PROTOCOL FOR LAWFUL SUPPLY OF SCHEDULE 4 OR SCHEDULE 8 POISONS TO RACING YACHTS IN VICTORIA

Possession and supply of Schedule 4 and Schedule 8 poisons are regulated under the *Drugs, Poisons and Controlled Substances Act 1981* (the Act) and the Drugs, Poisons and Controlled Substances Regulations 2006 (the Regulations) in Victoria. Only those persons or businesses with specific authorisation may supply Scheduled poisons to a yacht owner or crew member of a racing yacht in Victoria.

Background

Yachting Australia has published the *Racing Rules of Sailing For 2009-2012 containing The 2009-2012 Racing Rules of Sailing (RRS) of the International Sailing Federation, and the Prescriptions and Special Regulations (SR) of Yachting Australia*.

This publication defines the race categories and the corresponding requirements for the basic Medical Kit, including the medications, to be carried on board the yacht when competing in a race of each category.

See Item 4.07 MEDICAL KIT AND MANUAL of the Yachting Australia SR Part 1 Section 4.

Contents of the basic Medical Kit may be modified under the circumstances described in Item 4.07.

Possession by a yacht owner or crew member

Regulation 5(1) Item 13 of the Regulations states:

"*A yacht owner or crew member who is a member of Yachting Australia and whose yacht is entered in a race conducted under the rules of Yachting Australia*" is authorised to have in his/her possession "*Those Schedule 4 poisons or Schedule 8 poisons contained in the Medical Kit for the Yachting Australia Race Category in which the yacht is entered".*

Yacht owners or crew members need to refer to Yachting Australia's publication above, to ascertain the requirements for the Medical Kit, including the Schedule 4 and Schedule 8 poisons, that correspond to the category of race in which the yacht is entered, before obtaining the medical supplies.

Yacht owners or crew members are advised to take a copy of the Yachting Australia publication to the supplier, in order for the supplier to verify the list of medications requested.

Supply of Schedule 4 poisons or Schedule 8 poisons to a yacht owner or crew member

Lawful supply of Schedule 4 or Schedule 8 poisons to a yacht owner or crew member for the purpose of including in the Medical Kit is restricted to:

- A pharmacist authorised by and acting in accordance with Section 13 of the Act or

- A holder of a current wholesale licence to supply Schedule 4 or Schedule 8 poisons in accordance with Part II Divisions 4 and 8 of the Act.

A pharmacist acting in the lawful practice of his profession may lawfully supply a yacht owner or crew member in accordance with Regulation 15(1)(g).

Identification and Documentation

Prior to supplying the scheduled medications to a yacht owner or crew member, a pharmacist or wholesaler should:

- Observe proof of ownership or crew membership of the yacht;
- Observe proof of entry into the race, and the race category;
- Observe photo identification of the yacht owner or crew member;
- Check that the Schedule 4 or Schedule 8 medications requested are consistent with those defined for the race category in which the yacht is entered; and
- Record the observations or keep a copy of relevant documents to verify that supply is lawful.

The pharmacist or wholesaler can obtain a copy of the publication by contacting Yachting Australia on (02) 8424 7400 or http://www.yachting.org.au/ or Yachting Victoria on phone (03) 9597 0066 or http://www.yachtingvictoria.com.au.

Alternatively, the pharmacist or wholesaler may request that the yacht owner or crew member provides a copy of the publication or relevant pages prior to supply.

See the suggested Check List for Pharmacists/Wholesalers attached.

Storage

Schedule 4 and Schedule 8 medications should be stored in accordance with the Regulations (Regulation 36(1)). The medications should be stored in a lockable container securely attached to a fixed internal structure of the yacht. The keys to this container should be kept on the person of the medical officer, if one is designated, and one other crew member.

Therapeutic storage of medications is usually below 25°C. As this temperature may be exceeded in enclosed yachts, the Yachting Australia publication recommends that medications be replaced annually.

Disposal of unused medications

Pharmacists and wholesalers supplying any Schedule 4 or Schedule 8 poisons to the yacht owner or crew member should encourage the return of the medications to a pharmacy or to the wholesaler for appropriate disposal.

Records

Pharmacists and wholesalers must keep a record of all transactions of Schedule 4 and Schedule 8 poisons, as required under Division 5 of the Regulations. Records must be kept for three years.

The yacht owner or crew member must keep a record of the purchase, administration and disposal of any Schedule 4 or Schedule 8 poison, and investigate any discrepancies in these records. Unresolved discrepancies in records, or loss, destruction or theft of records must be reported to the Drugs and Poisons Regulation Group.

Loss or theft of Schedule 4 or Schedule 8 poisons must be notified immediately to Victoria Police or the Drugs and Poisons Regulation Group.

Date: 23 July 2007

LAWFUL SUPPLY OF SCHEDULE 4 OR SCHEDULE 8 POISONS TO RACING YACHTS IN VICTORIA
Checklist for Victorian Pharmacists and Wholesalers supplying Schedule 4 and Schedule 8 Poisons to a yacht owner or crew member

A pharmacist acting in the lawful practice of his profession and a wholesaler holding a current licence to supply by wholesale, may lawfully supply a yacht owner or crew-member in accordance with the Act and Regulations.

Identity of owner or crew-member:
Sighted and retained copy of, driver's licence/passport /other ID ⬟
Sighted and retained copy of, proof of ownership of yacht ⬟
Sighted and retained copy of, documentation authorising crew-member (eg authorisation / documentation from yacht owner). ⬟

Yacht Race:
Sighted proof of entry into and category of, yacht race. ⬟

Scheduled Medications:
Scheduled medications consistent with race category. ⬟

Records:
Pharmacist / wholesaler has retained a record of medications supplied. ⬟
Discussed recording the use of medications by yacht personnel. ⬟

Storage:
Discussed appropriate method of storage of schedule medications.
(eg in a lockable facility securely attached within the yacht) ⬟

Disposal of Medications:
Discussed appropriate disposal of schedule 4 and 8 medications.
(eg return to pharmacy) ⬟

Declaration by Yacht Owner or Crew Member
I certify I have obtained Schedule 4 or Schedule 8 Poisons for the purposes of this race in accordance with the provisions contained in the *Racing Rules of Sailing for 2009-2012 containing The 2009-2012 Racing Rules of Sailing (RRS) of the International Sailing Federation, and the Prescriptions and Special Regulations (SR) of Yachting Australia*.

Signature:
_____

Name in Print: _____Yacht Owner/Crew Member

Date: _____/_____/_____