SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 5351 GIBRALTAR Thursday 15th October 2026

LEGAL NOTICE NO. 354 OF 2026

CRIMES ACT 2011

DRUGS (MISUSE) (AMENDMENT) REGULATIONS 2026

In exercise of the powers conferred upon it by sections 509, 510 and 529 of the Crimes Act 2011, and all other enabling powers, the Government has made the following Regulations-

Title.

1. These Regulations may be cited as the Drugs (Misuse)(Amendment) Regulations 2026.

Commencement.

2. These Regulations come into operation on the day of publication.

Amendment of the Drugs (Misuse) Regulations 2005.

3.(1) The Drugs (Misuse) Regulations 2005 are amended in accordance with this regulation.

(2) In regulation 2(1)-

(a) in the definition of "health prescription"-

(i) for the "or" after "nurse practitioner" substitute a comma;

(ii) after "nurse prescriber" insert ", pharmacist prescriber or paramedic prescriber";

(b) after the definition of "nurse prescriber" insert the following definitions-

""paramedic prescriber" has the meaning given in regulation 2 of the Medicines (Prescription Only) Regulations, 1987, and such a person may only prescribe controlled drugs in accordance with regulation 6C;

"pharmacist prescriber" has the meaning given in regulation 2 of the Medicines (Prescription Only) Regulations, 1987, and such a person may only prescribe controlled drugs in accordance with regulation 6B;";

(c) in the definition of "prescription" after paragraph (d) insert-

"(e) by a pharmacist prescriber for the medical treatment of a single individual;

(f) by a paramedic prescriber for the medical treatment of a single individual;".

(3) In regulation 6 after subregulation (2) insert-

"(2A) Notwithstanding the provisions of section 504(1)(b) of the principal Act, any person who possesses a drug specified in Schedule 4 or 5 which has been supplied by or on the prescription of a pharmacist prescriber for the treatment of that person, or of a person whom he represents, may supply that drug to any doctor, dentist or pharmacist for the purpose of destruction.

(2B) Notwithstanding the provisions of section 504(1)(b) of the principal Act, any person who possesses a drug specified in regulation 6C(2) which has been supplied by or on the prescription of a paramedic prescriber for the treatment of that person, or of a person whom he represents, may supply that drug to any doctor, dentist or pharmacist for the purpose of destruction.".

(4) After regulation 6A insert-

"**Authority for pharmacist prescriber.**

6B. A pharmacist prescriber may prescribe any controlled drug specified in Schedule 4 or 5 provided it is a medicinal product that the pharmacist prescriber may prescribe in accordance with regulation 3(6A) of the Medicines (Prescription Only) Regulations, 1987.

Authority for paramedic prescriber.

6C.(1) A paramedic prescriber may prescribe any of the controlled drugs specified in subregulation (2) for the treatment of organic disease or injury provided that-

(a) the controlled drug is prescribed to be administered by the specified method; and

(b) it is a medicinal product that the paramedic prescriber may prescribe in accordance with regulation 3(6B) of the Medicines (Prescription Only) Regulations, 1987.

(2) The controlled drugs specified for the purposes of subregulation (1) are-

(a) Morphine sulphate by oral administration or by injection;

(b) Diazepam by oral administration or by injection;

(c) Midazolam by oromucosal administration or by injection;

(d) Lorazepam by injection;

(e) Codeine phosphate by oral administration.".

(5) In regulation 7 after subregulation (3B) insert-

"(3C) Notwithstanding the provisions of subregulation (3), any person may administer to a patient in accordance with the specific directions of a pharmacist prescriber, any controlled drug which such pharmacist prescriber may prescribe under regulation 6B provided it is administered for a purpose for which it may be prescribed under that regulation.

(3D) Notwithstanding the provisions of subregulation (3), a paramedic prescriber may administer to a patient any controlled drug which such paramedic prescriber may prescribe under regulation 6C provided it is administered for a purpose for which it may be prescribed under that regulation.

(3E) Notwithstanding the provisions of subregulation (3), any person may administer to a patient in accordance with the specific directions of a paramedic prescriber, any controlled drug which such paramedic prescriber may prescribe under regulation 6C provided it is administered for a purpose for which it may be prescribed under that regulation.".

