



Australian Capital Territory

# **Criminal Code Regulation 2005**

**SL2005-2**

made under the

**Criminal Code 2002**

**Republication No 11**

**Effective: 10 December 2013 – 16 April 2014**

Republication date: 10 December 2013

Last amendment made by [A2013-50](#)

Authorised by the ACT Parliamentary Counsel

## About this republication

### The republished law

This is a republication of the *Criminal Code Regulation 2005*, made under the *Criminal Code 2002* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 10 December 2013. It also includes any commencement, amendment, repeal or expiry affecting this republished law to 10 December 2013.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

### Kinds of republications

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- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

### Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

### Uncommenced provisions and amendments

If a provision of the republished law has not commenced, the symbol **U** appears immediately before the provision heading. Any uncommenced amendments that affect this republished law are accessible on the ACT legislation register ([www.legislation.act.gov.au](http://www.legislation.act.gov.au)). For more information, see the home page for this law on the register.

### Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see the *Legislation Act 2001*, section 95.

### Penalties

At the republication date, the value of a penalty unit for an offence against this law is \$140 for an individual and \$700 for a corporation (see *Legislation Act 2001*, s 133).



Australian Capital Territory

# Criminal Code Regulation 2005

made under the

**Criminal Code 2002**

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Australian Capital Territory

# Criminal Code Regulation 2005

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made under the

[Criminal Code 2002](#)

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## Part 1 Preliminary

### 1 Name of regulation

This regulation is the *Criminal Code Regulation 2005*.

### 3 Dictionary

The dictionary at the end of this regulation is part of this regulation.

*Note 1* The dictionary at the end of this regulation defines certain terms used in this regulation, and includes references (*signpost definitions*) to other terms defined elsewhere in this regulation.

For example, the signpost definition '*associated drug*—see section 5 (2).' means that the term 'associated drug' is defined in that section and the definition applies to this regulation.

*Note 2* A definition in the dictionary (including a signpost definition) applies to the entire regulation unless the definition, or another provision of the regulation, provides otherwise or the contrary intention otherwise appears (see [Legislation Act](#), s 155 and s 156 (1)).

### 4 Notes

A note included in this regulation is explanatory and is not part of this regulation.

*Note* See the [Legislation Act](#), s 127 (1), (4) and (5) for the legal status of notes.

## Part 2                      Serious drugs offences

### 5                      **Controlled drugs—Code, s 600, def *controlled drug***

- (1) A substance mentioned in schedule 1 is prescribed.
- (2) The following substances (each of which is a *related drug*) are also prescribed:
  - (a) a form of a drug mentioned in schedule 1, whether natural or synthetic, and the salts, derivatives and isomers of that drug and any salt of those derivatives and isomers;
  - (b) a drug that is in a class of drugs mentioned in schedule 1, whether natural or synthetic, and the salts, derivatives and isomers of that drug and any salt of those derivatives and isomers;
  - (c) an analogue in relation to a drug mentioned in schedule 1, which includes any substance having a substantially similar chemical structure to the drug, but differing in elemental composition due to the addition, deletion or replacement of any substituent element or group;
  - (d) a homologue in relation to a drug mentioned in schedule 1, which includes any substance which differs from that drug by one or more carbon containing groups (including methylene groups) in that chemical structure;
  - (e) a substance containing or mixed with a substance mentioned in schedule 1.

### 6                      **Controlled plants—Code, s 600, def *controlled plant***

A growing plant under schedule 2 is a *controlled plant*.

**7            Controlled precursors—Code, s 600, def *controlled precursor***

- (1) A substance mentioned in schedule 3 is prescribed.
- (2) The following substances (each of which is a *related precursor*) are also prescribed:
  - (a) a preparation, admixture, extract or other substance containing any proportion of a substance mentioned in schedule 3;
  - (b) a substance that is 1 of the following in relation to a substance mentioned in schedule 3:
    - (i) acetal;
    - (ii) acetate;
    - (iii) acid chloride;
    - (iv) amide;
    - (v) anhydride;
    - (vi) diol;
    - (vii) epoxide;
    - (viii) ester;
    - (ix) ether;
    - (x) halogen substituent;
    - (xi) hydroxide;
    - (xii) imine;
    - (xiii) isomer;
    - (xiv) ketal;
    - (xv) nitrile;
    - (xvi) oxime;



- (xvii) salt;
- (c) any other analogue or derivative of a substance mentioned in schedule 3.

**8 Quantities of controlled drugs, plants and precursors—  
Code, s 601 (1)**

- (1) For a controlled drug under schedule 1—
  - (a) a *trafficable quantity* of the drug is the quantity under the schedule, column 3 for the drug; and
  - (b) a *commercial quantity* of the drug is the quantity under the schedule, column 4 for the drug; and
  - (c) a *large commercial quantity* of the drug is the quantity under the schedule, column 5 for the drug.
- (2) For a related drug—
  - (a) a *trafficable quantity* is the quantity mentioned in schedule 1, column 3 for—
    - (i) the drug to which it is related; or
    - (ii) if it is related to more than 1 drug—the drug to which it is related that has the smallest quantity mentioned in schedule 1, column 3; and
  - (b) a *commercial quantity* is the quantity mentioned in schedule 1, column 4 for—
    - (i) the drug to which it is related; or
    - (ii) if it is related to more than 1 drug—the drug to which it is related that has the smallest quantity mentioned in schedule 1, column 3; and

(c) a **large commercial quantity** is the quantity mentioned in schedule 1, column 5 for—

- (i) the drug to which it is related; or
- (ii) if it is related to more than 1 drug—the drug to which it is related that has the smallest quantity mentioned in schedule 1, column 3.

**Example—par (a) (ii), par (b) (ii) and par (c) (ii)**

Drug X is a related drug that is related to—

- Morphine (sch 1, pt 1.1, item 49); and
- Pethidine (sch 1, pt 1.1, item 60).

