

**MALTA**

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**ATT Nru. V ta' 1-1985**

ATT mahruġ b'ligi mill-Parlament ta' Malta.

**ATT biex ikompli jemenda l-Ordinanza dwar il-Professjoni Medika u l-Professjonijiet li ghandhom x'jaqsmu maghha, Kap. 51.**

**ACT No. V of 1985**

AN ACT enacted by the Parliament of Malta.

**AN ACT further to amend the Medical and Kindred Professions Ordinance, Cap. 51.**

Nagħti l-kunsens tiegħi.

(L.S.)

AGATHA BARBARA  
President

4 ta' April, 1985

### ATT Nru. V ta' l-1985

*ATT biex ikompli jemenda l-Ordinanza dwar il-Professjoni Medika u l-Professjonijiet li għandhom x'jaqsmu magħha, Kap. 51.*

IL-PRESIDENT, bil-parir u l-kunsens tal-Kamra tad-Deputati, imlaqqgħa f'dan il-Parlament, u bl-awtorità ta' l-istess f'areġ b'liġi dan li ġej:—

1. Dan l-Att jista' jissejjaħ l-Att ta' l-1985 li jemenda l-Ordinanza dwar il-Professjoni Medika u l-Professjonijiet li għandhom x'jaqsmu magħha, u għandu jinqara u jiftiehem haġa waħda ma' l-Ordinanza dwar il-Professjoni Medika u l-Professjonijiet li għandhom x'jaqsmu magħha, hawnhekk iżjed 'il quddiem imsejha "il-liġi prinċipali".

Titolu fil-qosor.

2. L-artikolu 4 tal-liġi prinċipali għandu jiġi emendat kif ġej:

(a) fis-subartikolu (3) tiegħu minnufih wara l-kliem "fi sptar jew klinika tal-Gvern" għandhom jidhlu l-kliem "jew f'xi fergħa oħra tas-servizz tas-saħħa provdut mill-Gvern";

Emenda ta' l-artikolu 4 tal-liġi prinċipali.

(b) fit-tarf tas-subartikolu (3) għandu jiżdied il-proviso li ġej:

"Izda l-ebda persuna ma tkun tista' tipprattika l-professjoni medika skond dan is-subartikolu f'xi fergħa tas-servizz tas-saħħa provdut mill-Gvern barra minn sptar jew klinika tal-Gvern, sakemm ma tkunx diġà serviet bhala *house physician/surgeon* fi sptar tal-Gvern għal perijodu ta' sena, liema perijodu għandu jinkludi servizz kemm fl-ispeċjalità tal-mediċina kif ukoll tal-kirurgija."; u

(ċ) fis-subartikolu (4) tiegħu minnufih wara l-kliem "*house physician/surgeon*" għandhom jidhlu l-kliem "fi sptar jew klinika tal-Gvern jew f'xi fergħa oħra tas-servizz tas-saħħa provdut mill-Gvern,".

Emenda ta' l-artikolu 5 tal-ligi prinċipali.

3. L-artikolu 5 tal-ligi prinċipali għandu jiġi emendat kif ġej:

(a) fil-paragrafu (b) tas-subartikolu (1) tiegħu minnufih wara l-kliem "bħala *house physician/surgeon* fi sptar jew klinika tal-Gvern" għandhom jidhlu l-kliem "jew f'xi fergħa oħra tas-servizz tas-saħħa provdut mill-Gvern";

(b) fil-proviso għas-subartikolu (1) tiegħu minnufih wara l-kliem "bħala *house physician/surgeon* fi sptar jew klinika tal-Gvern" għandhom jidhlu l-kliem "jew f'xi fergħa oħra tas-servizz tas-saħħa provdut mill-Gvern"; u

(ċ) minnufih wara s-subartikolu (1) tiegħu għandu jidhlo is-subartikolu ġdid li ġej:

"(1A) Minkejja d-dispożizzjonijiet tas-subartikoli (1) u (2) ta' l-artikolu 4 ta' din l-Ordinanza, persuna meħtieġa li sservi bħala *house physician/surgeon* fi sptar jew klinika tal-Gvern jew f'xi fergħa oħra tas-servizz tas-saħħa provdut mill-Gvern, skond id-dispożizzjonijiet tal-proviso għas-subartikolu (1) ta' dan l-artikolu, tista' teżerċita l-professjoni medika bħala *house physician/surgeon* f'dak l-isptar, klinika jew fergħa oħra tas-servizz tas-saħħa u fil-qadi ta' dmirijietha mogħtija lilha f'dik il-kariga dik il-persuna għandha għall-finijiet kollha tal-ligi titqies li għandha liċenza biex teżerċita l-professjoni medika u s-setgħat tal-Kunsill Mediku kif provdut fis-subartikolu (4) ta' l-artikolu 4 ta' din l-Ordinanza għandhom japplikaw ukoll dwar dik il-persuna:

Iżda l-ebda persuna ma tkun tista' tipprattika l-professjoni medika skond dan is-subartikolu f'xi fergħa tas-servizz tas-saħħa provdut mill-Gvern barra minn sptar jew klinika tal-Gvern, sakemm ma tkunx diġà serviet bħala *house physician/surgeon* fi sptar tal-Gvern għal perijodu ta' sena, liema perijodu għandu jinkludi servizz kemm fl-ispeċjalità tal-mediċina kif ukoll tal-kirurgija."

Emenda ta' l-artikolu 17 tal-ligi prinċipali.

4. Minnufih wara s-subartikolu (2) ta' l-artikolu 17 tal-ligi prinċipali għandu jidhlo is-subartikolu ġdid li ġej:

"(3) Minkejja d-dispożizzjonijiet tal-paragrafu (d) tas-subartikolu (1), u tas-subartikolu (2) ta' dan l-artikolu persuna li jkollha l-kwalifiki msemmija fil-paragrafi (a), (b) u (ċ) tas-subartikolu (1) u li jkollha l-kwalifiki tekniċi meħtieġa li jinkisbu minn pajjiż barrani, tikkwalifika għall-liċenza msemmija fis-subartikolu (1) ta' dan l-artikolu jekk jipproduċi mingħand il-Bord dwar l-Ispizjara li juri li l-Bord ikun sodisfatt li jkollu dawk il-kwalifiki u li l-kondizzjonijiet għall-għoti ta' dawk il-kwalifiki fil-pajjiż li jkun huma daqs il-kondizzjonijiet għall-ksib ta' dawk il-kwalifiki f'Malta."

Emenda ta' l-artikolu 19 tal-ligi prinċipali.

5. Minflok is-subartikolu (6) ta' l-artikolu 19 tal-ligi prinċipali għandu jidhlo dan li ġej:

"(6) Minkejja d-dispożizzjonijiet tas-subartikolu (1) ta' dan l-artikolu, spiżerija tista' fin-nuqqas momentarju ta' spiżjar dirigent tinzamm miftuħa jekk ikun qed jattendi tekniku ta' spiżerija, iżda dak in-nuqqas m'għandux ikun iżjed minn tletin minuta f'daqqa u ebda nuqqasijiet ma għandhom b'kollox ikunu iżjed minn disghin minuta f'jum wiehed."

