated 12 June 1998.

BRENDAN SMYTH  
Minister

MICHAEL MOORE  
Minister

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### **1. Commencement**

(1) Subject to subregulation (2), these Regulations commence on the day on which they are notified in the *Gazette*.

(2) Regulation 3, in so far as it inserts references to “Flunitrazepam” and “Remifentanyl” in Schedule 1 and Schedule 3 to the Principal Regulations as amended by these Regulations, commences on 19 June 1998.

**2. Principal Regulations**

In these Regulations, “Principal Regulations” means the *Drugs of Dependence Regulations*.

**3. Substitution**

Schedules 1, 2 and 3 of the Principal Regulations are repealed and the Schedules set out in the Schedule to these Regulations are substituted.

**SCHEDULE**

Regulation 3

**SCHEDULE 1**

Regulations 5 and 6

**DRUGS OF DEPENDENCE—GENERAL**

Column 1	Column 2	Column 3
Drug	Traffickable quantity (grams)	Commercial quantity (kilograms)
Acetyldihydrocodeine .....	2.00	2.00
Acetylmethadol .....	2.00	2.00
Acetylmorphines .....	2.00	2.00
Alfentanil .....	0.005	0.005
Alphacetylmethadol .....	10.00	10.00
Alphaprodine .....	25.00	25.00
Amphetamine .....	2.00	2.00
Amylobarbitone, except when packed and labelled for injection .....	20.00	20.00
Anileridine .....	25.00	25.00
Benzylmorphine .....	5.00	5.00
Bezitramide .....	5.00	5.00
Buprenorphine .....	0.05	0.05
Butobarbitone .....	20.00	20.00
Butorphanol .....	2.00	2.00
Carfentanyl .....	0.005	0.005
Cocaine .....	2.00	2.00
Codeine, except when compounded with 1 or more other medicaments—		
(a) in divided preparations containing 30 mg or less of codeine per dosage unit; or		
(b) in undivided preparations containing 1% or less of codeine .....	10.00	10.00
Codeine-N-oxide .....	10.00	10.00
Concentrate of Poppy Straw (the material arising when poppy straw has entered into a process for concentration of its alkaloids) .....	250.00	250.00
4-Cyano-1-methyl-4-phenylpiperidine (Pethidine intermediate A) .....	10.00	10.00
Cyclobarbitone .....	20.00	20.00
Dexamphetamine .....	2.00	2.00
Dextromoramide .....	2.00	2.00
Dextropropoxyphene, except when—		
(a) in divided preparations containing 135 mg or less of dextropropoxyphene per dosage unit; or		
(b) in liquid preparations containing 2.5% or less of dextropropoxyphene .....	27.00	27.00
Difenoxin, except in preparations containing, per dosage unit, 0.5 mg or less of difenoxin and a quantity of atropine sulphate equivalent to at least 5% of the dose of difenoxin .....	2.00	2.00

**SCHEDULE—continued**

Column 1  Drug	Column 2  Traffickable quantity (grams)	Column 3  Commercial quantity (kilograms)
Dihydrocodeine, except when compounded with 1 or more other medicaments—		
(a) in divided preparations containing not more than 100 mg of dihydrocodeine per dosage unit; or		
(b) in undivided preparations with a concentration of not more than 2.5% of dihydrocodeine .....	10.00	10.00
Dihydromorphine.....	10.00	10.00
Diphenoxylate, except in preparations containing, per dosage unit, 2.5 mg or less of diphenoxylate and a quantity of atropine sulphate equivalent to at least 1% of the dose of diphenoxylate .....	2.00	2.00
Dipipanone.....	10.00	10.00
Dronabinol .....	6.00	6.00
Drotebanol .....	2.00	2.00
Ethylamphetamine .....	2.00	2.00
Ethylmorphine, except when compounded with 1 or more other medicaments—		
(a) in divided preparations containing not more than 100 mg of ethylmorphine per dosage unit; or		
(b) in undivided preparations with a concentration of not more than 2.5% of ethylmorphine.....	2.00	2.00
Fentanyl .....	0.005	0.005
Flunitrazepam .....	0.40	0.40
Hydrocodone.....	2.00	2.00
Hydromorphanol.....	2.00	2.00
Hydromorphone .....	2.00	2.00
Levamphetamine.....	2.00	2.00
Levomethamphetamine.....	2.00	2.00
Levomoramide .....	2.00	2.00
Levorphanol.....	1.00	1.00
Methadone .....	2.00	2.00
Methamphetamine .....	2.00	2.00
Methyldihydromorphine .....	2.00	2.00
Methylphenidate .....	2.00	2.00
1-Methyl-4-phenylpiperidine-4-carboxylic Acid (Pethidine intermediate C).....	10.00	10.00
Morphine .....	2.00	1.50
Morphine Methobromide .....	2.00	1.00
Morphine-N-oxide .....	2.00	2.00
Nabilone.....	0.40	0.40
Norcodeine.....	2.00	2.00
Normethadone.....	5.00	5.00
Opium in any form, except the alkaloids noscapine and papaverine.....	20.00	20.00