In sch 1, col 3, the quantity for Morphine is 2.00g and the quantity for Pethidine is 10.00g. Because the Morphine quantity is smaller than the Pethidine quantity, Morphine is the relevant drug for working out the quantities for drug X. Therefore, a trafficable quantity of drug X is 2.00g, a commercial quantity of drug X is 0.75kg and a large commercial quantity of drug X is 1.50kg.

*Note* An example is part of the regulation, is not exhaustive and may extend, but does not limit, the meaning of the provision in which it appears (see [Legislation Act](#), s 126 and s 132).

- (3) For a controlled plant—
  - (a) a **trafficable quantity** of the plant is the quantity under schedule 2, column 3 for the plant; and
  - (b) a **commercial quantity** of the plant is the quantity under schedule 2, column 4 for the plant; and
  - (c) a **large commercial quantity** of the plant is the quantity under schedule 2, column 5 for the plant.
- (4) For a controlled precursor—
  - (a) a **commercial quantity** of the precursor is the quantity under schedule 3, column 3 for the precursor; and
  - (b) a **large commercial quantity** of the precursor is the quantity under schedule 3, column 4 for the precursor.

- (5) For a related precursor—
- (a) a **commercial quantity** is the quantity mentioned in schedule 3, column 3 for—
- (i) the precursor to which it is related; or
- (ii) if it is related to more than 1 precursor—the precursor to which it is related that has the smallest quantity mentioned in schedule 3, column 3; and
- (b) a **large commercial quantity** is the quantity mentioned in schedule 3, column 4 for—
- (i) the precursor to which it is related; or
- (ii) if it is related to more than 1 precursor—the precursor to which it is related that has the smallest quantity mentioned in schedule 3, column 3.

**Example—par (a) (ii) and par (b) (ii)**

Precursor X is a related precursor that is related to—

- Ammonia (sch 3, item 8); and
- Calcium (sch 3, item 20).

In sch 3, col 3, the quantity for Ammonia is 1.50kg and the quantity for Calcium is 0.25kg. Because the Calcium quantity is smaller than the Ammonia quantity, Calcium is the relevant precursor for working out the quantities for precursor X. Therefore, a commercial quantity of precursor X is 0.25kg and a large commercial quantity of precursor X is 0.50kg.

*Note* An example is part of the regulation, is not exhaustive and may extend, but does not limit, the meaning of the provision in which it appears (see [Legislation Act](#), s 126 and s 132).

- (6) In this section:
- related drug**—see section 5 (2).
- related precursor**—see section 7 (2).

**9 Quantities of controlled drugs in mixtures—Code, s 601 (2)**

For the [Code](#), section 601 (2) (a), and to remove any doubt—

- (a) the quantity under schedule 1, column 3 for a drug is a *trafficable quantity* of the pure form of the drug (or an associated drug or related drug); and
- (b) the quantity under schedule 1, column 4 for a drug is a *commercial quantity* of the pure form of the drug (or an associated drug or related drug); and
- (c) the quantity under schedule 1, column 5 for a drug is a *large commercial quantity* of the pure form of the drug (or an associated drug or related drug).

## Schedule 1 Controlled drugs

(see s 5, s 8 (1) and (2), s 9)

### *Note to sch 1*

This schedule is divided into pt 1.1 (Controlled medicines) and pt 1.2 (Prohibited substances). These terms are not relevant for the [Criminal Code](#) but are terms used in the [Medicines, Poisons and Therapeutic Goods Act 2008](#).

## Part 1.1 Controlled medicines

column 1 item	column 2 substance	column 3 trafficable quantity (g)	column 4 commercial quantity (kg)	column 5 large commercial quantity (kg)
1	Acetyldihydrocodeine	2.00	1.00	2.00
2	Acetylmethadol	2.00	1.00	2.00
3	Acetylmorphines	2.00	1.00	2.00
4	Alfentanil	0.005	0.0025	0.005
5	Alphacetylmethadol	10.00	5.00	10.00
6	Alphaprodine	25.00	12.50	25.00
7	Amphetamine	2.00	1.00	2.00
8	Amylobarbitone, except if packed and labelled for injection	20.00	10.00	20.00
9	Anileridine	25.00	12.50	25.00
10	Benzylmorphine	5.00	2.50	5.00
11	Bezitramide	5.00	2.50	5.00
12	Buprenorphine	0.05	0.025	0.05
13	Butobarbitone	20.00	10.00	20.00
14	Butorphanol	2.00	1.00	2.00
15	Carfentanyl	0.005	0.0025	0.005

**Schedule 1**  
**Part 1.1**

Controlled drugs  
Controlled medicines

<b>column 1 item</b>	<b>column 2 substance</b>	<b>column 3 trafficable quantity (g)</b>	<b>column 4 commercial quantity (kg)</b>	<b>column 5 large commercial quantity (kg)</b>
16	Cocaine	2.00	1.00	2.00
17	Codeine, except if compounded with 1 or more other medicaments—  (a) in divided preparations containing 30mg or less of codeine per dosage unit; or  (b) in undivided preparations containing 1% or less of codeine	10.00	5.00	10.00
18	Codeine-N-oxide	10.00	5.00	10.00
19	Concentrate of poppy straw, that is the material arising when poppy straw has entered into a process for concentration of its alkaloids	250.00	125.00	250.00
20	4-Cyano-1-methyl-4-phenylpiperidine (Pethidine intermediate A)	10.00	5.00	10.00
21	Cyclobarbitone	20.00	10.00	20.00
22	Dexamphetamine	2.00	1.00	2.00
23	Dextromoramide	2.00	1.00	2.00