6. Minnufih wara l-artikolu 35A tal-liġi prinċipali għandu jiżded lan li ġej:

“Mediċini psikotropiċi.

35B. (1) Il-Ministru tas-Saħħa jista', wara konsultazzjoni mal-Kunsill tas-Saħħa, u safejn jidhirlu meħtieġ jew spedjenti għall-ħarsien tas-saħħa pubblika, jagħmel regolamenti biex jikkontrollaw il-manifattura, l-esportazzjoni, l-importazzjoni, il-pussess, it-tqassim u l-bejgħ ta' mediċini psikotropiċi li fil-fehma tiegħu jkunu jinħtieġu dak il-kontroll fl-interess pubbliku, u biex jiġi evitat l-użu hażin tagħhom, u b'mod partikolari iżda bla ħsara għall-ġeneralità ta' l-imsemmija setgħat sabiex —

(a) jiġi regolat il-ħruġ mill-persuni msemmija fis-subartikolu (1) ta' l-artikolu 27 ta' riċetti li jkun fihom xi mediċina jew prodott kimiku bħal dawk u għad-dispensa ta' xi riċetta bħal dawk;

(b) jeħtieġu illi persuni li jkunu jaħdmu fil-manifattura, esportazzjoni, importazzjoni, bejgħ jew tqassim ta' xi mediċini jew prodott kimiku bħal dawk iżommu u jipproduċu għal spezzjon dawk il-kotba u jagħtu dak it-tagħrif kif jista' jiġi preskritt;

(ċ) jeħtieġu u jirregolaw it-tikkettjar u l-immarkar ta' kull mediċina psikotropika bħal dawk u sabiex ikun regolat kull reklam tagħhom.

(2) Għall-fini ta' dan l-artikolu, il-frazi “mediċina psikotropika” tfisser kull mediċina jew kemikali kif imniżżlin fit-Tielet Skeda li tinsab ma' din l-Ordinanza.

(3) Il-Ministru tas-Saħħa jista', wara konsultazzjoni mal-Kunsill Mediku, b'regolament jemenda, iżid ma', jirrevoċa jew jissostitwixxi l-lista ta' mediċini psikotropiċi li hemm fit-Tielet Skeda li tinsab ma' din l-Ordinanza.”.

7. L-artikolu 68 tal-liġi prinċipali għandu jiġi emendat kif ġej:

(a) minflok il-kliem “Kull min ikollu ismu mniżżel” għandhom jidhlu l-kliem “Kull min, sew jekk ikun ċittadin ta' Malta sew jekk le, li ismu jkun imniżżel”; u

(b) minflok in-nota marginali li hemm għalih għandha tidhol din li ġejja:

“Infermieri registrati jew iskritti fl-eleku barra minn Malta.”.

8. Minnufih wara l-artikolu 73Ġ tal-liġi prinċipali għandu jiżded l-artikolu ġdid li ġej:

“Persuni registrati f'pajjiżi oħra.

73H. Kull persuna, sew jekk tkun ċittadin ta' Malta sew jekk le, li isimha huwa mniżżel f'xi reġistru ta' fisjoterapisti, podologi (jew kiropodisti), tekniċi tal-laboratorju mediku, *occupational therapists*, radjografi, *speech therapists* jew spetturi tas-saħħa jew li tkun persuna li tagħmel parti minn xi professjoni oħra magħrufa supplimentari għall-mediċina kif il-Ministru responsabbli għas-saħħa jista' skond is-subartikolu (1) ta' l-artikolu 73D ta' din l-Ordinanza jkun iddikjara, li isimha jkun imniżżel fir-reġistru rispettiv ta' xi pajjiż barrani, jew xi persuna li għandha l-jedd li teżerċita xi wahda mill-imsemmija professjonijiet f'xi pajjiż bħal dak, tista' tidhol fir-reġistru korrispondenti miżmum mill-Bord

Zieda ta' artikolu 35B mal-liġi prinċipali.

Emenda ta' l-artikolu 68 tal-liġi prinċipali.

Zieda ta' artikolu ġdid 73H mal-liġi prinċipali.

tal-Professionijiet Supplimentari għall-Mediċina, jekk il-Bord ikun sodisfatt li l-kondizzjonijiet għal reġistrazzjoni jew għall-ghoti tal-jedd għall-eżerċizzju ta' dik il-professjoni f'dak il-pajjiż ikunu daqs il-kondizzjonijiet mehtieġa għal reġistrazzjoni f'Malta.”.

Zieda ta' artikolu ġdid 75A mal-liġi prinċipali.

**9.** Minnufih wara l-artikolu 75 tal-liġi prinċipali għandu jiżdied l-artikolu ġdid li ġej:

“Reklamar ta' kura, eċċ.

75A. (1) Ebda persuna ma għandha tirreklama jew tippermetti jew thalli li jiġi reklamat b'xi mod ikun li jkun, xi servizz jew kura medika jew tas-saħħa, li ma jkunx servizz provdut mill-Gvern, jew xi servizz jew kura oħra li hi jew li hi deskritta bħala medika, terapewtika jew ta' valur jew effett kurattiv, jew b'xi mod ieħor ta' benefiċċju għas-saħħa, minghajr l-approvazzjoni tal-Kunsill tas-Saħħa.

(2) Għall-finijiet tas-subartikolu (1) ta' dan l-artikolu, “kura” tinkludi kull forma ta' parir dwar il-kura jew tfejjieq ta' mard jew uġigh, jew xi parir dwar is-saħħa.”.

Emenda ta' l-artikolu 76 tal-liġi prinċipali.

**10.** Fl-artikolu 76 tal-liġi prinċipali minflok il-kliem “ta' l-artikolu ta' qabel dan” għandhom jidhlu l-kliem “ta' l-artikolu 75 ta' din l-Ordinanza”.

Emenda ta' l-artikolu 88 tal-liġi prinċipali.

**11.** Fis-subartikolu (2) ta' l-artikolu 88 tal-liġi prinċipali, minflok il-kliem “ta' l-artikolu 47, 48, 49, 50, 53, 56, 58A, 61, 70, 73Ċ, 73Ġ, 75, 76, 79 jew 87 ta' din l-Ordinanza” għandhom jidhlu l-kliem “ta' l-artikolu 47, 48, 49, 50, 53, 56, 58A, 61, 70, 73Ċ, 73Ġ, 75, 75A, 76, 79 jew 87 ta' din l-Ordinanza”.

Zieda ta' artikolu ġdid 89A mal-liġi prinċipali.

**12.** Minnufih wara l-artikolu 89 tal-liġi prinċipali għandu jidhol l-artikolu ġdid li ġej:

“Reati taht l-artikolu 35B tal-liġi prinċipali.

