

**STATES OF JERSEY LAW 1966, AS AMENDED:
DELEGATION OF FUNCTIONS -
MISUSE OF DRUGS (JERSEY) LAW 1978**

**Presented to the States on 18th September 2001
by the Health and Social Services Committee**



STATES OF JERSEY

STATES GREFFE

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2001

R.C.32

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Report

On 5th September 2001, the Health and Social Services Committee made an Act delegating certain of its functions under the Misuse of Drugs (Jersey) Law 1978.

The terms of the delegation were recorded in an Act of the Committee as follows -

“A5. The Committee, with reference to its Act No. A12 of 7th February 2001, received a report prepared by the Department regarding the delegation of functions in connexion with the approval of the issue of licences to import or export controlled drugs specified in the Second Schedule to the Misuse of Drugs (Jersey) Law 1978, as amended.

The Committee, having recalled that it had agreed in principle that the above function should be delegated to an appropriate officer, approved the delegation of functions, in accordance with Article 36A of the States of Jersey Law 1966, as amended, as detailed below in the report attached as an appendix to this Act.

The Greffier of the States was directed to arrange for this Act to be presented to the States for information in due course.”.

HEALTH AND SOCIAL SERVICES COMMITTEE

States of Jersey Law 1966:

Misuse of Drugs (Jersey) Law 1978 - delegation of functions

1. Background

- 1.1. In its meeting on 7th February 2001, the Committee approved a report of the Medical Officer of Health in connection with approval of the issue of general licences to import drugs specified in the Second Schedule of the Misuse of Drugs (Jersey) Law 1978, as amended.
- 1.2. The Committee agreed in principle that in future this function should be delegated to an appropriate officer. The following delegation is accordingly submitted for the Committee's approval.

2. Delegation

Legislation: Misuse of Drugs (Jersey) Law 1978, Article 4 (2)(b)

Delegate: Chief Pharmacist or nominated deputy.

Function delegated: To issue a general licence to permit the importation or exportation of controlled drugs, as specified in the Second Schedule to the Law.

The delegate may attach any conditions he deems appropriate.

Scope: Licences are to be issued only to designated registered pharmacists.

Licences may be issued as renewals or to pharmacists who have not previously been licensed for this purpose.

The delegate may not refuse or revoke a licence, which should be considered by the Health and Social Services Committee.

The duration of any licence shall not exceed a period of three years.

The delegate may not issue a licence to himself.

3. Recommendation

The Committee is recommended to approve the above delegation of functions and to request that it is laid before the States.