<b>column 1 item</b>	<b>column 2 substance</b>	<b>column 3 trafficable quantity (g)</b>	<b>column 4 commercial quantity (kg)</b>	<b>column 5 large commercial quantity (kg)</b>
24	Dextropropoxyphene, except— (a) in divided preparations containing 135mg or less of dextropropoxyphene per dosage unit; or (b) in liquid preparations containing 2.5% or less of dextropropoxyphene	27.00	13.50	27.00
25	Difenoxin, except in preparations containing, per dosage unit, 0.5mg or less of difenoxin and a quantity of atropine sulphate equivalent to at least 5% of the dose of difenoxin	2.00	1.00	2.00
26	Dihydrocodeine, except if compounded with 1 or more other medicaments— (a) in divided preparations containing not more than 100mg of dihydrocodeine per dosage unit; or (b) in undivided preparations with a concentration of not more than 2.5% of dihydrocodeine	10.00	5.00	10.00
27	Dihydromorphine	10.00	5.00	10.00

**Schedule 1**  
**Part 1.1**

Controlled drugs  
Controlled medicines

column 1 item	column 2 substance	column 3 trafficable quantity (g)	column 4 commercial quantity (kg)	column 5 large commercial quantity (kg)
28	Diphenoxylate, except in preparations containing, per dosage unit, 2.5mg or less of diphenoxylate and a quantity of atropine sulphate equivalent to at least 1% of the dose of diphenoxylate	2.00	1.00	2.00
29	Dipipanone	10.00	5.00	10.00
30	Dronabinol	6.00	3.00	6.00
31	Drotebanol	2.00	1.00	2.00
32	Ethylamphetamine	2.00	1.00	2.00
33	Ethylmorphine, except if compounded with 1 or more other medicaments—  (a) in divided preparations containing not more than 100mg of ethylmorphine per dosage unit; or  (b) in undivided preparations with a concentration of not more than 2.5% of ethylmorphine	2.00	1.00	2.00
34	Fentanyl	0.005	0.0025	0.005
35	Flunitrazepam	0.40	0.20	0.40
36	Hydrocodone	2.00	1.00	2.00
37	Hydromorphanol	2.00	1.00	2.00
38	Hydromorphone	2.00	1.00	2.00



<b>column 1 item</b>	<b>column 2 substance</b>	<b>column 3 trafficable quantity (g)</b>	<b>column 4 commercial quantity (kg)</b>	<b>column 5 large commercial quantity (kg)</b>
39	Ketamine	20.00	2.00	4.00
40	Levamphetamine	2.00	1.00	2.00
41	Levomethamphetamine	2.00	1.00	2.00
42	Levomoramide	2.00	1.00	2.00
43	Levorphanol	1.00	0.50	1.00
44	Methadone	2.00	1.00	2.00
45	Methylamphetamine	2.00	1.00	2.00
46	Methyldihydromorphine	2.00	1.00	2.00
47	Methylphenidate	2.00	1.00	2.00
48	1-Methyl-4-phenylpiperidine-4-carboxylic Acid (Pethidine intermediate C)	10.00	5.00	10.00
49	Morphine	2.00	0.75	1.50
50	Morphine Methobromide	2.00	0.50	1.00
51	Morphine-N-oxide	2.00	1.00	2.00
52	Nabilone	0.40	0.20	0.40
53	Norcodeine	2.00	1.00	2.00
54	Normethadone	5.00	2.50	5.00
55	Opium in any form, except the alkaloids noscapine and papaverine	20.00	10.00	20.00
56	Oxycodone	5.00	2.50	5.00
57	Oxymorphone	2.00	1.00	2.00
58	Pentazocine	20.00	10.00	20.00

**Schedule 1**  
**Part 1.1**

Controlled drugs  
Controlled medicines

column 1 item	column 2 substance	column 3 trafficable quantity (g)	column 4 commercial quantity (kg)	column 5 large commercial quantity (kg)
59	Pentobarbitone, except if packed and labelled for injection	20.00	10.00	20.00
60	Pethidine	10.00	5.00	10.00
61	Phendimetrazine	5.00	2.50	5.00
62	Phenmetrazine	5.00	2.50	5.00
63	Phenoperidine	1.00	0.50	1.00
64	4-Phenylpiperidine-4-carboxylic Acid Ethyl Ester (Pethidine intermediate B)	10.00	5.00	10.00
65	Pholcodine, except if compounded with 1 or more other medicaments—  (a) in divided preparations containing not more than 100mg of pholcodine per dosage unit; or  (b) in undivided preparations with a concentration of not more than 2.5% of pholcodine	5.00	2.50	5.00
66	Piritramide	1.00	0.50	1.00
67	Propiram	10.00	5.00	10.00
68	Quinalbarbitone	20.00	10.00	20.00
69	Racemoramide	2.00	1.00	2.00
70	Remifentanyl	1.00	0.50	1.00
71	Secbutobarbitone	20.00	10.00	20.00

column 1 item	column 2 substance	column 3 trafficable quantity (g)	column 4 commercial quantity (kg)	column 5 large commercial quantity (kg)
72	Sufentanil	0.005	0.0025	0.005
73	Thebacon	2.00	1.00	2.00
74	Thebaine	2.00	1.00	2.00
75	Tilidine	20.00	10.00	20.00

## Part 1.2 Prohibited substances

column 1 item	column 2 substance	column 3 trafficable quantity (g)	column 4 commercial quantity (kg)	column 5 large commercial quantity (kg)
1	Acetorphine	2.00	1.00	2.00
2	Acetyl- $\alpha$ -methylfentanyl	0.005	0.0025	0.005
3	Alkoxyamphetamines and bromo-substituted alkoxyamphetamines, except if separately mentioned in this part	0.50	0.25	0.50
4	Alkoxyamphetamines and substituted alkoxyamphetamines, except if separately mentioned in this part	0.50	0.25	0.50
5	Alkoxyphenethylamines and alkyl-substituted alkoxyphenethylamines, except if separately mentioned in this part	0.50	0.25	0.50