89A. (1) Kull persuna —

(a) li tikser, jew li tonqos li thares, xi dispożizzjoni ta' xi regolament magħmul taht l-artikolu 35B; jew

(b) li tikser, jew li tonqos li thares, il-kondizzjonijiet ta' xi liċenza jew permess mahruġin jew ta' awtorizzazzjoni mogħtija taht id-dispożizzjonijiet ta' xi regolament magħmul taht l-artikolu 35B; jew

(ċ) li sabiex tikseb, għaliha jew għal xi persuna oħra, il-hruġ, l-ghoti jew it-tiġdid ta' xi liċenza, permess jew awtorizzazzjoni kif intqal qabel, tagħmel dikjarazzjoni jew rapport li jkun falz f'xi partikolarità, jew xjement tagħti, tipproduċi jew tagħmel użu minn dikjarazzjoni jew rapport jew dokument li jkun fih partikolarità falza; jew

(d) li f'Malta thajjar, tagħti parir, jew tfittex biex jiġi magħmul f'xi post barra minn Malta xi reat li għalih hemm piena skond id-dispożizzjonijiet ta' liġi korrispondenti li tkun fis-seħħ f'dak il-post, jew tagħmel xi haġa biex thejji jew twassal għal xi għemil li, kieku jsir f'Malta jkun reat kontra xi regolamenti bħal dawk,

tkun hatja ta' reat kontra dan l-artikolu.

(2) Kull persuna akkużata b'reat kontra dan l-artikolu għandha titressaq jew quddiem il-Qorti Kriminali jew quddiem il-Qorti tal-Maġistrati tal-Pulizija Ġudizzjarja skond kif jordna l-Avukat Ġenerali, u jekk tinsab hatja tehel, għal kull reat —

(a) meta tinsab hatja mill-Qorti Kriminali prigunerija għal żmien ta' mhux inqas minn tnax-il xahar iżda mhux iżjed minn għaxar snin u multa ta' mhux inqas minn mitejn lira Maltija iżda mhux iżjed minn għaxart elef lira Maltija; jew

(b) meta tinsab hatja mill-Qorti tal-Maġistrati —

(i) fil-każ ta' l-ewwel reat, barra minn meta tinsab hatja ta' reat dwar l-importazzjoni, manifattura, bejgħ jew traffikar ieħor, f'mediċini psikotropiċi kontra d-dispożizzjonijiet ta' xi regolament magħmul taħt l-artikolu 35B, multa ta' mhux inqas minn mitt lira Maltija iżda mhux iżjed minn elf lira Maltija jew prigunerija għal żmien ta' mhux inqas minn tliet xhur iżda mhux iżjed minn tnax-il xahar, jew dik il-multa u prigunerija flimkien; u

(ii) fil-każ li persuna tinsab hatja ta' reat dwar l-importazzjoni, manifattura, bejgħ jew traffikar ieħor, f'mediċini psikotropiċi li jmorru kontra d-dispożizzjonijiet ta' xi regolament magħmul taħt l-artikolu 35B, u fil-każ li tinsab hatja t-tieni darba jew drabi oħra wara, prigunerija għal żmien ta' mhux inqas minn sitt xhur iżda mhux iżjed minn erba' snin u multa ta' mhux inqas minn mitejn lira Maltija iżda mhux iżjed minn elfejn lira Maltija;

u f'kull każ li persuna tinsab hatja ta' reat kontra dan l-artikolu, l-oġġetti kollha li dwarhom ikun sar ir-reat jiġu konfiskati favur il-Gvern, u kull oġġett hekk ikkonfiskat għandu, jekk il-Qorti hekk tordna, jiġi distrutt jew isir minnu xort'oħra kif jista' jiġi provdut fl-ordni:

Iżda meta l-Avukat Ġenerali jew il-Qorti, skond il-każ, ikunu sodisfatti li min jagħmel ir-reat ma jkunx persuna li timporta, timmanifattura, tbiegħ jew xort'oħra tittraffika f'xi mediċina psikotropika, u r-reat jikkonsisti biss fil-pussess ta' dik il-mediċina għall-użu ta' min jagħmel r-reat biss, jew ta' strumenti għal dak l-għan, jew jikkonsisti fit-tehid ta' xi mediċina bħal dik —

(i) kull persuna bħal dik ma għandhiex titressaq quddiem il-Qorti Kriminali u ma tkunx sugġetta għal prigunerija, u

(ii) meta xi persuna kif intqal qabel tkun, fid-data li fiha jkun magħruf li sar ir-reat, registrata bħala persuna li tkun qed tirċievi kura għal dipendenza fuq mediċini, b'dak il-mod u skond dawk l-arranġamenti li jkunu saru mill-Ministru responsabbli għas-saħħa, u tkun ċertifikata taħt dawk l-arranġamenti li tkun qed tagħmel il-kura preskritta lilha, dik il-persuna tkun eżentata minn kull piena dwar kull wieħed mill-imsemmija reati li jkunu saru waqt li tkun registrata kif intqal qabel.

(3) Ebda persuna li tinsab hatja ta' reat minhabba li tkun kisret jew naqset li thares ir-regolament taht l-artikolu 35B ta' din l-Ordinanza dwar il-kotba li ghandhom jinżammu, jew il-ghoti jew is-servizz ta' ricetti b'medicini psikotropici li ghalihom ighodd dan l-artikolu, ma tista' tigi kkundannata ghal prigunerija minghajr ma tinghata lilha l-fakulta li tista' minflok thallas multa, jew għall-hlas ta' multa ta' iżjed minn hamsin lira Maltija, jekk il-Qorti li tisma' l-każ tkun sodisfatta illi r-reat sar minhabba nuqqas ta' attenzjoni u ma kienx preparatorju ghal reat iehor li sar jew li kien sejjer isir kontra dan l-artikolu u lanqas sar fil-kors ta' reat iehor u lanqas m'ghandu x'jaqsam ma' reat iehor li sar jew li kien sejjer isir kontra dan l-artikolu.

(4) Kull min jittanta jagħmel reat kontra dan l-artikolu, jew iħajjar jew igieghel persuna oħra tagħmel dak ir-reat, jehel, meta jinsab hati, minghajr preġudizzju ta' kull responsabbiltà oħra, l-istess piena u konfiska daqs li kieku kkommetta reat taht dan l-artikolu.

