

British Guiana.

REGULATIONS SETTING OUT THE CONDITIONS UNDER WHICH DANGEROUS DRUGS LICENCES OR AUTHORITIES MAY BE ISSUED.

1. These Regulations may be cited as the Dangerous Drugs (Licensing Conditions) Regulations, 1937. Short title.

2. In these Regulations the term "Drugs" means any of the drugs or preparations to which Part IV of the Dangerous Drugs Ordinance, 1937, applies or may hereafter apply. Interpretation.
No. 10 of
1937.

CLASS A.—DRUG STORE LICENCES.

3. A licence to deal in drugs under this class will not be issued except to persons lawfully keeping open shop for the sale of drugs and poisons on premises duly licensed in accordance with the provisions of the Tax Ordinance for the time being in force. Drug Store
Licences
issuable only
to persons
keeping
drug shop
licensed
under Tax
Ordinance.

4. A licence under this class will not be valid unless the drugs are sold, dispensed or compounded under the direct charge and supervision of a duly registered chemist and druggist engaged in a shop or store which has been duly registered under these Regulations Registered
Chemist and
Druggist to
sell, etc.

Drugs to be kept in locked receptacle. for that purpose, as hereinafter provided. All drugs must be kept in a locked receptacle which can be opened only by the registered chemist and druggist in charge of the shop or an assistant of his also duly registered as a chemist and druggist.

Conditions precedent to granting of licence. 5.—(a) Before a licence is granted the Surgeon-General must be satisfied that each set of premises in which the licensee will carry on business under these Regulations is kept along hygienic lines and that in respect of the drug business being carried on therein, the Pharmacy laws in force for the time being are strictly observed.

Registration of premises. (b) The Surgeon-General will keep a register of premises approved by him under paragraph (a) of this Regulation and will make such changes in the register as may be necessary from time to time.

(c) A licensee must notify the Surgeon-General of every change of premises and of every addition to the number of premises in which he will conduct business and the registration of such change of premises or addition shall be subject to the conditions specified in paragraph (a) of this regulation.

Control Regulations to be observed. No. 10 of 1937. 6. Any Regulations made by the Governor in Council under section 9 of the Dangerous Drugs Ordinance, 1937, must be strictly observed by the licensee.

Licence and notice to be displayed. 7. A notice must be placed in a conspicuous spot on the outside of every set of premises registered under these Regulations reading as follows :—

“ LICENSED TO SELL DANGEROUS DRUGS.”

Licence to be annual. 8. Every licence shall lapse at the end of the calendar year in which it is issued but any such licence may be renewed on the fulfilment of these conditions and on payment of the fees provided for hereunder.

Fee payable for licence. 9. A fee of \$1 shall be payable in respect of every licence issued under this class and also in respect of any branch premises in which business is carried on by virtue of such licence.

CLASS B.—PROFESSIONAL LICENCES.

Persons to be licensed. Cap. 186. No. 29 of 1936. 10. A licence under this class will not be issued except to persons duly registered as dentists under the Colonial Medical Service (Consolidation) Ordinance, or as veterinary surgeons under the Animals Diseases Ordinance.

Conditions under which licences will be issued to dentists. 11. A licence will not be issued to a person registered as a dentist unless he proves to the satisfaction of the Surgeon-General that he is *bona fide* engaged in the practice of dentistry on a whole time basis either alone or in conjunction with the practice of pharmacy, under any laws for the time being in force :

Provided that a dentist so licensed shall not be authorised to supply drugs or preparations otherwise than by the personal administration thereof by him to persons receiving treatment from him.

12. A licence will not be issued to any person registered as a veterinary surgeon unless he has been so registered by virtue of a qualification recognised for purposes of registration as a veterinary surgeon in the United Kingdom or by the Governor in Council, and the issue of the licence is also recommended by the Director of Agriculture.

Conditions precedent to grant of licence to veterinary surgeons.

13. All licences issued in this class will be perpetual but subject to revocation as hereinafter provided.

Licence to be perpetual but subject to revocation.

CLASS C.—INDUSTRIAL LICENCES.

14. A licence under these Regulations to procure and supply drugs may be issued to the manager actually in charge of a sugar or other estate or to the person licensed or otherwise authorised to employ labour on mining claims.

Persons to be licensed.

15. A drug may not be supplied to persons licensed under this class unless the order for the drug is signed by the licensee, and in the case of sugar or other estates also by the medical officer in charge. In the case of supplies to persons employing labour on mining claims the order must be signed by the licensee and countersigned by the Surgeon-General.