**Schedule 1**  
**Part 1.2**

Controlled drugs  
Prohibited substances

column 1 item	column 2 substance	column 3 trafficable quantity (g)	column 4 commercial quantity (kg)	column 5 large commercial quantity (kg)
6	Alkoxyphenethylamines and substituted alkoxyphenethylamines, except if separately mentioned in this part	0.50	0.25	0.50
7	Alkoxythioamphetamines and substituted alkoxythioamphetamines, except if separately mentioned in this part	0.50	0.25	0.50
8	Allylprodine	2.00	1.00	2.00
9	Alphameprodine	0.20	0.10	0.20
10	Alpha-methylfentanyl	0.005	0.025	0.005
11	Alpha-methylthiofentanyl	0.005	0.025	0.005
12	Alphamethadol	0.20	0.10	0.20
13	2-Amino-1-(2,5-dimethoxy-4-methyl) phenylpropane (STP, DOM)	0.50	0.25	0.50
14	Benzethidine	10.00	5.00	10.00
15	Benzylpiperazine (BZP)	2.00	1.00	2.00
16	Betacetylmethadol	5.00	2.50	5.00
17	Beta-hydroxyfentanyl	0.005	0.025	0.005
18	Beta-hydroxy-3-methylfentany	0.005	0.025	0.005
19	Betameprodine	5.00	2.50	5.00
20	Betamethadol	5.00	2.50	5.00
21	Betaprodine	5.00	2.50	5.00
22	4-Bromo-3,5-dimethoxyamphetamine	0.50	0.25	0.50

column 1 item	column 2 substance	column 3 trafficable quantity (g)	column 4 commercial quantity (kg)	column 5 large commercial quantity (kg)
23	4-Bromo-2,5-dimethoxyphenethylamine (BDMPEA)	0.50	0.25	0.50
24	3-Bromo-4-methoxyamphetamine	0.50	0.25	0.50
25	4-Bromo-3-methoxyamphetamine	0.50	0.25	0.50
26	Bufotenine	2.00	1.00	2.00
27	Cannabis	300.00	25.00	125.00
28	Cannabis oil	2.00	1.00	2.00
29	Cannabis resin	20.00	25.00	50.00
30	Cathinone	2.00	1.00	2.00
31	Clonitazene	5.00	2.50	5.00
32	Coca leaf	250.00	40.00	80.00
33	Codoxime	10.00	5.00	10.00
34	4-Cyano-2-dimethylamino-4,4-diphenylbutane (Methadone intermediate)	2.00	1.00	2.00
35	Desomorphine	2.00	1.00	2.00
36	Diampromide	5.00	2.50	5.00
37	Diethylthiambutene	5.00	2.50	5.00
38	N,N-Diethyltryptamine (DET)	2.00	1.00	2.00
39	Dimenoxadol	10.00	5.00	10.00
40	Dimepheptanol	10.00	5.00	10.00
41	2,4-Dimethoxyamphetamine	0.50	0.25	0.50
42	2,5-Dimethoxyamphetamine (DMA)	0.50	0.25	0.50

**Schedule 1**  
**Part 1.2**

Controlled drugs  
Prohibited substances

column 1 item	column 2 substance	column 3 trafficable quantity (g)	column 4 commercial quantity (kg)	column 5 large commercial quantity (kg)
43	3,4-Dimethoxyamphetamine	0.50	0.50	0.50
44	2,5-Dimethoxy-4-bromoamphetamine (DOB)	0.50	0.25	0.50
45	3,4-Dimethoxy-5-ethoxyamphetamine	0.50	0.25	0.50
46	2,5-Dimethoxy-4-ethoxyamphetamine	0.50	0.25	0.50
47	4,5-Dimethoxy-2-ethoxyamphetamine	0.50	0.25	0.50
48	2,5-Dimethoxy-4-ethyl- $\alpha$ -methylphenylethylamine (DOET)	0.50	0.25	0.50
49	2,3-Dimethoxy-4,5-methylenedioxyamphetamine	0.50	0.25	0.50
50	2,5-Dimethoxy-3,4-methylenedioxyamphetamine	0.50	0.25	0.50
51	3,4-Dimethoxyphenylethylamine	0.50	0.25	0.50
52	3-(2-Dimethylaminoethyl)-4-hydroxyindole (Psilocine, Psilocin)	2.00	1.00	2.00
53	3-(1,2-Dimethylheptyl)-1-hydroxy-7,8,9,10-tetrahydro-6,6,9-trimethyl-6H-dibenzo[b,d]pyran (DMHP)	2.00	1.00	2.00
54	Dimethylthiambutene	2.00	1.00	2.00
55	N,N,-Dimethyltryptamine (DMT)	2.00	1.00	2.00
56	Dioxaphetyl Butyrate	2.00	1.00	2.00
57	Ecgonine	10.00	5.00	10.00

<b>column 1 item</b>	<b>column 2 substance</b>	<b>column 3 trafficable quantity (g)</b>	<b>column 4 commercial quantity (kg)</b>	<b>column 5 large commercial quantity (kg)</b>
58	4,5-Ethylenedioxy-3-methoxyamphetamine	0.50	0.25	0.50
59	N-ethyl-alpha-methyl-3,4-(methylenedioxy)phenethylamine (N-ethyl MDA)	0.50	0.25	0.50
60	Ethylmethylthiambutene	10.00	5.00	10.00
61	Eticyclidine (PCE)	2.00	1.00	2.00
62	Etonitazene	5.00	2.50	5.00
63	Etorphine	5.00	2.50	5.00
64	Etoxidine	5.00	2.50	5.00
65	Fenetylline	2.00	1.00	2.00
66	Furethidine	1.00	0.50	1.00
67	Harmaline	2.00	1.00	2.00
68	Harmine	2.00	1.00	2.00
69	Heroin	2.00	0.80	1.50
70	3-Hexyl-1-hydroxy-7,8,9,10-tetrahydro-6,6,9-trimethyl-6H-dibenzo[b,d]pyran (Parahexyl)	2.00	1.00	2.00
71	4-Hydroxy-butanoic acid	0.50	0.25	0.50
72	Hydroxypethidine	5.00	2.50	5.00
73	Isomethadone	2.00	1.00	2.00
74	Ketobemidone	2.00	1.00	2.00
75	Levomethorphan	2.00	1.00	2.00
76	Levophenacymorphan	2.00	1.00	2.00
77	Lysergic Acid	0.002	0.001	0.002