Kap. 161 (5) Meta r-reat li dwaru persuna tinsab hatja taht dan l-artikolu jikkonsisti fl-importazzjoni, manifattura, bejgħ jew traffikar iehor f'medicina psikotropika, u dik il-persuna jew ikollha liċenza taht din l-Ordinanza jew taht l-Ordinanza dwar il-Medicini Perikulużi, jew ikollha *warrant* maħruġ taht din l-Ordinanza biex teżercita professjoni, jew xogħol jew sengħa, jew ir-reat isir f'post li dwaru jkun hemm liċenza taht din l-Ordinanza jew taht l-Ordinanza qabel imsemmija, il-Qorti għandha, fuq it-talba tal-prosekuzzjoni u b'żieda ma' kull piena oħra, tordna r-revoka ta' dik il-liċenza jew ta' dak il-*warrant* u malli jkun sar dak l-ordni kull liċenza bħal dik jew *warrant* bħal dak għandu jieqaf milli jkollu effett għall-finijiet kollha tal-liġi u b'mod partikolari għall-finijiet ta' din l-Ordinanza u ta' l-Ordinanza msemmija qabel.

(6) Meta jirriżulta lill-Qorti, li min jagħmel ir-reat ma jkunx persuna illi timporta, tipproduci, tbiegħ jew xort' oħra tittraffika f'xi medicina psikotropika, u jkun jinhtiegħ ħarsien u għajnuma medika biex jiġi rijabilitat, il-Qorti tista', minflok li tapplika xi waħda mill-pieni provduti fis-subartikoli ta' qabel, tordna li min jagħmel ir-reat jintbagħat f'istituzzjoni approvata għal dak il-ghan mill-Ministru responsabbli għas-saħħa sabiex ikun jista' jinghata l-kura meħtieġa.

Il-Qorti għandha tara li dak l-ordni jintbagħat min-nufih lill-Ministru responsabbli għas-saħħa, u l-Ministru għandu jagħti dawk id-direttivi li jidhirlu xierqa għall-ħarsien u kura ta' dik il-persuna.”.

Emenda ta' l-artikolu 98 tal-liġi prinċipali.

13. Fl-artikolu 98 tal-liġi prinċipali, minflok il-kliem “miżmum taht id-dispożizzjonijiet ta' din l-Ordinanza.” għandhom jidhlu l-kliem “miżmum taht id-dispożizzjonijiet ta' din l-Ordinanza mill-Kunsill Mediku, mill-Bord dwar l-Ispizjara, mill-Bord dwar l-Infermieri u l-Qwiebel jew mill-Bord dwar il-Professjonijiet Supplementari għall-Medicina.”.

Sostituzzjoni ta' l-Iskeda li tinsab mal-liġi prinċipali.

14. Minflok l-Iskeda li tinsab mal-liġi prinċipali għandha tidhol din li ġejja :

## "IT-TIENI SKEDA

(Artikolu 6)

**ĊERTIFIKAT TAL-MEWT U KAWZA TAL-MEWT**

1. Isem u kunjom .....
2. Età u sess ..... Nru. tal-Karta ta' l-Identità .....  
(jekk il-persuna mejta kellha Karta ta' l-Identità)
3. Post tat-twelid .....
4. Residenza .....
5. Professjoni, sengħa jew stat ieħor .....
6. Isem u kunjom il-ġenituri u jekk humiex haġġin jew mejtin  
.....  
.....
7. Jekk hux għażeb jew xebba, miżżewweġ jew miżżewġa, armel  
jew armla, u fl-aħħar żewġ każijiet isem u kunjom martu  
jew żewġha .....
8. Siegħa, jum, xahar u sena tal-mewt .....
9. Post fejn ġrat il-mewt .....
- \*10. Kawża tal-mewt:—

**I**

Zmien li bejn wieħed u  
ieħor għadda mill-bidu  
tal-marda sal-mewt

Il-marda jew iċ-ċirkostanza li  
kkaġunat direttament il-  
mewt

(a) .....  
(minhabba fi/jew  
kawżata minn) .....

Kaġunijiet ta' qabel: ċirkos-  
tanzi ta' mard, jekk kien  
hemm, li wasslu għall-  
kaġun fuq imsemmi, billi  
jissemma' fl-aħħar in-nuq-  
qas li minnu beda jtnissel  
dak il-kaġun

(b) .....  
(minhabba fi/jew  
kawżata minn) .....

(ċ) .....

**II**

Ċirkostanzi oħra li kellhom  
x'jaqsmu u li għenu biex  
tiġri l-mewt, iżda li ma  
humiex imnisslin mal-mar-  
da jew maċ-ċirkostanzi li  
kkaġunawha .....

11. Post tad-difna .....

12. Firma tat-Tabib .....

Data .....

Isem f'Ittri Kapitali .....

Indirizz .....

.....

LILL-UFFIĊJAL TAL-PULIZIJA INKARIGAT MILL-ATTI  
TAL-MEWT FI .....

## \* NOTI:

Min jiċcertifika għandu jniżżel taht —

I. (a) Il-marda jew l-offiża li qanqlet is-sensiela ta' grajjiet ta' mard li wasslu għall-mewt: jiġifieri, il-marda, l-offiża jew il-komplikazzjoni li kienet il-kawża diretta tal-mewt. Dan ma jfissirx il-mod tal-mewta, per eżempju jekk hux b'qalbu, asthenia, eċċ.

(b) Iċ-ċirkostanza, jekk kien hemm, meqjusa li nisslet il-kawża diretta, kemm minhabba ż-żmien kif ukoll minhabba r-relazzjoni etjoloġika jew patoloġika. Ċirkostanza tista' titniżżel bħala li giet qabel ukoll jekk ikun għadda żmien twil mill-bidu tagħha jew minn meta bdew jidhru sintomi tagħha.

(ċ) Kull ċirkostanza oħra meqjusa li bdiet qabel (b) fl-istess sens imfisser hawn fuq.

Jekk ikun maħsub li ma kien hemm ebda ċirkostanza ta' qabel kif imfisser hawn fuq, il-linji I (b) u I (ċ) għandhom jibqghu battala.

F'ebda każ ma għandu jitniżżel fit-Taqsima II il-bidu tas-sensiela ta' grajja ta' mard minhabba nuqqas ta' wisa' għalih fit-Taqsima I.

II. Kull ċirkostanza oħra li, għalkemm mhux magħduda fis-sensiela tat-Taqsima I, tidher li setgħet għenet b'xi mod għal konsegwenza ta' mewt."

Zieda tat-Tielet  
Skeda mal-liġi  
prinċipali.

