

REPUBLIC OF KIRIBATI  
(No. 14 of 2001)

I assent

*Teve*  
Beretitenti

2001

14/01/200

AN ACT TO AMEND THE DANGEROUS DRUGS ORDINANCE (CAP. 23)

Commencement:

2001

01/01/200

MADE by the Maneaba ni Maungatabu and assented to by the Beretitenti.

**Short Title**

1. This Act may be cited as the Dangerous Drugs (Amendment) Act 2001.

**Amendment of Part II**

2. Part II of the Dangerous Drugs Ordinance (hereinafter referred to as "the principal Ordinance") is amended at the heading –
  - (a) by repealing "and" and substituting "a comma"; and
  - (b) by adding at the end of heading "DATURA METEL".

**Amendment of section 4**

3. Section 4 of the principal Ordinance is amended in subsection (1) by inserting ", datura metel" between "coca leaf" and "Indian hemp" appearing in the second line.

**Amendment of section 5**

4. Section 5 of the principal Ordinance is amended by inserting "or any seed of the datura metel" between "coca leaf" appearing in the second line and "or any portion" appearing in the second and third line.

**Amendment of section 7**

5. Section 7 of the principal Ordinance is amended by inserting "or datura metel" between "coca leaf" and "plant" appearing in the second line.

**Amendment of section 8**

6. Section 8 of the principal Ordinance is amended in paragraph (a) by inserting "or datura metel" between "coca leaf" and "whether for" appearing in the second line.

**Amendment of section 9**

7. Section 9 of the principal Ordinance is amended as follows -

(a) in subsection (1):-

- (i) by inserting "or datura metel" between "coca leaf" and "as kept" appearing in the third line; and
- (ii) by inserting "or datura metel" between "coca leaf" and "found there" appearing in the fifth line;

(b) in subsection (2) by adding "or datura metel" to the end of such subsection (2).

**Amendment of section 10**

8. Section 10 of the principal Ordinance is amended by inserting "or datura metel" between "coca leaf" and "found upon" appearing in the first line.

**DANGEROUS DRUGS (AMENDMENT) ACT****EXPLANATORY MEMORANDUM**

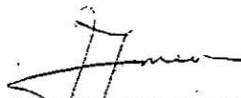
Very recently, a plant called Thorn Apple with a botanical name "datura metel" and an I-Kiribati name of Urin Tiaina has been detected as a potent drug plant. This plant is not indigenous to Kiribati and would have been smuggled into the country either in the late 1970s or early 1980s. The plant was known to be poisonous when several secondary school students after consuming the seeds and flower of this plant were hospitalised. Research into this reveals that it is a drug plant having similar effects to that of coca leaf or Indian hemp.

The Dangerous Drugs Ordinance does not include this plant as a dangerous drug plant under Part II. The amendment at Part II and sections 4, 5, 7, 8, 9 and 10 therefore seeks to include this dangerous drug plant among the opium, Indian hemp and coca leaf. By doing so, the police can exercise their powers under the said Part II to eradicate such plant.

Michael N Takabwebe  
Attorney General  
23 November 2001

**CERTIFICATE BY THE CLERK OF THE MANEABA NI  
MAUNGATABU**

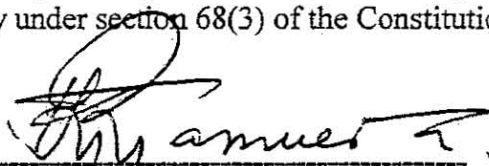
This printed impression of the **Dangerous Drugs (Amendment) Act, 2001** has been examined by me with the Bill which was passed by the Maneaba ni Maungatabu on **18 December, 2001**, and was found by me to be a true copy and correctly printed copy of the said Bill.



IOATAAKE TIMEON  
Clerk of the Maneaba ni Maungatabu

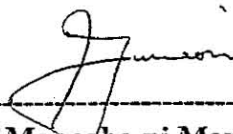
**CERTIFICATE OF THE SPEAKER OF THE MANEABA NI  
MAUNGATABU**

I certify that the above Act was passed by the Maneaba ni Maungatabu on a Certificate of Urgency under section 68(3) of the Constitution



HON. TEKIREE TAMUERA  
Speaker

PUBLISHED BY EXHIBITION AT THE MANEABA NI MAUNGATABU THIS—  
DAY OF 14 January, 2002.



Clerk of Maneaba ni Maungatabu