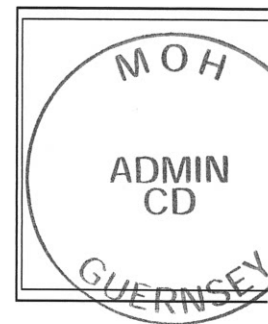


**GENERAL LICENCE FOR TRAVELLERS
TO IMPORT, EXPORT, POSSESS AND SUPPLY
CONTROLLED DRUGS**



Issued by: THE STATES OF GUERNSEY COMMITTEE *FOR* HEALTH AND SOCIAL CARE
under ss. 2(2)(b) and 29 of THE MISUSE OF DRUGS (BAILIWICK OF GUERNSEY) LAW 1974
and s. 4 of the MISUSE OF DRUGS (BAILIWICK OF GUERNSEY) ORDINANCE, 1997

1. This Licence applies where a person ("**the traveller**") enters or leaves the Bailiwick of Guernsey ("**the Bailiwick**") who is:
 - (a) a person ("**the patient**") who has been issued a prescription for a controlled drug ("**the prescription**") by a qualified professional before so entering or leaving the Bailiwick, or
 - (b) a person ("**the carer**") entering or leaving the Bailiwick with the patient in the carer's personal care.
2. The Committee *for* Health and Social Care ("**the Committee**") **LICENSES:**
 - (a) the **IMPORTATION** of the controlled drug into the Bailiwick, and the **EXPORTATION** of the controlled drug from the Bailiwick, where the drug –
 - (i) is personally carried by the traveller or carried in the personal baggage of the traveller, and
 - (ii) is at all times under the direct personal supervision of the traveller,
 - (b) the **POSSESSION** of the controlled drug by the traveller to the extent necessary to carry out the importation or exportation, and
 - (c) in the case of an importation of the controlled drug (other than where the prescription is issued by a qualified professional practising in the Bailiwick) –
 - (i) where paragraph 1(a) applies, the **POSSESSION** of the controlled drug by the patient during the patient's stay or residence in the Bailiwick following the importation, and
 - (ii) where paragraph 1(b) applies –
 - (A) the **POSSESSION** of the controlled drug by the carer during the carer's stay or residence in the Bailiwick following the importation, for so long as the patient is in the carer's personal care, and
 - (B) the **SUPPLY** or **OFFER TO SUPPLY** of the controlled drug by the carer to the patient.
3. This Licence is subject to the **TERMS AND CONDITIONS** numbered 1 to 8 below.
4. In this Licence:

"**medicinal product**" has the meaning given by section 133(1) of the Medicines (Human and Veterinary) (Bailiwick of Guernsey) Law, 2008,

"**qualified professional**", in relation to a controlled drug, means a duly-qualified dental, medical, health or veterinary professional who is authorised by law to prescribe the controlled drug in the country or territory in which it was prescribed, and

"**personal care**" means –

- (a) care by a parent or guardian for a person under the age of 18 years, or
- (b) care for someone who is disabled or otherwise unable to care for themselves.

- 5. This Licence remains in force until revoked by the Committee. It may be revoked or amended at any time.
- 6. The "General Licences for Importation, Exportation and Possession of Controlled Drugs" signed by the President of the Committee on the 7th December, 2016 is revoked.

Dated this 13th day of July 2021



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Deputy Al Brouard
President of the Committee for Health and Social Care
For and on behalf of the Committee