**SCHEDULE—continued**

Oxycodone .....	5.00	5.00
Oxymorphone .....	2.00	2.00
Pentazocine .....	20.00	20.00
Pentobarbitone, except when packed and labelled for injection .....	20.00	20.00

Column 1	Column 2	Column 3
Drug	Traffickable quantity (grams)	Commercial quantity (kilograms)

Pethidine .....	10.00	10.00
Phendimetrazine.....	5.00	5.00
Phenmetrazine.....	5.00	5.00
Phenoperidine .....	1.00	1.00
4-Phenylpiperidine-4-carboxylic Acid Ethyl Ester (Pethidine intermediate B).....	10.00	10.00
Pholcodine, except when compounded with 1 or more other medicaments—		
(a) in divided preparations containing not more than 100 mg of pholcodine per dosage unit; or		
(b) in undivided preparations with a concentration of not more than 2.5% of pholcodine .....	5.00	5.00
Piritramide .....	1.00	1.00
Propiram .....	10.00	10.00
Quinalbarbitone .....	20.00	20.00
Racemoramide .....	2.00	2.00
Remifentanil .....	1.00	1.00
Secbutobarbitone .....	20.00	20.00
Sufentanil.....	0.005	0.005
Thebacon.....	2.00	2.00
Thebaine .....	2.00	2.00
Tilidine.....	20.00	20.00

A substance which is, in relation to a drug of dependence specified elsewhere in this Schedule—

- (a) an active principle of that drug;
- (b) a preparation or admixture of that drug; or
- (c) a salt of that drug or active principle;

except where the substance is separately specified in this Schedule .....

The minimum traffickable quantity and the minimum commercial quantity, respectively, of—

- (a) the drug of dependence in relation to which the substance is specified in this item; or
- (b) if there is more than 1 such drug—the drug referred to in paragraph (a) in relation to which the minimum traffickable quantity and the minimum commercial quantity are respectively the least.

**SCHEDULE—continued**

**SCHEDULE 2**

Regulations 5 and 6

PROHIBITED SUBSTANCES

Column 1 Substance	Column 2 Traffickable quantity (grams)	Column 3 Commercial quantity (kilograms)
Acetorphine.....	2.00	2.00
Acetyl- $\alpha$ -methylfentanyl.....	0.005	0.005
Alkoxyamphetamines and bromo-substituted alkoxyamphetamines, except where separately specified in this Schedule .....	0.50	0.50
Alkoxyphenethylamines and alkyl-substituted alkoxyphenethylamines, except where separately specified in this Schedule .....	0.50	0.50
Allylprodine.....	2.00	2.00
Alphameprodine.....	0.20	0.20
Alphamethadol .....	0.20	0.20
2-Amino-1-(2,5-dimethoxy-4-methyl) phenylpropane (STP, DOM).....	0.50	0.50
Benzethidine .....	10.00	10.00
Betacetylmethadol .....	5.00	5.00
Betameprodine .....	5.00	5.00
Betamethadol .....	5.00	5.00
Betaprodine.....	5.00	5.00
4-Bromo-3,5-dimethoxyamphetamine .....	0.50	0.50
4-Bromo-2,5-dimethoxyphenethylamine (BDMPEA) .....	0.50	0.50
3-Bromo-4-methoxyamphetamine .....	0.50	0.50
4-Bromo-3-methoxyamphetamine .....	0.50	0.50
Bufotenine.....	2.00	2.00
Cannabis .....	100.00	100.00
Cannabis Oil .....	2.00	2.00
Cannabis Resin .....	20.00	50.00
Cathinone.....	2.00	2.00
Clonitazene .....	5.00	5.00
Coca Leaf.....	250.00	80.00
Codoxime.....	10.00	10.00
4-Cyano-2-dimethylamino-4,4-diphenylbutane (Methadone intermediate).....	2.00	2.00
Desomorphine .....	2.00	2.00
Diampromide .....	5.00	5.00
Diethylthiambutene.....	5.00	5.00
N,N-Diethyltryptamine (DET).....	2.00	2.00
Dimenoxadol .....	10.00	10.00
Dimepheptanol .....	10.00	10.00
2,4-Dimethoxyamphetamine.....	0.50	0.50

