**Authorised Version**

**Drugs, Poisons and Controlled Substances**  
**Amendment (Sodium Oxybate) Regulations 2015**  
**S.R. No. 14/2015**

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The Governor in Council makes the following Regulations:

Dated: 10 March 2015

Responsible Minister:
JILL HENNESSY
Minister for Health

YVETTE CARISBROOKE
Clerk of the Executive Council

1 Objective
The objective of these Regulations is to amend the Drugs, Poisons and Controlled Substances Regulations 2006 to regulate the supply of sodium oxybate following its entry in the Poisons Standard.

2 Authorising provisions
These Regulations are made under sections 129, 132, 132A and 132B of the Drugs, Poisons and Controlled Substances Act 1981.

3 Principal Regulations
In these Regulations, the Drugs, Poisons and Controlled Substances Regulations 2006 are called the Principal Regulations.
4 New regulation 21B inserted

After regulation 21A of the Principal Regulations insert—

"21B Permit required in particular circumstances for supply of sodium oxybate

For the purposes of preventing the improper use of sodium oxybate, a registered medical practitioner or nurse practitioner must not administer, supply or prescribe sodium oxybate in circumstances where the registered medical practitioner or nurse practitioner is not required to hold a Schedule 8 permit unless the registered medical practitioner or nurse practitioner—

(a) has a permit from the Secretary authorising that registered medical practitioner or nurse practitioner to administer, supply or prescribe sodium oxybate; or

(b) is authorised by section 34D, 34E or 34F of the Act to administer, supply or prescribe sodium oxybate.

Penalty: 100 penalty units."

5 Regulation 22A amended

(1) In the heading to regulation 22A of the Principal Regulations, after "21A" insert ", 21B".

(2) After regulation 22A(2) of the Principal Regulations insert—

"(2A) The prescribed form of an application for a permit required under regulation 21B authorising the administration, supply or prescription of sodium oxybate is the form of DP2A in Schedule 2."
6 Regulation 22B amended

(1) After regulation 22B(2) of the Principal Regulations insert—

"(2A) On receiving an application for a permit under regulation 21B, the Secretary may issue a Schedule 8 permit to a registered medical practitioner or nurse practitioner authorising the practitioner to administer, supply or prescribe sodium oxybate to or for a person who is not a drug-dependent person."

(2) In regulation 22B(4) and (5) of the Principal Regulations, after "(2)" insert ", (2A)".

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Authorised by the Chief Parliamentary Counsel
Endnotes