

18.—(1) Every person who, except under the authority of a diversion certificate in the Form E set out in the Schedule, causes or procures any dangerous drug brought into the Island in transit to be diverted to any destination other than that to which it was originally consigned, shall be guilty of an offence against this Act. In the case of any drug in transit accompanied by an export authorization or a diversion certificate issued by a competent authority of some other country, the country to which the drug was originally consigned shall be deemed to be the country stated in such export authorization or diversion certificate to be the country of destination.

Diversion of
dangerous
drugs.
Schedule
Form E.

(2) The Chief Medical Officer may in his absolute discretion issue a diversion certificate in respect of any dangerous drug in transit upon production to him of a valid and subsisting import certificate issued by a competent authority in the country to which it is proposed to divert the drug, or, if that country is not a party to the Geneva Convention (No. 1), upon such evidence as may satisfy him that the drug is to be sent in a lawful manner and for a proper purpose.

(3) A diversion certificate shall be issued in duplicate and one copy thereof shall accompany the drug when it is exported from the Island. The other copy shall be despatched by the Chief Medical Officer direct to the proper authority in the country to which the consignment has been diverted.

(4) Upon the issue of a diversion certificate the export authorization or diversion certificate (if any) accompanying the drug on its arrival in the Island shall be detained by the Chief Medical Officer and returned to the authority issuing such authorization or diversion certificate together with a notification of the name of the country to which such drug has been diverted.