

REPUBLIC OF VANUATU

THE DANGEROUS DRUGS REGULATION
(AMENDMENT) ACT NO. 3 OF 1984

Arrangement of Sections

1. Amendment.
2. Commencement.

REPUBLIC OF VANUATU

THE DANGEROUS DRUGS REGULATION
(AMENDMENT) ACT No. 33 OF 1984

An Act to amend the Dangerous Drugs Joint Regulation No. 12 of 1939.

BE IT ENACTED by the President and Parliament as follows:

AMENDMENT

1. The Dangerous Drugs Joint Regulation No. 12 of 1939 is further amended as follows:-

- (a) by substituting 'Vanuatu' for 'New Hebrides' wherever this expression appears throughout the Regulation;
- (b) by substituting 'Minister' for 'Resident Commissioner' or 'Resident Commissioners' wherever the expression appears throughout the Regulation and by making consequential amendments thereto;
- (c) by deleting the definition "Indian Hemp" in section 1;
- (d) by inserting the following definitions in section 1 in the appropriate alphabetical order:-

"Cannabis" (except in the expression 'Cannabis resin') means any plant of the genus Cannabis or any part of any such plant (by whatever name designated) or the seeds of such plant except that it does not include Cannabis resin or any of the following products after separation from the rest of the plant, namely:-

- (a) mature stalk of any such plant;
- (b) fibre produced from mature stalk of any such plant.

"Cannabis resin" means the separated resin, whether crude or purified, obtained from any plant of the genus Cannabis.

- (e) by deleting paragraph (13) in section 2 and substituting the following:-

"Cannabis".

- (f) by inserting the following paragraph after paragraph 13 in section 2:-

"(13A) Cannabis resin and preparations of which the resin forms the base".

- (g) by inserting the following new sections after section 3:

"PROHIBITION OF CULTIVATION OF CANNABIS PLANT

3A The cultivation of any plant of the genus Cannabis shall be prohibited.

PERMITTING PREMISES TO BE USED FOR SMOKING CANNABIS

3B A person, being the occupier of any premises or being concerned in the management of any premises, shall not permit those premises to be used for the purpose of smoking cannabis or cannabis resin or of dealing in cannabis or cannabis resin (whether by sale or otherwise)".

- (h) in section 7(c),
- (i) by deleting the word 'Condominium' in the third line; and
 - (ii) by substituting 'Director of Health' for 'Chief Condominium Medical Officer' in the seventh line.
- (i) by substituting the words "or Customs Officer" for "Customs or Condominium Medical Officer" in sections 8, 9 and 10;
- (j) by substituting "the Court on application" for "the Resident Commissioners acting jointly" in section 10;
- (k) by substituting "VT 200,000" for "75,000 FNI or the equivalent thereof in Australian Dollars at the official rate of exchange" in section 15;
- (l) by deleting paragraph (b) of subsection (2) of section 16.

COMMENCEMENT

2. This Act shall come into force on the date of Assent.