**Schedule 1**  
**Part 1.2**

Controlled drugs  
Prohibited substances

column 1 item	column 2 substance	column 3 trafficable quantity (g)	column 4 commercial quantity (kg)	column 5 large commercial quantity (kg)
78	Lysergide (LSD, LSD-25)	0.002	0.001	0.002
79	Mecloqualone	60.00	30.00	60.00
80	Mescaline-see 3,4,5- Trimethoxyphenethylamine			
81	Metazocine	7.00	3.50	7.00
82	Methaqualone	50.00	25.00	50.00
83	2-Methoxy-3, 4- methylenedioxyamphetamine	50.00	25.00	50.00
84	2-Methoxy-4, 5- methylenedioxyamphetamine	0.50	0.25	0.50
85	4-Methoxy-2, 3- methylenedioxyamphetamine	0.50	0.25	0.50
86	5-Methoxy-3, 4-methylenedioxy- $\alpha$ -methylphenylethylamine (MMDA)	0.50	0.25	0.50
87	2-Methoxy-3, 4- methylenedioxyphenylethylamine	0.50	0.25	0.50
88	3-Methoxy-4, 5- methylenedioxyphenylethylamine	0.50	0.25	0.50
89	4-Methoxy- $\alpha$ - methylphenylethylamine (PMA)	0.50	0.25	0.50
90	Methyl (2 <i>S</i> , 4 <i>aR</i> , 6 <i>aR</i> , 7 <i>R</i> , 9 <i>S</i> , 10 <i>aS</i> , 10 <i>bR</i> )-9-acetoxy-6 <i>a</i> , 10 <i>b</i> - dimethyl-4,10-dioxo- dodecahydro-2-(3-furyl)-2 <i>H</i> - naphtho[2,1- <i>c</i> ]pyran-7- carboxylate (Salvinorin A)			
91	4-Methoxyphenylethylamine	0.50	0.25	0.50
92	4-Methylaminorex	2.00	1.00	2.00



column 1 item	column 2 substance	column 3 trafficable quantity (g)	column 4 commercial quantity (kg)	column 5 large commercial quantity (kg)
93	Methyldesorphine	2.00	1.00	2.00
94	3, 4-Methylenedioxyamphetamine (MDA)	0.50	0.25	0.50
95	N, $\alpha$ -Dimethyl-3,4-(Methylenedioxy)phenylethylamine (MDMA)	0.50	0.25	0.50
96	3, 4-Methylenedioxy-N-ethylamphetamine (MDE)	0.50	0.25	0.50
97	3-Methylfentanyl	0.005	0.005	0.005
98	N-[ $\alpha$ -Methyl-3,4-(Methylenedioxy)Phenethyl]Hydroxylamine (N-Hydroxy MDA)	0.50	0.25	0.50
99	N-Methyl-1-(3,4-Methylenedioxyphenyl)-2-Butanamine (MBDB)	0.50	0.25	0.50
100	N,N-dimethylamphetamine	2.00	1.00	2.00
101	2-Methyl-3-morpholino-1,1-diphenylpropane Carboxylic Acid (Moramide intermediate)	8.00	4.00	8.00
102	1-Methyl-4-phenyl-4-piperidinol propionate (MPPP)	2.00	1.00	2.00
103	4-Methylthioamphetamine	0.50	0.25	0.50
104	3-Methylthiofentanyl	0.005	0.0025	0.005
105	Metopon	2.00	1.00	2.00
106	Mitragynine			
107	Morpheridine	2.00	1.00	2.00
108	Muscimol	2.00	1.00	2.00
109	Myrophine	20.00	10.00	20.00

**Schedule 1**  
**Part 1.2**

Controlled drugs  
Prohibited substances

<b>column 1 item</b>	<b>column 2 substance</b>	<b>column 3 trafficable quantity (g)</b>	<b>column 4 commercial quantity (kg)</b>	<b>column 5 large commercial quantity (kg)</b>
110	Nicocodine	2.00	1.00	2.00
111	Nicodicodine	2.00	1.00	2.00
112	Nicomorphine	2.00	1.00	2.00
113	Noracymethadol	2.00	1.00	2.00
114	Norlevorphanol	2.00	1.00	2.00
115	Normorphine	20.00	10.00	20.00
116	Norpipanone	10.00	5.00	10.00
117	Para-fluorofentanyl	0.005	0.0025	0.005
118	Phenadoxone	10.00	5.00	10.00
119	Phenampromide	10.00	5.00	10.00
120	Phenazocine	1.00	0.50	1.00
121	Phencyclidine (PCP)	2.00	1.00	2.00
122	Phenomorphan	5.00	2.50	5.00
123	1-Phenylethyl-4-phenyl-4-piperidinol acetate (PEPAP)	2.00	1.00	2.00
124	Piminodine	10.00	5.00	10.00
125	Proheptazine	1.00	0.50	1.00
126	Properidine	25.00	12.50	25.00
127	Psilocybine	2.00	1.00	2.00
128	Racemethorphan	2.00	1.00	2.00
129	Racemorphan	2.00	1.00	2.00
130	Rolicyclidine (PHP, PCPY)	2.00	1.00	2.00
131	Tenocyclidine (TCP)	2.00	1.00	2.00

column 1 item	column 2 substance	column 3 trafficable quantity (g)	column 4 commercial quantity (kg)	column 5 large commercial quantity (kg)
132	Tetrahydrocannabinols (THC) and their alkyl homologues, except if separately mentioned in this schedule	2.00	1.00	5.00
133	2, 3, 4, 5-Tetramethoxyamphetamine	0.50	0.25	0.50
134	Thiofentanyl	0.005	0.0025	0.005
135	Trifluoromethylphenylpiperazine (TFMPP)	2.00	1.00	2.00
136	Trimeperidine	10.00	5.00	10.00
137	2, 3, 4-Trimethoxyamphetamine	0.50	0.25	0.50
138	2, 3, 5-Trimethoxyamphetamine	0.50	0.25	0.50
139	2, 3, 6-Trimethoxyamphetamine	0.50	0.25	0.50
140	2, 4, 5-Trimethoxyamphetamine	0.50	0.25	0.50
141	2, 4, 6-Trimethoxyamphetamine	0.50	0.25	0.50
142	3, 4, 5-Trimethoxy- $\alpha$ -methylphenylethylamine (TMA)	0.50	0.25	0.50
143	3, 4, 5-Trimethoxyphenethylamine (mescaline) and other substances structurally derived from methoxy-phenylethylamine, except—  (a) methoxyphenamine; or  (b) if separately mentioned in this part	7.50	3.75	7.50
144	1-(3, 4, 5-Trimethoxyphenyl)-2-aminobutane	0.50	0.25	0.50

