



# Misuse of Drugs Act 1971

## 1971 CHAPTER 38

### *Controlled drugs and their classification*

#### **2 Controlled drugs and their classification for purposes of this Act**

(1) In this Act—

- (a) the expression " controlled drug " means any substance or product for the time being specified in Part I, II, or III of Schedule 2 to this Act; and
- (b) the expressions " Class A drug " " Class B drug " and " Class C drug " mean any of the substances and products for the time being specified respectively in Part I, Part II and Part III of that Schedule;

and the provisions of Part IV of that Schedule shall have effect with respect to the meanings of expressions used in that Schedule.

- (2) Her Majesty may by Order in Council make such amendments in Schedule 2 to this Act as may be requisite for the purpose of adding any substance or product to, or removing any substance or product from, any of Parts I to III of that Schedule, including amendments for securing that no substance or product is for the time being specified in a particular one of those Parts or for inserting any substance or product into any of those Parts in which no substance or product is for the time being specified.
- (3) An Order in Council under this section may amend Part IV of Schedule 2 to this Act, and may do so whether or not it amends any other Part of that Schedule.
- (4) An Order in Council under this section may be varied or revoked by a subsequent Order in Council thereunder.
- (5) No recommendation shall be made to Her Majesty in Council to make an Order under this section unless a draft of the Order has been laid before Parliament and approved by a resolution of each House of Parliament; and the Secretary of State shall not lay a draft of such an Order before Parliament except after consultation with or on the recommendation of the Advisory Council.