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Statutory Rules 1987 No. 1

224/

Proceeds of Crime Regulations

I, THE ADMINISTRATOR of the Government of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Regulations under the *Proceeds of Crime Act 1987*.

Dated 8 October 1987.

J. A. ROWLAND

Administrator

By His Excellency's Command,

Lionel Bowen
Attorney-General

Citation

1. These Regulations may be cited as the Proceeds of Crime Regulations.

Interpretation

2. In these Regulations, unless the contrary intention appears:
"the Act" means the *Proceeds of Crime Act 1987*.

Declaration of State laws—definition of "corresponding law"

3. For the purposes of the definition of "corresponding law" in subsection 4 (1) of the Act, each of the following laws is declared to be a law that corresponds to the Act:

- (a) Crimes (Confiscation of Profits) Act, 1985 of New South Wales;
- (b) *Crimes (Confiscation of Profits) Act* 1986 of Victoria;
- (c) Crimes (Confiscation of Profits) Act, 1986 of South Australia.

Declaration of orders—definition of "interstate forfeiture order"

4. For the purposes of the definition of "interstate forfeiture order" in subsection 4 (1) of the Act, each of the following kinds of orders is declared to be within the definition:

- (a) forfeiture orders under subsection 5 (1) of the Crimes (Confiscation of Profits) Act, 1985 of New South Wales;

- (b) forfeiture orders under subsection 7 (1) of the *Crimes (Confiscation of Profits) Act* 1986 of Victoria;
- (c) orders that property be forfeited to the Crown made under subsection 5 (1) of the *Crimes (Confiscation of Profits) Act*, 1986 of South Australia.

Declaration of order—definition of “interstate pecuniary penalty order”

5. For the purposes of the definition of “interstate pecuniary penalty order” in subsection 4 (1) of the Act, each of the following kinds of orders is declared to be within the definition:

- (a) pecuniary penalty orders under subsection 10 (1) of the *Crimes (Confiscation of Profits) Act*, 1985 of New South Wales;
- (b) pecuniary penalty orders under subsection 12 (1) of the *Crimes (Confiscation of Profits) Act* 1986 of Victoria.

Declaration of orders—definition of “interstate restraining order”

6. For the purposes of the definition of “interstate restraining order” in subsection 4 (1) of the Act, each of the following kinds of orders is declared to be within the definition:

- (a) restraining orders under subsection 12 (2) of the *Crimes (Confiscation of Profits) Act*, 1985 of New South Wales;
- (b) restraining orders under subsection 16 (7) of the *Crimes (Confiscation of Profits) Act* 1986 of Victoria;
- (c) sequestration orders under subsection 6 (1) of the *Crimes (Confiscation of Profits) Act*, 1986 of South Australia.

Declaration of substances—definition of “narcotic substance”

7. For the purposes of the definition of “narcotic substance” in subsection 4 (1) of the Act, each substance, or each substance of a kind, specified in an item in the Schedule is declared to be a substance to which the definition applies.

SCHEDULE

Regulation 7

SUBSTANCES

1. Acetyl-alpha-methylfentanyl
2. Acetylmorphines
3. Alfentanil
4. Alkoxyamphetamines and bromo-substituted alkoxyamphetamines except where separately specified in this Schedule
5. Alkoxyphenethylamines and alkyl-substituted alkoxyphenethylamines except where separately specified in this Schedule
6. Alpha-methylfentanyl
7. Alpha-methylthiofentanyl
8. Beta-hydroxypentanyl
9. Beta-hydroxy-3-methylfentanyl
10. 4-Bromo-3, 5-dimethoxyamphetamine