**Schedule 1**  
**Part 1.2**

Controlled drugs  
Prohibited substances

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<b>column 1 item</b>	<b>column 2 substance</b>	<b>column 3 trafficable quantity (g)</b>	<b>column 4 commercial quantity (kg)</b>	<b>column 5 large commercial quantity (kg)</b>
145	2, 4, 5- Trimethoxyphenylethylamine	0.50	0.25	0.50

## Schedule 2      Controlled plants

(see s 6, s 8 (3))

column 1 item	column 2 controlled plant	column 3 trafficable quantity	column 4 commercial quantity	column 5 large commercial quantity
1	<i>Amanita cothurnata</i>			
2	<i>Amanita gemmata</i>			
3	<i>Amanita muscaria</i>			
4	<i>Amanita pantherina</i>			
5	other plants of species <i>Amanita</i>			
6	<i>Banisteria caapi</i>			
7	<i>Banisteriopsis inebrians</i>			
8	<i>Cannabis</i>	10 plants	100 plants	1 000 plants
9	<i>Catha edulis</i>			
10	any plant of species <i>Conocybe</i>			
11	any plant of species <i>Erythroxyton</i>			
12	any plant of species <i>Gymnopilus</i>			
13	<i>Haemadictyon amazonicum</i>			
14	<i>Lophophora williamsii</i>			
15	<i>Mitragyna speciosa</i>			
16	<i>Peganum harmala</i>			
17	<i>Papaver oriental</i> ( <i>Papaver bracteatum</i> )		500 plants	
18	<i>Papaver somniferum</i>		500 plants	
19	<i>Piptadenia peregrina</i>			

**Schedule 2**

## Controlled plants

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<b>column 1 item</b>	<b>column 2 controlled plant</b>	<b>column 3 trafficable quantity</b>	<b>column 4 commercial quantity</b>	<b>column 5 large commercial quantity</b>
20	Piptadenia macrocarpa			
21	Prestonia amazonica			
22	any plant of species Psilocybe			
23	Salvia divinorum			
24	Stropharia cubensis			

## Schedule 3      Controlled precursors

(see s 7, s 8 (4), (5) and (6))

column 1 item	column 2 controlled precursor	column 3 commercial quantity	column 4 large commercial quantity
1	Acetaldehyde	0.50kg	1.00kg
2	Acetic anhydride	0.70kg	1.50kg
3	N-Acetylanthranilic acid	5.00kg	10.00kg
4	Allylbenzene	0.25L	0.50L
5	Allylpyrocatechol	0.10L	0.20L
6	Alpha-phenylacetoacetonitrile	0.50kg	1.00kg
7	4-Amino-butanoic acid	1.50kg	3.00kg
8	Ammonia	1.50kg	3.00kg
9	Ammonium formate	0.50kg	1.00kg
10	Anthranilic acid	5.00kg	10.00kg
11	Benzaldehyde	0.50L	1.00L
12	1,3-Benzodioxole	0.25L	0.50L
13	Benzyl bromide	0.50L	1.00L
14	Benzyl chloride	0.50L	1.00L
15	Boron tribromide	0.25L	0.50L
16	Bromobenzene	1.05kg	2.10kg
17	5-Bromo-1,3-benzodioxole	0.25L	0.50L
18	Bromo safrole	0.30kg	0.60kg
19	1,4-Butanediol	1.50L	3.00L
20	Calcium	0.25kg	0.50kg
21	1-Chlorophenyl-2-aminopropane	1.25kg	2.50kg
22	Chromic acid	0.10L	0.20L

**Schedule 3**

Controlled precursors

<b>column 1 item</b>	<b>column 2 controlled precursor</b>	<b>column 3 commercial quantity</b>	<b>column 4 large commercial quantity</b>
23	Chromium trioxide	0.10kg	0.20kg
24	Ephedrine	0.25kg	0.50kg
25	Ergometrine	0.0001kg	0.0002kg
26	Ergotamine	0.0002kg	0.0004kg
27	Ethanamine	0.50L	1.00L
28	Ethyl phenyl acetate	0.50kg	1.00kg
29	N-Ethylephedrine	0.25kg	0.50kg
30	N-Ethylpseudoephedrine	0.25kg	0.50kg
31	Eugenol	0.10L	0.20L
32	Formaldehyde	1.50kg	3.00kg
33	Formamide	0.50L	1.00L
34	Gamma butyrolactone	1.50L	3.00L
35	Gamma hydroxybutanoic acid	1.50L	3.00L
36	Hydriodic acid	0.65L	1.70L
37	Hydrobromic acid	0.25L	0.50L
38	Hydrogen	1.50kg	3.00kg
39	Hydrogen chloride	1.50kg	3.00kg
40	Hydrogen sulfide	1.50kg	3.00kg
41	4-Hydroxybutanal	1.50L	3.00L
42	4-Hydroxy-butanoic acid lactone	1.50L	3.00L
43	4-Hydroxy-butanoic acid nitrile	1.50L	3.00L
44	4-Hydroxy pentanoic acid	1.50L	3.00L
45	2-Hydroxytetrahydrofuran	1.50L	3.00L
46	Hypophosphite salts	0.25 kg	0.50kg
47	Hypophosphorous acid	0.45L	0.90L



