
GOVERNMENT NOTICE GOEWERMENTSKENNISGEWING

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

No. R. 222

28 March 2014

DRUGS AND DRUG TRAFFICKING ACT, 1992

AMENDMENT OF SCHEDULES 1 AND 2

Under section 63 of the Drugs and Drug Trafficking Act, 1992 (Act No. 140 of 1992), I, Jeffrey Thamsanqa Radebe, Minister of Justice and Constitutional Development, after consultation with the Minister of Health, hereby amend Schedules 1 and 2 to the said Act as set out in the Schedule.

J. T. RADEBE

MINISTER OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

SCHEDULE

GENERAL EXPLANATORY NOTE:

[] Words in bold type in square brackets indicate omissions from existing enactments

_____ Words underlined with a solid line indicate insertions in existing enactments

Definitions

1. In this Schedule "the Act" means the Drugs and Drug Trafficking Act, 1992 (Act No. 140 of 1992).

Amendment of Part I of Schedule 2 of the Act

2. Part I of Schedule 2 of the Act is hereby amended by the substitution for paragraph 2 of the following paragraph:

"2. Unless expressly excluded, all substances included in this Part include the following:

- (a) The salts and esters of the specified substances, where the existence of such salts and esters is possible; **[and]**
- (b) all preparations and mixtures of the specified substances; or
- (c) all homologues of the listed substances (being any chemically related substances that incorporate a structural fragment into their structures that is similar to the structure of a listed substance or exhibit pharmacodynamic properties similar to the listed substances in this Part of the Schedule), unless listed separately in any Part of Schedule 2."

Amendment of Part II of Schedule 2 of the Act

3. Part II of Schedule 2 of the Act is hereby amended by the substitution for paragraph 2 of the following paragraph:

"2. Unless expressly excluded, all substances or plants included in this Part include the following:

- (a) The isomers of the specified substances or plants, where the existence of such isomers is possible;

- (b) the esters and ethers of the specified substances or plants and of the isomers referred to in subparagraph (a), as well as the isomers of such esters and ethers, where the existence of such esters, ethers and isomers is possible;
- (c) the salts of the specified substances or plants, of the isomers referred to in subparagraph (a) and of the esters, ethers and isomers referred to in subparagraph (b), as well as the isomers of such salts, where the existence of such salts and isomers is possible; **[and]**
- (d) all preparations and mixtures of the specified substances or plants and of the isomers, esters, ethers and salts referred to in this paragraph; or
- (e) all homologues of the listed substances (being any chemically related substances that incorporate a structural fragment into their structures that is similar to the structure of a listed substance or exhibit pharmacodynamic properties similar to the listed substances in this Part of the Schedule), unless listed separately in any Part of Schedule 2."

Amendment of Part III of Schedule 2 of the Act

4. Part III of Schedule 2 of the Act is hereby amended by—

(a) the insertion in paragraph 1—

- (i) after the substance "Bufotenine (N,N-dimethylserotonin)." of the substance "Cannabicyclohexanol.";
- (ii) after the substance " Cathinone." of the substances:
"CP-47,497.
CP 47, 497-C6.
CP 47, 497-C7.
CP 47, 497-C8.
CP 47, 497-C9.";
- (iii) after the substance "Dimethyltryptamine [3-(2-(dimethylamino)-ethyl)-indole]." of the substance "Etilamfetamine (N-ethylamphetamine)."; and
- (iv) after the substance "Heroin (diacetylmorphine)." of the substances:
"HU-210.
JWH-018.
JWH-073.

JWH-200."; and

(b) the substitution for paragraph 2 of the following paragraph:

"2. Unless expressly excluded, all substances or plants included in this Part include the following:

- (a) The isomers of the specified substances or plants, where the existence of such isomers is possible;
- (b) the esters and ethers of the specified substances or plants and of the isomers referred to in subparagraph (a), as well as the isomers of such esters and ethers, where the existence of such esters, ethers and isomers is possible;
- (c) the salts of the specified substances or plants, of the isomers referred to in subparagraph (a) and of the esters, ethers and isomers referred to in subparagraph (b), as well as the isomers of such salts, where the existence of such salts and isomers is possible; **[and]**
- (d) all preparations and mixtures of the specified substances or plants and of the isomers, esters, ethers and salts referred to in this paragraph; or
- (e) all homologues of the listed substances (being any chemically related substances that incorporate a structural fragment into their structures that is similar to the structure of a listed substance or exhibit pharmacodynamic properties similar to the listed substances in this Part of the Schedule), unless listed separately in any Part of Schedule 2."