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**An Bille um Mí-Úsáid Drugaí (Leasú), 2019**  
**Misuse of Drugs (Amendment) Bill 2019**

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*Mar a tionscnaíodh*

*As initiated*

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**AN BILLE UM MÍ-ÚSÁID DRUGAÍ (LEASÚ), 2019  
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ACTS REFERRED TO

Misuse of Drugs Act 1977 (No. 12)

Misuse of Drugs Acts 1977 to 2016



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**AN BILLE UM MÍ-ÚSÁID DRUGAÍ (LEASÚ), 2019**  
**MISUSE OF DRUGS (AMENDMENT) BILL 2019**

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# Bill

*entitled*

An Act to amend the law relating to the misuse of drugs and for those purposes to amend the Misuse of Drugs Act 1977 to criminalise the purchase of a controlled drug from a child and to criminalise the act of causing a child to be in possession of a controlled drug for sale or supply and to provide for related matters. 5

**Be it enacted by the Oireachtas as follows:**

## Definitions 10

1. In this Act—

“Principal Act” means the Misuse of Drugs Act 1977 (as amended).

## Amendment of section 15 of Principal Act

2. The Principal Act is amended by the insertion of the following section after section 15C:

### “Purchase of controlled drugs from minors etc. 15

**15D.** (1) A person shall be guilty of an offence where—

(a) the person purchases or otherwise acquires a controlled drug from a child, or

(b) the person causes a child to be in possession of a controlled drug for sale or supply. 20

(2) A person may be guilty of an offence under subsection (1) of this section irrespective of the quantity of the controlled drug concerned.

(3) In any proceedings for an offence under this section, it shall not be necessary for the prosecutor to prove that—

(a) at the time the person acquired the controlled drug or drugs from the child or caused the child to be in possession of a controlled drug that the drug was a controlled drug, or 25

(b) at the time the person acquired the controlled drug or drugs from the child or caused the child to be in possession of a controlled drug that the person knew that the child was a child. 30

- (4) A person guilty of an offence under this section shall be liable—
- (a) on summary conviction, to a fine not exceeding €3,000 or imprisonment for a term not exceeding 12 months or both, or
  - (b) on conviction on indictment, to a fine or imprisonment for a term not exceeding 10 years or both. 5
- (5) In this section, ‘child’ has the meaning it has in section 3(1) of the Children Act 2001 (as amended).”.

**Short title, collective citation, construction and commencement**

3. (1) This Act may be cited as the Misuse of Drugs (Amendment) Act 2019.
- (2) The Misuse of Drugs Acts 1977 to 2016 and this Act may be cited together as the Misuse of Drugs Acts 1977 to 2019 and shall be construed together as one Act. 10
- (3) This Act shall come into operation on such day or days as the Minister for Health may by order or orders appoint either generally or with reference to any particular purpose or provision and different days may be so appointed for different purposes or provisions. 15



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# BILLE

*(mar a tionscnaíodh)*

*dá ngairtear*

Acht do leasú an dlí a bhaineann le mí-úsáid drugaí agus, chun na gcríoch sin, do leasú an Achta um Mí-Úsáid Drugaí, 1977 chun coir a dhéanamh de dhruaga rialaithe a cheannach ó leanbh agus chun coir a dhéanamh den ghníomh arb éard é a chur faoi deara leanbh a bheith i seilbh druga rialaithe lena dhíol nó lena sholáthar agus do dhéanamh socrú i dtaobh nithe gaolmhara.

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*An Teachta Seán Ó Curráin a thug isteach,  
4 Nollaig, 2019*

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# BILL

*(as initiated)*

*entitled*

An Act to amend the law relating to the misuse of drugs and for those purposes to amend the Misuse of Drugs Act 1977 to criminalise the purchase of a controlled drug from a child and to criminalise the act of causing a child to be in possession of a controlled drug for sale or supply and to provide for related matters.

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*Introduced by Deputy John Curran,  
4th December, 2019*

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