Supplies of the drugs to be on order of licensee, etc.

CLASS D.—SPECIAL AUTHORISATIONS.

16. The Surgeon-General may in writing authorise any person to be in possession of drugs or preparations for any specified purpose, whether in respect of addiction or otherwise, and such authorisation shall specify the maximum quantity of any drug or preparation to be in the possession of such person at any one time :

Authorisations in respect of addiction or otherwise.

Provided that a person supplied with a drug or preparation under the authority of this regulation shall not be deemed to be a person authorised to be in possession of such drug or preparation if he was then being supplied with a drug or preparation by, or on a prescription given by, any medical practitioner other than the Surgeon-General, in the course of treatment or otherwise, and did not disclose this fact to the Surgeon-General before the supply to him of any drug or preparation under this regulation.

GENERAL CONDITIONS—APPLICABLE TO ALL CLASSES OF LICENCES.

17. A licence under these Regulations shall not entitle the holder to import or export the drugs unless specifically so stated in the licence, and such importation or exportation shall further be subject to all the conditions imposed in this respect by the Dangerous Drugs Ordinance, 1937.

Importation and Exportation. No. 10 of 1937.

- Returns.** **18.** All returns, information, documents, or records in connection with transactions relating to drugs required by the Surgeon-General or the Comptroller of Customs or the Inspector-General of Police must be furnished promptly by the licensee.
- Revocation of licences.** **19.** All licences shall be subject to revocation without any cause being assigned, but in particular for any of the following causes :—
- No. 10 of 1937.** (a) A breach of these Regulations ;
- (b) A breach of the Dangerous Drugs Ordinance, 1937, or of any other regulation made thereunder ;
- Cap. 103.** (c) A breach of the Pharmacy and Poisons Ordinance, and any Regulations made thereunder ;

Provided that—

- (a) No licence issued to a registered dentist shall be revoked without reference to the Medical Board ;
- (b) No licence issued to a registered veterinary surgeon shall be revoked without reference to the Director of Agriculture ;
- (c) No licence issued under Class A shall be revoked without reference to the Board of Examiners appointed under the provisions of the Pharmacy and Poisons Ordinance.
- Cap. 103.**

Form of Licences, Schedule. **20.—(1)** The licences shall be in a form as near as may be to the form set out in Parts I and II of the Schedule to these Regulations and the issue or revocation of any licence shall be notified by the Surgeon-General in the *Gazette*.

(2) The registration of premises under regulation 5 of these Regulations and any alteration of or addition to such registered premises shall also be notified by the Surgeon-General in the *Gazette*.

21. Notwithstanding anything contained in these Regulations the Surgeon-General may refuse to issue a licence to any person if in the public interest he deems it fit so to do, but an appeal shall lie to the Governor in Council from the Surgeon-General in any case of refusal.

Commence ment. **22.** These Regulations shall come into force on the 1st day of January, 1938.

Made by the Governor in Council under section 19 of the Dangerous Drugs Ordinance, 1937, this seventeenth day of December, 1937.

GEO. C. GREEN,
Clerk to the Executive Council.

SCHEDULE.

PART I.

DANGEROUS DRUGS LICENCE UNDER SECTION 19 OF THE
DANGEROUS DRUGS ORDINANCE, 1937.*(Does not entitle the holder to import or export Dangerous Drugs).*

Permission is hereby issued to _____ of

to buy, sell, supply or procure or otherwise deal in Dangerous Drugs within the Colony within the meaning of the Dangerous Drugs Ordinance, 1937, (No. 10 of 1937), subject to the conditions specified in the Dangerous Drugs (Licensing Conditions) Regulations, 1937.

2. This licence does not entitle the holder to import or export Dangerous Drugs or to sell by wholesale.

Date

Surgeon-General.

PART II.

DANGEROUS DRUGS LICENCE UNDER SECTION 19 OF THE
DANGEROUS DRUGS ORDINANCE, 1937.*(Entitling the holder to import or export Dangerous Drugs in accordance with the provisions of the Ordinance).*

Permission is hereby issued to _____ of

to import or export, buy, sell, supply or procure or otherwise deal in Dangerous Drugs, within the meaning of the Dangerous Drugs Ordinance, 1937, (No. 10 of 1937), subject to the conditions specified in the Dangerous Drugs (Licensing Conditions) Regulations, 1937.

2. This licence entitles the holder to import or export Dangerous Drugs, subject to any conditions imposed by the Dangerous Drugs Ordinance, 1937, and also to deal in the Drugs by wholesale.

Date

Surgeon-General.