**SCHEDULE**—continued

3,4-Dimethoxyamphetamine.....	0.50	0.50
2,5-Dimethoxy-4-bromoamphetamine (DOB).....	0.50	0.50
3,4-Dimethoxy-5-ethoxyamphetamine.....	0.50	0.50
2,5-Dimethoxy-4-ethoxyamphetamine.....	0.50	0.50
4,5-Dimethoxy-2-ethoxyamphetamine.....	0.50	0.50
Column 1	Column 2	Column 3
	Traffickable	Commercial
Substance	quantity	quantity
	(grams)	(kilograms)
2,5-Dimethoxy-4-ethyl- $\alpha$ -methylphenylethylamine (DOET).....	0.50	0.50
2,3-Dimethoxy-4,5-methylenedioxyamphetamine.....	0.50	0.50
2,5-Dimethoxy-3,4-methylenedioxyamphetamine.....	0.50	0.50
2,5-Dimethoxy- $\alpha$ -methylphenylethylamine (DMA).....	0.50	0.50
3,4-Dimethoxyphenylethylamine.....	0.50	0.50
3-(2-Dimethylaminoethyl)-4-hydroxyindole (Psilocine, Psilocin).....	2.00	2.00
3-(1,2-Dimethylheptyl)-1-hydroxy-7,8,9,10-tetrahydro- 6,6,9-trimethyl-6H-dibenzo[b,d]pyran (DMHP).....	2.00	2.00
Dimethylthiambutene.....	20.00	20.00
N,N-Dimethyltryptamine (DMT).....	2.00	2.00
Dioxaphetyl Butyrate.....	2.00	2.00
Ecgonine.....	10.00	10.00
4,5-Ethylenedioxy-3-methoxyamphetamine.....	0.50	0.50
Ethylmethylthiambutene.....	10.00	10.00
Eticyclidine (PCE).....	2.00	2.00
Etonitazene.....	5.00	5.00
Etorphine.....	5.00	2.00
Etosexidine.....	5.00	5.00
Fenetylline.....	2.00	2.00
Furethidine.....	1.00	1.00
Harmaline.....	2.00	2.00
Harmine.....	2.00	2.00
Heroin.....	2.00	1.50
3-Hexyl-1-hydroxy-7,8,9,10-tetrahydro-6,6,9-trimethyl- 6H- dibenzo[b,d]pyran (Parahexyl).....	2.00	2.00
4-Hydroxy-butanoic acid.....	0.50	0.50
$\beta$ -Hydroxyfentanyl.....	0.005	0.005
$\beta$ -Hydroxy-3-methylfentanyl.....	0.005	0.005
Hydroxypethidine.....	5.00	5.00
Isomethadone.....	2.00	2.00
Ketobemidone.....	2.00	2.00
Levomethorphan.....	2.00	2.00
Levophenacetylmorphan.....	2.00	2.00
Lysergic Acid.....	0.002	0.002
Lysergide (LSD, LSD-25).....	0.002	0.002
Mecloqualone.....	60.00	60.00
Mescaline-see 3,4,5-Trimethoxyphenethylamine		
Metazocine.....	7.00	7.00

