

AUSTRALIAN CUSTOMS NOTICE NO. 2013/15

ADDITIONAL SUBTANCES ADDED TO SCHEDULE 4 TO THE

***CUSTOMS (PROHIBITED IMPORTS) REGULATIONS 1956***

Regulation 5 of the *Customs (Prohibited Imports) Regulations 1956* (the PI Regulations) controls the import of drugs that are listed in Schedule 4 to the Regulations. A valid licence and permit are required to import these substances.

The Regulations have been amended to include additional substances in Schedule 4. Some of these substances (Items 49A, 49B, 49C, 49D, 49E, 61B, 108B, 108C, 112AB, 112AC, 112AD,

112AE 112AF and 118A have been found in products described as “synthetic cannabis”. Any product containing any of these ingredients will now be prohibited on import. These substances are:

* Classified as controlled drugs or prohibited substances under the Standard for Uniform Scheduling of Drugs and Poisons (SUSDP), an instrument made under the Therapeutic Goods Act 1989, or
* Controlled under the Single Convention on Narcotic Drugs 1961 or the Convention on Psychotropic Substances 1971, and were not previously listed in Schedule 4 to the Regulations.

The additional substances added to Schedule 4 are:

|  |  |
| --- | --- |
| 5A | Alkoxyamphetamines |
| 5B | Alkoxyphenylethylamines |
| 5C | Alkoxythioamphetamines |
| 17A | Anthranillic acid |
| 32B | Butylone |
| 49A | Compounds structurally derived from 3-(1-naphthoyl)indole or 1H-indol-3-yl-(1- naphthyl)methane by substitution at the nitrogen atom of the indole ring by alkyl, alkenyl, cycloclkylmethyl, cycloalkylethyl or 2-(4-morpholinyl)ethyl whether or not there is any further substitution in the indole ring or the naphthyl ring |
| 49B | Compounds structurally derived from 3-(1-naphthoyl)pyrrole by substitution at the nitrogen atom or pyrrole ring by alkyl, alkenyl, cycloalkymethyl, cycloalkylethyl or 2-(4-morphonlinyl)ethyl, whether or not there is any further substitution in the pyrrole ring or the naphthyl ring |
| 49C | Compounds structurally derived from 1-(1-naphthylmethyl)indene by substitution at the 3 position of the indene ring by alkyl, alkenyl, |

|  |  |
| --- | --- |
|  | cycloalkylmethyl, cycloalkylethyl or 2-(4-morphonlinyl)ethyl whether or not there is any further substitution in the indene ring or the naphthyl ring |
| 49D | Compounds structurally derived from 3-phenylacetylindole by substitution at the nitrogen atom of the indole ring with alkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl or 2-(4-morphonlinyl)ethyl, whether or not there is any further substitution in the indole ring or the phenyl ring |
| 49E | Compounds structurally derived from 2-(3-hydroxycyclohexyl)phenol by substitution at the 5-position of the phenolic ring by alkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl or 2-(4-merpholinyl)ethyl, whether or not there is a further substitution in the cyclohexyl ring. |
| 61A | Dihydroetorphine |
| 61B | (2,3-dihydro-5-methyl-3-((4-morpholinyl)metyl)pyrrolo-(1,2,3-de)-1,4- benzoxanzin-6-yl)(1-naphthalenyl)methanone monomethanesulfonate (otherwise known as WIN-55, 212-2) |
| 66AA | 2,5-dimethoxy-4-ethylphenethylamine (otherwise known as *2C-E*) |
| 67AA | 2,5-dimethoxy-4-(n)-propylphenethylamine (otherwise known as *2C-P*) |
| 97A | 4-fluoro-N-methylamphetamine |
| 97B | 1-(5-fluoropentyl)-3-(2-iodobenzoyl)indole (otherwise known as AM-694) |
| 108B | 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methylnonan-2-yl)phenol (otherwise known as CP 47,497-C8) |
| 108C | 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol (otherwise known as CP 47,497) |
| 112AB | JWH-018 (otherwise known as 1-pentyl-3-(1-naphthoyl)indole or AM-678) |
| 112AC | JWH-073 (otherwise known as 1-butyl-3-(1-naphthoyl)indole) |
| 112AD | JWH-122 (otherwise known as 1-pentyl-3-(4-methyl-1-naphthoyl)indole) |
| 112AE | JWH-200 (otherwise known as (1-[2-morpholinyl)ethyl]-3-(1-naphthoyl)indole or WIN55,255) |
| 112AF | JWH-250 (otherwise known as 1-pentyl-3-(2-methoxyphenylacetyl)indole) |
| 118A | Levonantradol (otherwise known as CP 50,5561) |
| 139AA | Methoxetamine |
| 146B | 3,4-methylenedioxypyrovalerone (otherwise known as MDPV) |
| 147C | Methylone |
| 153A | Mitragynine |
| 159A | Muscimol |
| 160A | Naphyrone |
| 178A | *Parahexyl (*otherwise known as 3-hexyl-7,8,9,10-tetrahydro-6,6,9-trimethyl-6H- dibenzo(b,d)pyran-1-o1) |
| 191A | N-Phenethyl-4-piperidone (otherwise known as NPP) |
| 218B | Salvinorin A |

|  |  |
| --- | --- |
| 220A | Tapentadol |
| 230A | 1-(3,4,5-timethoxyphenyl)-2-aminobutane |

The listing of these substances in Schedule 4 means they are now part of the import control regime governed by Regulation 5 of the PI Regulations.

The amendment also includes some technical corrections to existing items in Schedule 4. These now read:

|  |  |
| --- | --- |
| 117 | levomethorphan, but not including dextromethorphan |
| 204 | Plants and parts of plants of the following genus or species:   1. Argyreia nervosa; 2. Ephedra sinica; 3. Ipomoea hederacea; 4. Ipomoea tricolor; 5. Ipomoea violacea; 6. Lophophora; 7. Mitragyna speciosa; 8. Papaver Bracteatum; 9. Piptadenia peregrina (Anadenanthera peregrina): 10. Rivea corymbosa; 11. Salvia divinorum |

The amending Regulations came into effect on 4 April 2013.

The Office of Chemical Safety (OCS) is responsible for issuing licences and permits for all Schedule 4 substances. Enquiries regarding licences and permits should be directed to OCSEH via email at [tmu@health.gov.au](mailto:tmu@health.gov.au) or by telephone on (02) 6289 2686.

Enquiries regarding this notice should be directed via email to [community.protection@customs.gov.au](mailto:community.protection@customs.gov.au) or telephone (02) 6275 5963.

[signed]

Geoff Johannes National Manager

Trade, Policy and Implementation CANBERRA ACT

11 April 2013