column 1 item	column 2 controlled precursor	column 3 commercial quantity	column 4 large commercial quantity
48	Iodine	0.25kg	0.50kg
49	Isosafrole	0.30L	0.60L
50	Lithium	0.25kg	0.50kg
51	Lithium aluminium hydride	0.05kg	0.10kg
52	Lysergic acid	0.00005kg	0.0001kg
53	Magnesium	0.25kg	0.50kg
54	Mandellic acid	0.50kg	1.00kg
55	Mercuric chloride	0.001kg	0.002kg
56	Mercury	0.001kg	0.002kg
57	Methcathinone	0.25kg	0.50kg
58	Methylamine	0.50L	1.00L
59	Methylammonium salts	0.25kg	0.50kg
60	3,4-Methylenedioxyphenylacetic acid	0.10kg	0.20kg
61	3,4-Methylenedioxyphenylpropan-2-one (PMK)	0.05kg	0.10kg
62	N-Methylformamide	0.50L	1.00L
63	N-Methyl ephedrine	1.20kg	2.40kg
64	Methyl phenylacetate	1.00kg	2.00kg
65	N-Methylpseudoephedrine	1.20kg	2.40kg
66	Methylstyrene	0.50L	1.00L
67	Nitroethane	0.50L	1.00L
68	Nitromethane	0.50L	1.00L
69	Norpseudoephedrine	2.15kg	4.30kg
70	Palladium	0.005kg	0.01kg
71	Phenylacetamide	0.50kg	1.00kg

**Schedule 3**

Controlled precursors

<b>column 1 item</b>	<b>column 2 controlled precursor</b>	<b>column 3 commercial quantity</b>	<b>column 4 large commercial quantity</b>
72	Phenylacetic acid	0.50kg	1.00kg
73	Phenylacetonitrile	1.45L	2.90L
74	Phenylacetyl chloride	1.05L	2.10L
75	Phenylalanine	0.50kg	1.00kg
76	1-Phenyl-2-bromopropane	0.50kg	1.00kg
77	1-Phenyl-2-chloropropane	1.15kg	2.30kg
78	1-Phenyl-2-iodopropane	0.50kg	1.00kg
79	1-Phenyl-2-nitropropene	1.20kg	2.40kg
80	Phenylpropanolamine	2.15kg	4.30kg
81	1-Phenyl-2-propanol	0.90L	1.80L
82	1-Phenyl-1-propanone	0.25L	0.50L
83	1-Phenyl-2-propanone (BMK)	1.00L	2.00L
84	1-Phenyl-2-propanone oxime	1.00kg	2.00kg
85	Phosphorus	0.10kg	0.20kg
86	Phosphorous acid	1.10L	2.20L
87	Piperidine	0.35kg	0.70kg
88	Piperonal	0.30kg	0.60kg
89	Platinum	0.005kg	0.010kg
90	Potassium	0.25kg	0.50kg
91	Propionic anhydride	0.05L	0.10L
92	Pseudoephedrine	1.10kg	2.20kg
93	Pyridine	1.00L	2.00L
94	2-Pyrrolidone	1.50L	3.00L
95	Raney nickel	0.05kg	0.10kg
96	Safrole	0.30L	0.60L

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<b>column 1 item</b>	<b>column 2 controlled precursor</b>	<b>column 3 commercial quantity</b>	<b>column 4 large commercial quantity</b>
97	Sassafras oil	0.10L	0.20L
98	Sodium	0.25kg	0.50kg
99	Sodium bis (2-methoxyethoxy) aluminium hydride	0.05kg	0.10kg
100	Sodium borohydride	0.05kg	0.10kg
101	Sodium cyanoborohydride	0.05kg	0.10kg
102	Thionyl chloride	0.25kg	0.50kg
103	Thorium	1.00kg	2.00kg

## Dictionary

(see s 3)

*Note 1* The [Legislation Act](#) contains definitions and other provisions relevant to this regulation.

*Note 2* For example, the [Legislation Act](#), dict, pt 1, defines the following term:

- for.

*Note 3* Terms used in this regulation have the same meaning that they have in the [Criminal Code](#) (see [Legislation Act](#), s 148). For example, the following term is defined in the [Criminal Code](#), dict:

- cannabis (see s 600).

**Code** means the [Criminal Code](#).

**derivative** means a substance or compound made from another substance or compound.

## Endnotes

### 1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws are not included in the republished law. The details of these laws are underlined in the legislation history. Uncommenced expiries are underlined in the legislation history and amendment history.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

### 2 Abbreviation key

A = Act	NI = Notifiable instrument
AF = Approved form	o = order
am = amended	om = omitted/repealed
amdt = amendment	ord = ordinance
AR = Assembly resolution	orig = original
ch = chapter	par = paragraph/subparagraph
CN = Commencement notice	pres = present
def = definition	prev = previous
DI = Disallowable instrument	(prev...) = previously
dict = dictionary	pt = part
disallowed = disallowed by the Legislative Assembly	r = rule/subrule
div = division	reloc = relocated
exp = expires/expired	renum = renumbered
Gaz = gazette	R[X] = Republication No
hdg = heading	RI = reissue
IA = Interpretation Act 1967	s = section/subsection
ins = inserted/added	sch = schedule
LA = Legislation Act 2001	sdiv = subdivision
LR = legislation register	SL = Subordinate law
LRA = Legislation (Republication) Act 1996	sub = substituted
mod = modified/modification	<u>underlining</u> = whole or part not commenced or to be expired

## Endnotes

3 Legislation history

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### 3 Legislation history

#### **Criminal Code Regulation 2005 SL2005-2**

notified LR 4 March 2005  
s 1, s 2 commenced 4 March 2005 (LA s 75 (1))  
sch 1 pt 1.1 item 39 commenced 1 May 2005 (s 2 (2))  
remainder commenced 6 March 2005 (s 2 (1) and see [Criminal Code \(Serious Drug Offences\) Amendment Act 2004](#) A2004-56 s 2 and LA s 79)

as amended by

#### **[Criminal Code Amendment Regulation 2007 \(No 1\) SL2007-7](#)**

notified LR 3 May 2007  
s 1, s 2 commenced 3 May 2007 (LA s 75 (1))  
remainder commenced 4 May 2007 (s 2)

