

Drugs Misuse Amendment Regulation (No. 2) 2013

Explanatory notes for SL 2013 No.266

made under the

Drugs Misuse Act 1986

General Outline

Short title

Drugs Misuse Amendment Regulation (No.2) 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 amend the *Drugs Misuse Regulation 1987* to ensure that the substance 5-Hydroxy tryptophan (5-HTP) is captured in Schedule 2 with the exception of preparations that contain 100mg or less of 5-HTP per dosage unit.

Achievement of policy objectives

The policy objective is achieved by amending the *Drugs Misuse Regulation 1987* to achieve the stated objective.

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 a minimum amount of 5-HTP in Schedule 2.

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, the Queensland Police Service and the Office of Best Practice Regulation of the Queensland Competition Authority were consulted.

All agencies consulted support the amendments.