**SCHEDULE—continued**

Methaqualone .....	50.00	50.00
2-Methoxy-3, 4-methylenedioxyamphetamine .....	50.00	50.00
2-Methoxy-4, 5-methylenedioxyamphetamine .....	0.50	0.50
4-Methoxy-2, 3-methylenedioxyamphetamine .....	0.50	0.50
5-Methoxy-3, 4-methylenedioxy- $\alpha$ -methylphenylethylamine (MMDA) .....	0.50	0.50
2-Methoxy-3, 4-methylenedioxyphenylethylamine .....	0.50	0.50
Column 1	Column 2	Column 3
	Traffickable	Commercial
Substance	quantity	quantity
	(grams)	(kilograms)
3-Methoxy-4, 5-methylenedioxyphenylethylamine .....	0.50	0.50
4-Methoxy- $\alpha$ -methylphenylethylamine (PMA) .....	0.50	0.50
4-Methoxyphenylethylamine .....	0.50	0.50
4-Methylaminorex .....	2.00	2.00
Methyldesorphine .....	2.00	2.00
3, 4-Methylenedioxyamphetamine (MDA) .....	0.50	0.50
3, 4-Methylenedioxy-N, $\alpha$ -dimethylphenylethylamine (MDMA) .....	0.50	0.50
3, 4-Methylenedioxy-N-ethylamphetamine (MDE) .....	0.50	0.50
3-Methylfentanyl .....	0.005	0.005
$\alpha$ -Methylfentanyl .....	0.005	0.005
2-Methyl-3-morpholino-1,1-diphenylpropane Carboxylic Acid (Moramide intermediate) .....	8.00	8.00
1-Methyl-4-phenyl-4-piperidinol propionate (MPPP) .....	2.00	2.00
3-Methylthiofentanyl .....	0.005	0.005
$\alpha$ -Methylthiofentanyl .....	0.005	0.005
Metopon .....	2.00	2.00
Morpheridine .....	2.00	2.00
Muscimol .....	2.00	2.00
Myrophine .....	20.00	20.00
Nicocodine .....	2.00	2.00
Nicodicodine .....	2.00	2.00
Nicomorphine .....	2.00	2.00
Noracymethadol .....	2.00	2.00
Norlevorphanol .....	2.00	2.00
Normorphine .....	20.00	20.00
Norpipanone .....	10.00	10.00
Para-fluorofentanyl .....	0.005	0.005
Phenadoxone .....	10.00	10.00
Phenamproside .....	10.00	10.00
Phenazocine .....	1.00	1.00
Phencyclidine (PCP) .....	2.00	2.00
Phenomorphane .....	5.00	5.00
1-Phenylethyl-4-phenyl-4-piperidinol acetate (PEPAP) .....	2.00	2.00
Piminodine .....	10.00	10.00
Proheptazine .....	1.00	1.00
Properidine .....	25.00	25.00
Psilocine— <i>see</i> 3-(2-Dimethylaminoethyl)-4-hydroxyindole		



**SCHEDULE—continued**

Psilocybine.....	2.00	2.00
Psilosin— <i>see</i> 3-(2-Dimethylaminoethyl)-4-hydroxyindole		
Racemethorphan .....	2.00	2.00
Racemorphan .....	2.00	2.00
Rolicyclidine (PHP, PCPY) .....	2.00	2.00
Tenocyclidine (TCP).....	2.00	2.00

Column 1	Column 2	Column 3
Substance	Traffickable quantity (grams)	Commercial quantity (kilograms)

Tetrahydrocannabinols (THC) and their alkyl homologues, except where separately specified in Schedule 1 or this Schedule .....	2.00	5.00
2, 3, 4, 5-Tetramethoxyamphetamine.....	0.50	0.50
Thiofentanyl.....	0.005	0.005
Trimeperidine .....	10.00	10.00
2, 3, 4-Trimethoxyamphetamine .....	0.50	0.50
2, 3, 5-Trimethoxyamphetamine .....	0.50	0.50
2, 3, 6-Trimethoxyamphetamine .....	0.50	0.50
2, 4, 5-Trimethoxyamphetamine .....	0.50	0.50
2, 4, 6-Trimethoxyamphetamine .....	0.50	0.50
3, 4, 5-Trimethoxy- $\alpha$ -methylphenylethylamine (TMA) .....	0.50	0.50
3, 4, 5-Trimethoxyphenethylamine (mescaline) and other substances structurally derived from methoxyphenylethylamine, except—		
(a) methoxyphenamine; or		
(b) where separately specified in this Schedule.....	7.50	7.50
1-(3, 4, 5-Trimethoxyphenyl)-2-aminobutane.....	0.50	0.50
2, 4, 5-Trimethoxyphenylethylamine .....	0.50	0.50

A substance which is, in relation to a prohibited substance specified elsewhere in this Schedule—

(a) an active principle of that prohibited substance;

(b) a preparation or admixture of that prohibited substance; or

(c) a salt of that prohibited substance or active principle; except where the firstmentioned substance is separately specified in this Schedule.....