#### **[Justice and Community Safety Legislation Amendment Act 2007](#)**

##### **A2007-22 sch 1 pt 1.7**

notified LR 5 September 2007  
s 1, s 2 commenced 5 September 2007 (LA s 75 (1))  
sch 1 pt 1.7 commenced 6 September 2007 (s 2)

#### **[Medicines, Poisons and Therapeutic Goods Act 2008](#) A2008-26 sch 2 pt 2.7**

notified LR 14 August 2008  
s 1, s 2 commenced 14 August 2008 (LA s 75 (1))  
sch 2 pt 2.7 commenced 14 February 2009 (s 2 and LA s 79)

#### **[Criminal Code Amendment Regulation 2008 \(No 1\) SL2008-56](#)**

notified LR 22 December 2008  
s 1, s 2 commenced 22 December 2008 (LA s 75 (1))  
remainder commenced 23 December 2008 (s 2)

#### **[Criminal Code Amendment Regulation 2009 \(No 1\) SL2009-25](#)**

notified LR 1 June 2009  
s 1, s 2 commenced 1 June 2009 (LA s 75 (1))  
remainder commenced 2 June 2009 (s 2)

**Crimes Legislation Amendment Act 2009 A2009-24 sch 1 pt 1.7**

notified LR 3 September 2009

s 1, s 2 commenced 3 September 2009 (LA s 75 (1))

sch 1 pt 1.7 commenced 4 September 2009 (s 2)

**Criminal Code Amendment Regulation 2010 (No 1) SL2010-41**

notified LR 25 October 2010

s 1, s 2 commenced 25 October 2010 (LA s 75 (1))

remainder commenced 26 October 2010 (s 2)

**Criminal Code Amendment Regulation 2013 (No 1) SL2013-10**

notified LR 9 May 2013

s 1, s 2 commenced 9 May 2013 (LA s 75 (1))

remainder commenced 10 May 2013 (s 2)

**Crimes Legislation Amendment Act 2013 (No 2) A2013-50 pt 8**

notified LR 9 December 2013

s 1, s 2 commenced 9 December 2013 (LA s 75)

pt 8 commenced 10 December 2013 (s 2 (2))

## Endnotes

4 Amendment history

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### 4 Amendment history

#### Commencement

s 2 om LA s 89 (4)

#### Definitions—Code, s 10 (1), def *default application date*

s 4A ins [SL2007-7](#) s 4  
om [A2007-22](#) amdt 1.25  
ins [SL2009-25](#) s 4  
om [A2009-24](#) amdt 1.19  
ins [SL2013-10](#) s 4  
om [A2013-50](#) s 21

#### Controlled drugs—Code, s 600, def *controlled drug*

s 5 am [A2008-26](#) amdt 2.16  
sub [SL2010-41](#) s 4

#### Controlled plants—Code, s 600, def *controlled plant*

s 6 am [A2008-26](#) amdt 2.16

#### Controlled precursors—Code, s 600, def *controlled precursor*

s 7 am [A2008-26](#) amdt 2.16  
sub [SL2010-41](#) s 5

#### Quantities of controlled drugs, plants and precursors—Code, s 601 (1)

s 8 am [A2008-26](#) amdt 2.16; [SL2010-41](#) s 6, s 7

#### Quantities of controlled drugs in mixtures—Code, s 601 (2)

s 9 am [A2008-26](#) amdt 2.16

#### Controlled drugs

sch 1 am [A2008-26](#) amdt 2.17

#### Controlled medicines

sch 1 pt 1.1 hdg sub [A2008-26](#) amdt 2.18

#### Prohibited substances

sch 1 pt 1.2 am [SL2010-41](#) ss 8-10; items renum R9 LA

#### Controlled precursors

sch 3 am [SL2008-56](#) s 4  
sub [SL2010-41](#) s 11

#### Dictionary

dict def *associated drug* om [SL2010-41](#) s 12  
def *derivative* ins [SL2010-41](#) s 13  
def *related drug* om [SL2010-41](#) s 14



## 5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (\*) in column 1. Electronic and printed versions of an authorised republication are identical.

Republication No and date	Effective	Last amendment made by	Republication for
R1 6 Mar 2005	6 Mar 2005– 30 Apr 2005	not amended	new regulation
R2 1 May 2005	1 May 2005– 3 May 2007	not amended	commenced provision
R3 4 May 2007	4 May 2007– 5 Sept 2007	<a href="#">SL2007-7</a>	amendments by <a href="#">SL2007-7</a>
R4 6 Sept 2007	6 Sept 2007– 22 Dec 2008	<a href="#">A2007-22</a>	amendments by <a href="#">A2007-22</a>
R5 23 Dec 2008	23 Dec 2008– 13 Feb 2009	<a href="#">SL2008-56</a>	amendments by <a href="#">SL2008-56</a>
R6 14 Feb 2009	14 Feb 2009– 1 June 2009	<a href="#">SL2008-56</a>	amendments by <a href="#">A2008-26</a>
R7 2 June 2009	2 June 2009– 3 Sept 2009	<a href="#">SL2009-25</a>	amendments by <a href="#">SL2009-25</a>
R8 4 Sept 2009	4 Sept 2009– 25 Oct 2010	<a href="#">A2009-24</a>	amendments by <a href="#">A2009-24</a>
R9* 26 Oct 2010	26 Oct 2010– 9 May 2013	<a href="#">SL2010-41</a>	amendments by <a href="#">SL2010-41</a>
R10 10 May 2013	10 May 2013– 9 Dec 2013	<a href="#">SL2013-10</a>	amendments by <a href="#">SL2013-10</a>

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