



ANNO TERTIO

ELIZABETHAE II REGINAE

A.D. 1954

No. 13 of 1954

An Act to amend the Food and Drugs Act,
1908-1953.

[Assented to 21st October, 1954.]

BE IT ENACTED by the Governor of the said State of South Australia, with the advice and consent of the Parliament thereof, as follows :

Short titles.

1. (1) This Act may be cited as the " Food and Drugs Act Amendment Act, 1954 ".

(2) The Food and Drugs Act, 1908-1953, as amended by this Act, may be cited as the " Food and Drugs Act, 1908-1954 ".

(3) The Food and Drugs Act, 1908-1953, is hereinafter referred to as " the principal Act ".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

**Amendment of
s. 5 of
principal Act—
Interpretation.**

3. Section 5 of the principal Act is amended as follows :—

(a) After the definition of " Central Board of Health " the following definition is inserted :—

" controlled therapeutic substance " means a drug which, pursuant to any proclamation in force under this Act, is for the time being a controlled therapeutic substance :

(b) The definition of "drug" is struck out and the following definition inserted in its place:—

"drug" means—

(a) any substance capable of being used for any one or more of the purposes mentioned below, namely—

(i) preventing, diagnosing, curing, or alleviating any disease, ailment, defect or injury in man or animals :

(ii) influencing, inhibiting or modifying a physiological process in man or animals :

(iii) testing susceptibility to a disease or ailment in man or animals :

(iv) surgical ligatures, sutures and dressings :

(b) any preservative, antiseptic, disinfectant, deodorant or narcotic ;

(c) cosmetics ;

(d) laundry and toilet soap intended for sale to the public by retail.

4. The following section is enacted and inserted in the principal Act after section 5a thereof:—

Enactment of
s. 5b of the
principal Act—

5b. The Governor may by proclamation from time to time—

Declaration of
controlled
therapeutic
substances.

(a) declare that any drug specified in the proclamation shall be a controlled therapeutic substance within the meaning of this Act :

(b) vary or revoke any proclamation for the time being in force under this section.

5. The following section is enacted and inserted in the principal Act after section 6 thereof:—

Enactment of
s. 6a of the
principal Act—

6a. Those provisions of this Act and of the regulations made under this Act which relate to poisons and controlled therapeutic substances shall be administered by the Central Board of Health, and a local authority shall not have power to administer such provisions.

Administration
of certain
provisions.

Amendment of
s. 61 of
principal Act—
Regulations.

6. Section 61 of the principal Act is amended by striking out paragraph (7) thereof and inserting in lieu thereof the following :—

- (7) The regulation and restriction and conditions of the manufacture, sale or other disposal, purchase, transport, storage, ownership, and possession of poisons and controlled therapeutic substances.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

J. M. NAPIER, Governor's Deputy.