15. Minnufih wara t-Tieni Skeda li tinsab mal-liġi prinċipali għandha tidhol l-Iskeda għdida li ġejja:

## "IT-TIELET SKEDA

(Artikolu 35B)

## LISTA TA' MEDIĊINI PSIKOTROPIĊI

Isem internazzjonali jew isem ieħor kif komonement magħruf	Isem Kimiku
DET DMHP	N, N-diethyltryptamine 3-(1, 2-dimethylheptyl)-1-hydroxy-7, 8, 9, 10-tetrahydro-6, 6, 9-trimethyl-6H- di- benzo [b, d] pyran
DMT (+) LYSERGIDE, LSD, LSD-25	N, N-dimethyltryptamine (+) N, N-diethyllysergamide (d-lysergic acid diethylamide)
MESCALINE, MESCAL BUTTON, PEYOTE, PEYOTL PARAHEXYL	3, 4, 5-trimethoxyphenethylamine  3-hexyl-1-hydroxy-7, 8, 9, 10-tetrahydro-6, 6, 9-trimethyl-6H-dibenzo [b, d] pyran
PCE PHP, PCPY PSILOCINE, PSILOTSIN	N-ethyl-1-phenylcyclohexylamine 1-(1-phenylcyclohexyl) pyrrolidine 3-(2-dimethylaminoethyl)-4-hydroxyin- dole
PSILOCYBINE	3-(2-dimethylaminoethyl) indol-4-yl dihy- drogen phosphate

Isem internazzjonali jew isem ieħor kif  
komunement magħruf

Isem Kimiku

STP, DOM

TETRAHYDROCANNABINOLS  
L-ISOMERS KOLLHA

TCP

u kull derivattivi, *salts*, jew *esters* ta'  
dawġ imsemmija hawn fuq

AMFEPRAMONE, DIETHYLPRO-  
PION

AMOBARBITAL

AMPHETAMINE

BARBITAL

BENZPHETAMINE

CHLORAL HYDRATE

CHLORDIAZEPOXIDE

CHLORPHENTERMINE

CYCLOBARBITAL

DEXAMPHETAMINE

DIAZEPAM u kull komposti oħra  
tiegħu li fihom l-istruttura kimika ta'  
DIHYDRO-1:4 BENZODIAZEPINE  
jew DIHYDRO-1:5 BENZODIAZE-  
PINE sostitut sa kull grad

ETHCHLORVYNOL

ETHINAMATE

FENCAMFAMIN

FENFLURAMINE

GLUTETHIMIDE

MAZINDOL

MECLOQUALONE

MEPHENTERMINE

MEPROBAMATE

METHAMPHETAMINE

METHAQUALONE

METHYLPHENIDATE

METHYLPHENOBARBITAL

METHYPRYLON

PARALDEHYDE

PENTAZOCINE

PENTOBARBITAL

PENTERMINE

PIPRADROL

PHENCYCLIDINE

PHENDIMETRAZINE

PHENMETRAZINE

PHENOBARBITAL

2-amino-1-(2, 5-dimethoxy-4-methyl) phe-  
nylpropane

1-hydroxy-3-pentyl-6a, 7, 10, 10a-tetrahy-  
dro-6, 6, 9-trimethyl-6-H-dibenzo [b, d]  
pyran

1-[1-(2-thienyl) cyclohexyl] piperidine

2-(diethylamino) propiophenone

5-ethyl-5-(3-methylbutyl) barbituric acid  
(±)-2-amino-1-phenylpropane

5, 5-diethylbarbituric acid

(+)-N-Benzyl-N, α-dimethylphenyl-  
amine

2, 2, 2-trichloroethane-1, 1-diol

7-chloro-2-methylamino-5-phenyl-3H-1, 4-  
benzo-diazepine 4-oxide

p-chloro-α-dimethylphenethylamine

5-(1-cyclohexen-1-yl)-5-ethylbarbituric  
acid

(+)-2-amino-1-phenylpropane

7-chloro-2, 3-dihydro-1-methyl-5-phenyl-  
1H-1, 4-benzodiazepine-2-one

ethyl-2-chlorovinylethynyl-carbinol

1-ethynylcyclohexanol carbamate

2-Ethylamino-3-phenylnorbornane

N-ethyl-α-methyl-m(trifluoromethyl)  
phenethylamine

2-ethyl-2-phenylglutarimide

5-p-chlorophenyl-2, 3-dihydro-5H-imidazo  
[2, 1-a] isoindol-5-ol

3-(O-chlorophenyl)-2-methyl-4 (3H)-qui-  
nazolinone

N-α-trimethylphenethylamine

2-methyl-2-propyl-1, 3-propanediol dicar-  
bamate

(+)-2-methylamino-1-phenylpropane

2-methyl-3-o-tolyl-4(3H)-quinazolinone

2-phenyl-2-(2-piperidyl) acetic acid,  
methyl ester

5-ethyl-1-methyl-5-phenyl-barbituric acid

3, 3-diethyl-5-methyl-2, 4-piperidinedione  
acetaldehyde trimer

1,2,3,4,5,6-Hexahydro-6, 11-dimethyl —  
3-(3 methylbutyl-2-enyl)-2, 6-methano-  
3-benzazocin-8ol

5-ethyl-5-(1-methylbutyl) barbituric acid  
dimethylphenethylamine

1, 1-diphenyl-1-(2-piperidyl) methanol

1-(1-phenylcyclohexyl) piperidine

(+)-3, 4, -Dimethyl-2-phenylmorpholine

3-methyl-2-phenylmorpholine

5-ethyl-5-phenylbarbituric acid

SECOBARBITAL  
SPA

5-allyl-5-(1-methylbutyl) barbituric acid  
(-)-1-dimethylamine-1, 2, diphenylethane

u kull salt jew ester ta' dawn ta' hawn fuq.”.

Dispożizzjoni  
tranżitorja.  
A.L. 31 ta'  
1-1976

**16.** Ir-Regolamenti ta' 1-1976 dwar il-Kontroll ta' Mediċini magħmula bis-saħħa ta' l-artikolu 35A tal-liġi prinċipali, għandhom safejn japplikaw għal mediċini psikotropiċi jitqiesu li saru mill-Ministru bis-saħħa tas-setgħat mogħtija lilu bl-artikolu 35B tal-liġi prinċipali (miżjud bl-artikolu 6 ta' dan l-Att), u d-dispożizzjonijiet ta' l-artikolu 89A tal-liġi prinċipali (miżjuda bl-artikolu 12 ta' dan l-Att) għandhom japplikaw għal kull ksur ta' l-imsemmija regolamenti b'riferenza għal mediċini psikotropiċi, wara l-bidu fis-seħħ ta' dan l-Att.

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Mgħoddi mill-Kamra tad-Deputati fis-Seduta Nru. 241 tas-27 ta' Marzu, 1985.

C. MIFSUD  
*Skrivan tal-Kamra tad-Deputati*

DANIEL MICALLEF  
*Speaker*

I assent.

(L.S.)

AGATHA BARBARA  
President

4th April, 1985

### ACT No. V of 1985

*AN ACT further to amend the Medical and Kindred Professions Ordinance, Cap. 51.*

BE IT ENACTED by the President, by and with the advice and consent of the House of Representatives, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Medical and Kindred Professions (Amendment) Act, 1985, and shall be read and construed as one with the Medical and Kindred Professions Ordinance, hereinafter referred to as “the principal law”. Short title.

2. Section 4 of the principal law shall be amended as follows:

(a) in subsection (3) thereof after the words “in a Government hospital or clinic” there shall be inserted the words “or in any other branch of the health service provided by Government.”;

Amendment of  
section 4 of the  
principal law.

