



Misuse of Drugs Act 1971

1971 CHAPTER 38

The Advisory Council on the Misuse of Drugs

1 The Advisory Council on the Misuse of Drugs.

- (1) There shall be constituted in accordance with Schedule 1 to this Act as Advisory Council on the Misuse of Drugs (in this Act referred to as “the Advisory Council”); and the supplementary provisions contained in that Schedule shall have effect in relation to the Council.
- (2) It shall be the duty of the Advisory Council to keep under review the situation in the United Kingdom with respect to drugs which are being or appear to them likely to be misused and of which the misuse is having or appears to them capable of having harmful effects sufficient to constitute a social problem, and to give to any one or more of the Ministers, where either the Council consider it expedient to do so or they are consulted by the Minister or Ministers in question, advice on measures (whether or not involving alteration of the law) which in the opinion of the Council ought to be taken for preventing the misuse of such drugs or dealing with social problems connected with their misuse, and in particular on measures which in the opinion of the Council ought to be taken—
 - (a) for restricting the availability of such drugs or supervising the arrangements for their supply;
 - (b) for enabling persons affected by the misuse of such drugs to obtain proper advice, and for securing the provision of proper facilities and services for the treatment, rehabilitation and after-care of such persons;
 - (c) for promoting co-operation between the various professional and community services which in the opinion of the Council have a part to play in dealing with social problems connected with the misuse of such drugs;
 - (d) for educating the public (and in particular the young) in the dangers of misusing such drugs, and for giving publicity to those dangers; and
 - (e) for promoting research into, or otherwise obtaining information about, any matter which in the opinion of the Council is of relevance for the purpose of preventing the misuse of such drugs or dealing with any social problem connected with their misuse.

Changes to legislation: There are currently no known outstanding effects for the Misuse of Drugs Act 1971, Section 1. (See end of Document for details)

- (3) It shall also be the duty of the Advisory Council to consider any matter relating to drug dependence or the misuse of drugs which may be referred to them by any one or more of the Ministers and to advise the Minister or Ministers in question thereon, and in particular to consider and advise the Secretary of State with respect to any communication referred by him to the Council, being a communication relating to the control of any dangerous or otherwise harmful drug made to Her Majesty's Government in the United Kingdom by any organisation or authority established by or under any treaty, convention or other agreement or arrangement to which that Government is for the time being a party.
- (4) In this section "the Ministers" means the Secretary of State for the Home Department, the Secretaries of State respectively concerned with health in England, Wales and Scotland, the Secretaries of State respectively concerned with education in England, Wales and Scotland, the Minister of Home Affairs for Northern Ireland, the Minister of Health and Social Services for Northern Ireland and the Minister of Education for Northern Ireland.

Modifications etc. (not altering text)

- C1** [S. 1](#): Powers transferred (W.) (1.7.1999) by virtue of [S.I. 1999/672](#), [art. 2](#), [Sch. 1](#)
- C2** References to Ministers of Northern Ireland to be construed as references to heads of departments bearing names of respective Ministries immediately before 1.1.1974 [Northern Ireland Constitution Act 1973](#) (c. 36), [Sch. 5 para. 7\(1\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Misuse of Drugs Act 1971, Section 1.