SCHEDULE—continued

11. 4-Bromo-2, 5-dimethoxyphenethylamine (BDMPEA)
12. 3-Bromo-4-methoxyamphetamine
13. 4-Bromo-3-methoxyamphetamine
14. Cannabis Oil
15. Cathinone
16. Coca Leaf
17. Concentrate of Poppy Straw (the material arising when poppy straw has entered into a process for concentration of its alkaloids)
18. 4-Cyano-2-dimethylamino-4-4-diphenylbutane (Methadone intermediate)
19. 4-Cyano-1-methyl-4-phenylpiperidine (Pethidine intermediate A)
20. Dexamphetamine
21. Dextromoramide
22. Dextropropoxyphene
23. Difenoxin
24. 2, 4-Dimethoxyamphetamine
25. 2, 5-Dimethoxyamphetamine (DMA)
26. 3, 4-Dimethoxyamphetamine
27. 2, 5-Dimethoxy-4-ethoxyamphetamine
28. 3, 4-Dimethoxy-5-ethoxyamphetamine
29. 4, 5-Dimethoxy-2-ethoxyamphetamine
30. 2, 5-Dimethoxy-4-ethylamphetamine (DOET)
31. 2, 3-Dimethoxy-4, 5-methylenedioxyamphetamine
32. 2, 5-Dimethoxy-3, 4-methylenedioxyamphetamine
33. 3, 4-Dimethoxyphenylethylamine
34. 3-(1, 2-Dimethylheptyl)-1-hydroxy-7, 8, 9, 10-tetrahydro-6, 6, 9-trimethyl-6H-dibenzo [b, d] pyran (DMHP)
35. Drotebanol
36. 4, 5-Ethylenedioxy-3-methoxyamphetamine
37. Eticyclidine (PCE)
38. 3-Hexyl-1-hydroxy-7, 8, 9, 10-tetrahydro-6, 6, 9-trimethyl-6H-dibenzo [b, d] pyran (Parahexyl)
39. Isomethadone
40. Levomethorphan
41. Levomoramide
42. Levophenacymorphan
43. Mecloqualone
44. 4-Methoxyamphetamine (PMA)
45. 2-Methoxy-3, 4-methylenedioxyamphetamine
46. 2-Methoxy-4, 5-methylenedioxyamphetamine
47. 4-Methoxy-2, 3-methylenedioxyamphetamine
48. 5-Methoxy-3, 4-methylenedioxyamphetamine (MMDA)
49. 2-Methoxy-3, 4-methylenedioxyphenylethylamine
50. 3-Methoxy-4, 5-methylenedioxyphenylethylamine
51. 4-Methoxyphenylethylamine
52. 3, 4-Methylenedioxy-N-ethylamphetamine (MDE)
53. 3, 4-Methylenedioxymethamphetamine (MDMA)
54. 3-Methylfentanyl
55. 2-Methyl-3-morpholino-1-1 diphenylpropane Carboxylic Acid (Moramide intermediate)
56. 1-Methyl-4-phenylpiperidine-4-carboxylic Acid (Pethidine intermediate C)
57. 1-Methyl-4-phenyl-4-propionoxypiperidine (MPPP)
58. 3-Methylthiofentanyl
59. Morphine Methobromide

SCHEDULE—continued

60. Muscimol
61. Nabilone
62. Para-Fluorofentanyl
63. Phencyclidine
64. 1-Phenylethyl-4-phenyl-4-acetoxypiperidine (PEPAP)
65. 4-Phenylpiperidine-4-carboxylic Acid Ethyl Ester (Pethidine intermediate B)
66. Propiram
67. Racemoramide
68. Racemorphan
69. Rolicyclidine (PHP, PCPY)
70. Sufentanil
71. Tenocyclidine (TCPO)
72. 2, 3, 4, 5-Tetramethoxyamphetamine
73. Thiofentanyl
74. Tilidine
75. 2, 3, 4-Trimethoxyamphetamine
76. 2, 3, 5-Trimethoxyamphetamine
77. 2, 3, 6-Trimethoxyamphetamine
78. 2, 4, 5-Trimethoxyamphetamine
79. 2, 4, 6-Trimethoxyamphetamine
80. 3, 4, 5-Trimethoxyamphetamine (TMA)
81. 1-(3, 4, 5-Trimethoxyphenyl)-2-aminobutane
82. 2, 4, 5-Trimethoxyphenylethylamine
83. Substances structurally derived from methoxy-phenylethylamine except:
 - (a) methoxyphenamine; or
 - (b) where separately specified in this Schedule.

NOTE

1. Notified in the *Commonwealth of Australia Gazette* on /

1987. 14 October /