(b) at the end of subsection (3) there shall be added the following proviso:

“Provided that no person may practise the medical profession in accordance with this subsection in a branch of the health service provided by Government other than a Government hospital or clinic, unless such person shall have already served as a house physician/surgeon in a Government hospital for a period of a year, which period shall include service both in the speciality of medicine and that of surgery.”; and

(c) in subsection (4) thereof after the words “house physician/surgeon” there shall be inserted the words “in a Government hospital or clinic or in any other branch of the health service provided by Government.”.

Amendment of section 5 of the principal law.

3. Section 5 of the principal law shall be amended as follows:

(a) in paragraph (b) of subsection (1) thereof after the words "as a house physician/surgeon in a Government hospital or clinic" there shall be inserted the words "or in any other branch of the health service provided by Government";

(b) in the proviso to subsection (1) thereof after the words "as a house physician/surgeon in a Government hospital or clinic" there shall be inserted the words "or in any other branch of the health service provided by Government"; and

(c) immediately after subsection (1) thereof there shall be inserted the following new subsection:

"(1A) Notwithstanding the provisions of subsections (1) and (2) of section 4 of this Ordinance, a person required to serve as a house physician/surgeon in a Government hospital or clinic or in any other branch of the health service provided by Government, in accordance with the provisions of the proviso to subsection (1) of this section, may practise the medical profession as a house physician/surgeon in such hospital, clinic or branch of the health service and in the performance of his duties assigned to him in that capacity such person shall for all purposes of law be treated as if he were licensed to practise the medical profession and the powers of the Medical Council as provided in subsection (4) of section 4 of this Ordinance shall apply also in regard to such person:

Provided that no person may practise the medical profession in accordance with this subsection in a branch of the health service provided by Government other than a Government hospital or clinic, unless such person shall have already served as a house physician/surgeon in a Government hospital for a period of a year, which period shall include service both in the speciality of medicine and that of surgery."

Amendment of section 17 of the principal law.

4. Immediately after subsection (2) of section 17 of the principal law there shall be inserted the following new subsection:

"(3) Notwithstanding the provisions of paragraph (d) of subsection (1), and of subsection (2) of this section, a person who holds the qualifications mentioned in paragraphs (a), (b) and (c) of subsection (1) and who possesses the necessary technical qualifications obtained from a foreign country, shall qualify for the licence referred to in subsection (1) of this section if he produces a certificate from the Pharmacy Board showing that the Board is satisfied that he holds those qualifications and that the conditions for the granting of such qualifications in the country concerned are equivalent to the conditions for obtaining such qualifications in Malta."

Amendment of section 19 of the principal law.

5. For subsection (6) of section 19 of the principal law there shall be substituted the following:

"(6) Notwithstanding the provisions of subsection (1) of this section, a dispensary may in the momentary absence of the managing apothecary be kept open when a pharmacy technician is in attendance, but no such absence shall exceed thirty minutes at a stretch and no absences shall in the aggregate exceed ninety minutes in any one day."

6. Immediately after section 35A of the principal law there shall be added the following:

Addition of section 35B to the principal law.

"Psycho-tropic Drugs.

35B. (1) The Minister of Health may, after consulting the Council of Health, and so far as he may consider necessary or expedient for the protection of the public health, make regulations for controlling the manufacture, exportation, importation, possession, distribution and sale of psychotropic drugs as may be deemed by him to require such control in the public interest, and for preventing their improper use, and in particular but without prejudice to the generality of the foregoing powers for —

(a) regulating the issue by the persons mentioned in subsection (1) of section 27 of prescriptions containing any such drug or chemical product and the dispensing of any such prescription;

(b) requiring persons engaged in the manufacture, exportation, importation, sale or distribution of any such drug or chemical product to keep and produce for inspection such books and to furnish such information as may be prescribed;

(c) requiring and regulating the labelling and marking of any such psychotropic drug and regulating any advertisement thereof.

(2) For the purpose of this section, the term "psychotropic drug" means any drug or chemical listed in the Third Schedule to this Ordinance.

(3) The Minister of Health may, after consulting the Council of Health, by regulation amend, add to, revoke or substitute the list of psychotropic drugs contained in the Third Schedule to this Ordinance."

7. Section 68 of the principal law shall be amended as follows:

Amendment of section 68 of the principal law.

(a) for the words "Any person whose name is entered" there shall be substituted the words "Any person, whether a citizen of Malta or not, whose name is entered"; and

(b) for the marginal note thereto there shall be substituted the following:

"Nurses registered or enrolled abroad."

8. Immediately after section 73G of the principal law there shall be added the following new section:

Addition of new section 73H to the principal law.

"Persons registered in other countries.

73H. Any person, whether a citizen of Malta or not, whose name is entered in any register of physiotherapists, podologists (or chiropodists), medical laboratory technicians, occupational therapists, radiographers, speech therapists, or health inspectors, or who is a person belonging to any other recognised profession supplementary to medicine as the Minister of Health may in accordance with subsection (1) of section 73D of this Ordinance have declared, whose name is entered in the respective register of any foreign country, or any person who has the right to practise any of the aforesaid professions in any such country, shall be admissible to the corresponding register kept by the Board for the Professions Supplementary to Medicine, if the Board is

satisfied that the conditions for registration or for the granting of the right to practise such profession in such country are equivalent to the conditions required for registration in Malta.”.

**9.** Immediately after section 75 of the principal law there shall be added the following new section:

Addition of new section 75A to the principal law.

“Advertise-  
ment of  
treatment,  
etc.

**75A.** (1) No person shall advertise or permit or suffer to be advertised in any manner whatsoever, any medical or health service or treatment, not being a service provided by Government, or any other service or treatment which is or is described as being of a medical, therapeutic or curative value or effect, or in any other way beneficial to health, without the approval of the Council of Health.

(2) For the purposes of subsection (1) of this section, “treatment” shall include any form of advice relating to the treatment or cure of maladies or ailments, or any advice relating to health.”.

Amendment of section 76 of the principal law.

**10.** In section 76 of the principal law for the words “the last preceding section” there shall be substituted the words “section 75 of this Ordinance”.

Amendment of section 88 of the principal law.

**11.** In subsection (2) of section 88 of the principal law, for the words “section 47, 48, 49, 50, 53, 56, 58A, 61, 70, 73C, 73G, 75, 76, 79 or 87 of this Ordinance” there shall be substituted the words “section 47, 48, 49, 50, 53, 56, 58A, 61, 70, 73C, 73G, 75, 75A, 76, 79 or 87 of this Ordinance”.

Addition of new section 89A to the principal law.

**12.** Immediately after section 89 of the principal law there shall be added the following new section:

“Offences  
under  
section 35B  
of the  
principal  
law.

