



# Victoria Government Gazette

No. S 72 Wednesday 16 February 2022  
By Authority of Victorian Government Printer

## Drugs, Poisons and Controlled Substances Act 1981

### NOTICE – SECTION 35A(1)

I, Professor Euan M Wallace, Secretary to the Department of Health, acting under section 35A of the **Drugs, Poisons and Controlled Substances Act 1981** (the Act) declare the table published below, which specifies circumstance 6, and the conditions applicable to this circumstance, for the purposes of section 34D of that Act.

For the avoidance of doubt, this notice made under section 35A of the Act, operates in addition to the notice published at page 1 of the Special Government Gazette No. S158 on 26 March 2020, which specifies circumstances 1–5 and the applicable conditions to those circumstances.

This notice will take effect on 28 February 2022.

Section 34D of the Act authorises a registered medical practitioner or nurse practitioner to administer, supply or prescribe a Schedule 8 poison to or for a person who is not a drug-dependent person during a continuous period greater than eight weeks without a Schedule 8 permit, if the administration, supply or prescription of that Schedule 8 poison is to treat that person in the circumstance and in accordance with the respective applicable conditions as specified in the below table:

Circumstance	Applicable Conditions
6. Medical conditions where Schedule 8 cannabis for human therapeutic use or Schedule 8 tetrahydrocannabinol for human therapeutic use is administered, supplied or prescribed by a registered medical practitioner or a nurse practitioner.	In relation to circumstance 6 – (a) the practitioner has obtained Commonwealth approval through the Special Access Scheme or Authorised prescriber scheme to administer, supply or prescribe Schedule 8 cannabis for human therapeutic use or Schedule 8 tetrahydrocannabinol for human therapeutic use for the patient; or (b) the practitioner is administering, supplying or prescribing Schedule 8 cannabis for human therapeutic use or Schedule 8 tetrahydrocannabinol for human therapeutic use that is included in the Australian Register of Therapeutic Goods.

PROFESSOR EUAN M. WALLACE AM  
Secretary to the Department of Health

**SPECIAL**

# ive

The *Victoria Government Gazette* is published by IVE Group Limited with the authority of the Government Printer for the State of Victoria

© State of Victoria 2022

This publication is copyright. No part may be reproduced by any process except in accordance with the provisions of the Copyright Act.

Address all enquiries to the Government Printer for the State of Victoria  
Level 2, 1 Macarthur Street  
Melbourne 3002  
Victoria Australia

## How To Order



**Retail &  
Mail Sales**

**Victoria Government Gazette**

Ground Floor, Building 8,  
658 Church Street,  
Richmond 3121

DX 106 Melbourne



**Telephone**

(03) 8523 4601

**email**

[gazette@ivegroup.com.au](mailto:gazette@ivegroup.com.au)

**Price Code A**