TERMS AND CONDITIONS

- 1. This Licence excludes any controlled drug listed in Schedule 1 to the Misuse of Drugs (Bailiwick of Guernsey) Ordinance, 1997.
- 2. This Licence authorises the traveller to import, export, possess or (as the case may be) supply or offer to supply of the controlled drug only –
 - (a) in the form of a medicinal product, and
 - (b) for the purpose of administration of that drug for medical, dental or veterinary purposes in accordance with the prescription.
- 3. The traveller must safely and securely store any controlled drug possessed under this Licence.
- 4. The amount of any controlled drug imported, exported or possessed by the traveller at any one time under this Licence must not exceed 3 months' supply at the dosage specified in the prescription.
- 5. This Licence authorises the importation or exportation of a controlled drug only if –
 - (a) in the case of an importation, the traveller is lawfully authorised to possess the controlled drug in the country or territory from which the drug is imported, and
 - (b) in the case of an exportation, the traveller is lawfully authorised to possess the controlled drug in the Bailiwick.
- 6. In the case of an importation, upon arrival in the Bailiwick, the traveller must declare the importation to the Guernsey Border Agency by completing and submitting a Customs Declaration. If requested by a customs officer, the traveller must show the customs officer EITHER –
 - (a) the prescription, OR
 - (b) a letter from the qualified professional who issued the prescription confirming the patient's name, address, date of birth, dates of travel, the Bailiwick and any other country or territory

to be visited and the controlled drug(s) prescribed and intended to be carried, including dosages and total amounts.

7. In the case of an exportation, before leaving the Bailiwick, the traveller must declare the exportation to the Guernsey Border Agency by completing and submitting a Customs Declaration. If requested by a customs officer, the traveller must show the customs officer EITHER –
 - (a) the prescription, OR
 - (b) a letter from the qualified professional who issued the prescription confirming the patient's name, address, date of birth, dates of travel, the country or territory to be visited and the controlled drug(s) prescribed and intended to be carried, including dosages and total amounts.
8. The traveller must at all times comply with all other applicable duties and obligations under the Misuse of Drugs (Bailiwick of Guernsey) Law, 1974 and the Misuse of Drugs (Bailiwick of Guernsey) Ordinance, 1997.

IMPORTANT REMINDERS

1. In the case of importation into the Bailiwick, the traveller is at all times responsible for compliance with the law of the country or territory from which the controlled drug is to be imported, in particular any requirement for an export licence to be issued by the competent authority of that country or territory.
2. In the case of exportation from the Bailiwick, the traveller is at all times responsible for compliance with the law of the country or territory to which the controlled drug is to be exported, in particular any requirement for an import licence to be issued by the competent authority of that country or territory.
3. This Licence does **not** relieve the traveller from compliance with any Customs enactment or Order for the time being relating to the importation of goods into, exportation of goods from or trans-shipment of goods within, the Bailiwick.
4. Individuals are responsible for ascertaining any requirements about conditions of carriage set by the airline or other travel provider
5. For the avoidance of doubt, this Licence does not in any way authorise any person to *supply* or *offer to supply* the controlled drug to any other person, except as licensed under paragraph 2(c)(ii)(B) of this Licence. Any other supply, or offer to supply, of the controlled drug to any person (other than to a retail pharmacy or a registered medical practitioner or registered dentist for destruction) is a **criminal offence**.
6. This Licence does not authorise any person to smoke any cannabis-based product for medicinal use in humans. Smoking such a product is a **criminal offence**.
7. Contravention of any term or condition of this Licence is a **criminal offence**.
8. Each offence mentioned in paragraph 5, 6 or 7 of these reminders is punishable on conviction under the Misuse of Drugs (Bailiwick of Guernsey) Law, 1974 with **imprisonment** and a **substantial fine**.
9. There is no requirement for a licence to import or export any controlled drug listed in Schedule 5 to, the Misuse of Drugs (Bailiwick of Guernsey) Ordinance, 1997, except in the case of exportation in the course of a business of a preparation of cannabidiol falling within paragraph 10 of that schedule.
10. Possession of a controlled drug listed in Schedule 2, 3 or 4 to the Misuse of Drugs (Bailiwick of Guernsey) Ordinance, 1997 for administration for medical, dental or veterinary purposes in accordance with the directions of a Guernsey or Sark registered medical practitioner, or a Guernsey-registered veterinary practitioner, nurse independent prescriber, pharmacist independent prescriber or supplementary prescriber, is authorised in certain circumstances without the need for a licence, under section 9 of that Ordinance.