**89A.** (1) Any person —

(a) who acts in contravention of, or fails to comply with any provision of any regulation made under section 35B; or

(b) who acts in contravention of, or fails to comply with the conditions of any licence or permit or authority granted under the provisions of any regulation made under section 35B; or

(c) who for the purpose of obtaining, whether for himself or for any other person, the issue, grant or renewal of any such licence, permit or authority as aforesaid, makes any declaration, or statement which is false in any particular, or knowingly utters, produces or makes use of any such declaration or statement or any document containing the same; or

(d) who in Malta aids, abets, counsels, or procures the commission in any place outside Malta of any offence punishable under the provisions of any corresponding law in force in that place, or does any act preparatory to, or in furtherance of, any act which if committed in Malta would constitute an offence against any such regulations,

shall be guilty of an offence against this section.

(2) Every person charged with an offence against this section shall be tried in the Criminal Court or before the Court of Magistrates of Judicial Police as the Attorney General may direct and if he is found guilty shall, in respect of each offence, be liable —

(a) on conviction by the Criminal Court to imprisonment for a term of not less than twelve months but not exceeding ten years and to a fine (*multa*) of not less than two hundred Maltese liri but not exceeding ten thousand Maltese liri; or

(b) on conviction by the Court of Magistrates —

(i) in the case of a first conviction, other than a conviction for an offence relating to the importation, manufacture, sale or other dealing in psychotropic drugs contrary to the provisions of any regulation made under section 35B, to a fine (*multa*) of not less than one hundred Maltese liri but not exceeding one thousand Maltese liri or to imprisonment for a term of not less than three months but not exceeding twelve months, or to both such fines and imprisonment; and

(ii) in case of a conviction for an offence relating to the importation, manufacture, sale or other dealing in psychotropic drugs contrary to the provisions of any regulation made under section 35B, and in the case of a second or subsequent conviction to imprisonment for a term of not less than six months but not exceeding four years and to a fine (*multa*) of not less than two hundred Maltese liri but not exceeding two thousand Maltese liri,

and in every case of conviction for an offence against this section, all articles in respect of which the offence was committed shall be forfeited to the Government and any such forfeited article shall, if the Court so orders, be destroyed or otherwise disposed of as may be provided in the order:

Provided that where the Attorney General or the Court, as the case may be, is satisfied that the offender is not a person who imports, manufactures, sells or otherwise deals in any psychotropic drug, and the offence consists only in the possession of such drug for the exclusive use of the offender, or of utensils for that purpose, or consists in the taking of any such drug —

(i) any such person shall not be tried before the Criminal Court and shall not be liable to imprisonment, and

(ii) where any such person as aforesaid is, on the date on which the offence is discovered, registered as a person who is under treatment for addiction to drugs, in such manner and in accordance with such arrangements as may have been made by the Minister responsible for health, and is certified under those arrangements to be following the treatment prescribed to him, such person shall be exempt from any punishment in respect of any of the said offences committed while he was registered as aforesaid.

(3) No person shall, on conviction for any offence of contravening or failing to comply with any regulation under section 35B of this Ordinance relating to the keeping of books or the issuing or dispensing of prescriptions containing psychotropic drugs to which that section applies, be sentenced to imprisonment without the option of a fine or to pay a fine exceeding fifty Maltese liri, if the Court dealing with the case is satisfied that the offence was committed through inadvertence and was not preparatory to or committed in the course of or in connection with the commission or intended commission of any other offence against this section.

(4) If any person attempts to commit an offence against this section, or solicits or incites another person to commit such an offence, he shall, without prejudice to any other liability, be liable on conviction to the same punishment and forfeiture as if he had committed an offence under this section.

Cap. 161 (5) Where the offence in respect of which a person is found guilty under this section consists in the importation, manufacture, selling or otherwise dealing in a psychotropic drug, and such person is either licensed under this Ordinance or under the Dangerous Drugs Ordinance, or is in possession of a warrant issued under this Ordinance to practise a profession, or a calling or a trade, or the offence is committed in a place licensed under this Ordinance or the Ordinance aforesaid, the Court shall at the request of the prosecution and in addition to any other punishment, order the revocation of such licence or warrant and upon such order being made any such licence or warrant shall cease to have effect for all purposes of law and in particular for the purposes of this Ordinance and of the Ordinance aforesaid.

(6) Where it results to the Court that the offender not being a person who imports, manufactures, sells or otherwise deals in any psychotropic drug, is in need of medical care and assistance for his rehabilitation, the Court may, instead of applying any of the punishments provided for in the foregoing subsections order that the offender be remitted to an institution approved for the purpose by the Minister responsible for health in order that he may be given the necessary treatment.

The Court shall cause such order to be forthwith conveyed to the Minister responsible for health who will give such directives as he may deem fit for the care and treatment of any such person.”.

Amendment of section 98 of the principal law.

13. In section 98 of the principal law, for the words “kept under the provisions of this Ordinance.” there shall be substituted the words “kept under the provisions of this Ordinance by the Medical Council, the Pharmacy Board, the Nursing and Midwifery Board or by the Board for the Professions Supplementary to Medicine.”.

Substitution of the Schedule to the principal law.

14. For the Schedule to the principal law there shall be substituted the following:

“SECOND SCHEDULE

(Section 6)

**CERTIFICATE OF DEATH AND CAUSE THEREOF**

1. Name and surname .....
2. Age and sex ..... Identity Card No. ....  
(if dead person had an Identity Card)
3. Place of birth .....
4. Residence .....
5. Profession, trade or other status .....
6. Name and surname of parents and whether living or dead .....
7. Whether bachelor or spinster, married, widower or widow, and in the latter two cases the name and surname of the husband or wife .....
8. Hour, day, month and year of death .....
9. Place where death occurred .....
- \*10. Cause of death:—

I

Approximate interval  
between onset and death

- |   |  |
|---|--|
| Disease or condition directly leading to death  | (a) .....<br>due to (or as a consequence of) ..... |
| Antecedent causes: morbid conditions, if any, giving rise to the above cause, stating the underlying condition last | (b) .....<br>due to (or as a consequence of) ..... |
|   | (c) .....  |

II

Other significant conditions contributing to the death but not related to the disease or condition causing it .....

11. Place of Interment .....
12. Signature of the Medical Practitioner .....
- Date .....
- Name in Block Letters .....
- Address .....
- .....

TO THE POLICE OFFICER IN CHARGE OF THE ACTS OF  
DEATH IN .....

\* NOTES:

The certifier should enter under —

I. (a) The disease or injury which initiated the train of morbid events leading to death, i.e. the disease, injury or complication which was the direct cause of death. This does not mean the mode of dying e.g. heart failure, asthenia, etc.

(b) The condition, if any, considered to have been antecedent to the direct cause, both in respect of time and of etiological or pathological relationship. A condition can be entered as antecedent even though a long interval of time has elapsed since its onset or since the occurrence of symptoms of it.

(c) Any other condition which is considered to be antecedent to (b) in the same sense as described above.

If it is thought that there has not been any antecedent condition as defined above, lines I (b) and (c) should be left blank.