The minimum traffickable quantity and the minimum commercial quantity, respectively, of—

(a) the prohibited substance in relation to which the substance is specified in this item; or

(b) if there is more than 1 such prohibited substance—the prohibited substance referred to in paragraph (a) in relation to which the minimum traffickable quantity and the

**SCHEDULE—continued**

minimum commercial quantity are respectively the least.

A substance (“drug analogue”) which is, in relation to another substance (being a drug of dependence or a substance specified elsewhere in this Schedule, or a stereoisomer, a structural isomer (with the same constituent groups) or an alkaloid of such a drug or substance)—

Column 1	Column 2	Column 3
Substance	Traffickable quantity (grams)	Commercial quantity (kilograms)
<p>(a) a stereoisomer;</p> <p>(b) a structural isomer having the same constituent groups;</p> <p>(c) an alkaloid;</p> <p>(d) a structural modification notionally obtained in 1 or more of the following ways:</p> <ul style="list-style-type: none"> <li>(i) by the replacement of up to 2 carbocyclic or heterocyclic ring structures with different carbocyclic or heterocyclic ring structures;</li> <li>(ii) by the addition of hydrogen atoms to 1 or more unsaturated bonds;</li> <li>(iii) by the addition of 1 or more of the following groups, namely alkoxy, cyclic diether, acyl, acyloxy, mono-amino and dialkylamino groups with up to 6 carbon atoms in any alkyl residue; alkyl, alkenyl and alkynyl groups with up to 6 carbon atoms in the group, where the group is attached to oxygen (for example, an ester or an ether group), nitrogen, sulphur or carbon; and halogen, hydroxy, nitro and amino groups;</li> <li>(iv) by the replacement of 1 or more of the groups specified in subparagraph (iii) with another such group or groups;</li> <li>(v) by the conversion of a carboxyl or an ester group into an amide group; or</li> </ul> <p>(e) otherwise an homologue, analogue, chemical derivative or substance substantially similar in chemical structure; however manufactured or actually obtained, except where the drug analogue—</p> <p>(f) is a drug of dependence;</p> <p>(g) is separately specified in this Schedule;</p> <p>(h) is specified in a Schedule to the <i>Poisons and Drugs Act 1978</i>; or</p> <p>(i) is specified in the Schedule to the <i>Public Health</i></p>		

**SCHEDULE—continued**

*(Prohibited Drugs) Act 1957*..... The minimum traffickable quantity and the minimum commercial quantity, respectively, of—  
 (a) the drug of dependence or prohibited substance in relation to which the substance is a drug analogue; or

Column 1	Column 2	Column 3
Substance	Traffickable quantity (grams)	Commercial quantity (kilograms)
	(b) if there is more than 1 such drug or prohibited substance—the drug or prohibited substance referred to in paragraph (a) in relation to which the minimum traffickable quantity and the minimum commercial quantity are respectively the least.	

**SCHEDULE**—continued

**SCHEDULE 3**

Regulation 4

DRUGS OF DEPENDENCE—MANUFACTURING

Acetylmorphines  
Amphetamine  
Amylobarbitone  
Buprenorphine  
Butobarbitone  
Butorphanol  
Carfentanyl  
Cyclobarbitone  
Dexamphetamine  
Dronabinol  
Ethylamphetamine  
Flunitrazepam  
Levamphetamine  
Levomethamphetamine  
Methamphetamine  
Methylphenidate  
Nabilone  
Pentazocine  
Pentobarbitone  
Phendimetrazine  
Phenmetrazine  
Quinalbarbitone  
Remifentanyl  
Secbutobarbitone

A substance which is, in relation to a drug of dependence specified elsewhere in this Schedule—

- (a) an active principle of that drug;
- (b) a preparation or admixture of that drug; or
- (c) a salt of that drug or active principle.

## **NOTES**

### **Principal Regulations**

1. Reprinted as at 31 January 1998.

### **Notification**

2. Notified in the ACT Gazette on 17 June 1998.

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