On no account must the starting point of the sequence be entered in Part II because of lack of space for it in Part I.

II. Any other conditions which, though not in the casual sequence in Part I, appear to have contributed something to the fatal outcome.”.

Addition of  
Third Schedule  
to the principal  
law.

15. Immediately after the Second Schedule to the principal law there shall be added the following new Schedule:

“THIRD SCHEDULE

(Section 35B)

LIST OF PSYCHOTROPIC DRUGS

International or other nonproprietary name or other trivial name	Chemical name
DET	N, N-diethyltryptamine
DMHP	3-(1, 2-dimethylheptyl)-1-hydroxy-7, 8, 9, 10-tetrahydro-6, 6, 9-trimethyl-6H-dibenzo [b, d] pyran
DMT	N, N-dimethyltryptamine
(+) LYSERGIDE, LSD, LSD-25	(+) N, N-diethyllysergamide (d-lysergic acid diethylamide)
MESCALINE, MESCAL BUTTON, PEYOTE, PEYOTL, PARAHXYL	3, 4, 5-trimethoxyphenethylamine
PCE	3-hexyl-1-hydroxy-7, 8, 9, 10-tetrahydro-6, 6, 9-trimethyl-6H-dibenzo [b, d] pyran
PHP, PCPY	N-ethyl-1-phenylcyclohexylamine
PSILOCINE, PSILOTSIN	1-(1-phenylcyclohexyl) pyrrolidine
PSILOCYBINE	3-(2-dimethylaminoethyl)-4-hydroxyindole
STP, DOM	3-(2-dimethylaminoethyl) indol-4-yl dihydrogen phosphate
	2-amino-1-(2, 5-dimethoxy-4-methyl) phenylpropane

International or other nonproprietary name or other trivial name	Chemical name
<b>TETRAHYDROCANNABINOLS</b> ALL ISOMERS	1-hydroxy-3-pentyl-6a, 7, 10, 10a-tetrahydro-6, 6, 9-trimethyl-6-H-dibenzo [b, d] pyran
<b>TCP</b> and any derivatives, salts, or esters of the above.	1-[1-(2-thienyl) cyclohexyl] piperidine
<b>AMFEPRAMONE, DIETHYLPROPION</b>	2-(diethylamino) propiophenone
<b>AMOBARBITAL</b>	5-ethyl-5-(3-methylbutyl) barbituric acid
<b>AMPHETAMINE</b>	(±)-2-amino-1-phenylpropane
<b>BARBITAL</b>	5, 5-diethylbarbituric acid
<b>BENZPHETAMINE</b>	(+) -N-Benzyl-N, α-dimethylphenethylamine
<b>CHLORAL HYDRATE</b>	2, 2, 2-trichloroethane-1, 1-diol
<b>CHLORDIAZEPOXIDE</b>	7-chloro-2-methylamino-5-phenyl-3H-1, 4-benzo-diazepine 4-oxide
<b>CHLORPENTERMINE</b>	p-chloro-α-dimethylphenethylamine
<b>CYCLOBARBITAL</b>	5-(1-cyclohexen-1-yl)-5-ethylbarbituric acid
<b>DEXAMPHETAMINE</b>	(+) -2-amino-1-phenylpropane
<b>DIAZEPAM</b> and other compounds containing the chemical structure of <b>DIHYDRO-1:4 BENZODIAZEPINE</b> or <b>DIHYDRO-1:5 BENZODIAZEPINE</b> substituted to any degree	7-chloro-2, 3-dihydro-1-methyl-5-phenyl-1H-1, 4-benzodiazepine-2-one
<b>ETHCHLORVYNOL</b>	ethyl-2-chlorovinylethynyl-carbinol
<b>ETHINAMATE</b>	1-ethynylcyclohexanol carbamate
<b>FENCAMFAMIN</b>	2-Ethylamino-3-phenylnorbornane
<b>FENFLURAMINE</b>	N-ethyl-α-methyl-m(trifluoromethyl) phenethylamine
<b>GLUTETHIMIDE</b>	2-ethyl-2-phenylglutarimide
<b>MAZINDOL</b>	5-p-chlorophenyl-2, 3-dihydro-5H-imidazo [2, 1-a] isoindol-5-ol
<b>MECLOQUALONE</b>	3-(O-chlorophenyl)-2-methyl-4 (3H)-quinazolinone
<b>MEPENTERMINE</b>	N-α-trimethylphenethylamine
<b>MEPROBAMATE</b>	2-methyl-2-propyl-1, 3-propanediol dicarbamate
<b>METHAMPHETAMINE</b>	(+) -2-methylamino-1-phenylpropane
<b>METHAQUALONE</b>	2-methyl-3-o-tolyl-4(3H)-quinazolinone
<b>METHYLPHENIDATE</b>	2-phenyl-2-(2-piperidyl) acetic acid, methyl ester
<b>METHYLPHENOBARBITAL</b>	5-ethyl-1-methyl-5-phenyl-barbituric acid
<b>METHYPRYLON</b>	3, 3-diethyl-5-methyl-2, 4-piperidinedione
<b>PARALDEHYDE</b>	acetaldehyde trimer
<b>PENTAZOCINE</b>	1,2,3,4,5,6-Hexahydro-6, 11-dimethyl — 3-(3 methylbutyl-2-enyl)-2, 6-methano-3-benzazocin-8ol
<b>PENTOBARBITAL</b>	5-ethyl-5-(1-methylbutyl) barbituric acid
<b>PENTERMINE</b>	dimethylphenethylamine
<b>PIPRADROL</b>	1, 1-diphenyl-1-(2-piperidyl) methanol
<b>PHENCYCLIDINE</b>	1-(1-phenylcyclohexyl) piperidine
<b>PHENDIMETRAZINE</b>	(+) -3, 4, -Dimethyl-2-phenylmorpholine
<b>PHENMETRAZINE</b>	3-methyl-2-phenylmorpholine
<b>PHENOBARBITAL</b>	5-ethyl-5-phenylbarbituric acid
<b>SECOBARBITAL</b>	5-allyl-5-(1-methylbutyl) barbituric acid
<b>SPA</b>	(-)-1-dimethylamine-1, 2, diphenylethane
and any salts or esters of the above.	

Transitory  
provision.  
L.N. 31 of 1976

**16.** The Drugs (Control) Regulations, 1976 made in virtue of section 35A of the principal law, shall be in so far as they relate to psychotropic drugs deemed to have been made by the Minister in virtue of the powers conferred upon him by section 35B of the principal law (added by section 6 of this Act), and the provisions of section 89A of the principal law (added by section 12 of this Act) shall apply to any contravention of the said regulations in relation to psychotropic drugs, after the coming into force of this Act.

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Passed by the House of Representatives at Sitting No. 241 of the 27th March, 1985.

**DANIEL MICALLEF**  
*Speaker*

**C. MIESUD**  
*Clerk to the House of Representatives*