(6) In regulation 8, after subregulation (5) insert-

"(6) Any person acting in accordance with the written directions of a pharmacist prescriber may compound any drug specified in Schedule 4 or 5 for the purposes of administration in accordance with regulation 7.

(7) Any person acting in accordance with the written directions of a paramedic prescriber may compound any drug specified in regulation 6C(2) for the purposes of administration in accordance with regulation 7.".

(7) In regulation 9-

(a) in subregulation (2)(b) after "nurse prescriber" insert "or, subject to subregulation (2B), a pharmacist prescriber";

(b) after subregulation (2A) insert-

"(2B) The directions given by a pharmacist prescriber referred to in subregulation (2)(b) shall relate only to a controlled drug which such pharmacist prescriber may prescribe under regulation 6B and for a purpose for which it may be prescribed under that regulation.";

(c) after subregulation (5) insert-

"(6) Notwithstanding the provisions of section 504(1)(b) of the Act, a paramedic prescriber may, when acting in their capacity as such, supply or offer to supply any controlled drug specified in regulation 6C(2) to any person who may lawfully have any of those drugs in his possession

provided it is supplied or offered in circumstances where they may prescribe it under regulation 6C.".

(8) In regulation 10-

(a) in subregulation (2)(c) after "nurse prescriber," insert "or subject to subregulation (2B), a pharmacist prescriber,";

(b) after subregulation (2A) insert-

"(2B) The directions given by a pharmacist prescriber referred to in subregulation (2)(c) shall relate only to a controlled drug which such pharmacist prescriber may prescribe under regulation 6B and a purpose for which it may be prescribed under that regulation.";

(c) after subregulation (5) insert-

"(6) Notwithstanding the provisions of section 504(1)(b) of the Act, a paramedic prescriber may when acting in their capacity as such, supply or offer to supply any controlled drug specified in regulation 6C(2) to any person who may lawfully have any of those drugs in his possession provided it is supplied or offered in circumstances where they may prescribe it under regulation 6C.".

(9) In regulation 12-

(a) in subregulation (1)(d) for "regulation 9(5) or 10(5)" substitute "regulation 9(5), 10(5), 9(6) or 10(6)" and for "her" substitute "their";

(b) in subregulation (3) for "or nurse prescriber" substitute ", nurse prescriber, a pharmacist prescriber or a paramedic prescriber";

(c) in subregulation (4)-

(i) for "or nurse prescriber" substitute ", nurse prescriber, a pharmacist prescriber or a paramedic prescriber" where it first appears;

(ii) in paragraph (a) for "or nurse prescriber" in the first place where it appears in that paragraph substitute ", another nurse prescriber, another pharmacist prescriber or another paramedic prescriber";

(iii) in paragraph (a) for "or nurse prescriber" the second time it appears in that paragraph substitute ", nurse prescriber, pharmacist prescriber or paramedic prescriber".

(10) In regulation 15-

(a) in subregulation (2) after paragraph (e) insert-

"(ea) specify the relevant prescriber issuing it;";

(b) after subregulation (3) insert-

"(4) In this regulation, "relevant prescriber" means any of the following-

(a) a medical practitioner;

(b) a dentist;

(c) a nurse prescriber;

(d) a nurse practitioner;

(e) a pharmacist prescriber;

(f) a paramedic prescriber.".

(11) In regulation 18(2)(d) for "or nurse prescriber" substitute ", nurse prescriber, pharmacist prescriber or paramedic prescriber".

(12) In regulation 25(2) after paragraph (eb) insert-

"(ec) a pharmacist prescriber;

(ed) a paramedic prescriber;".

Dated: 15th October 2026.

G ARIAS-ASQUEZ,
Minister with responsibility for Health,
For the Government.

EXPLANATORY MEMORANDUM

These regulations amend the Drugs (Misuse) Regulations 2005 in order to make certain changes to prescribing rights in respect of pharmacist prescribers and paramedic prescribers who are employed by or otherwise working for the Gibraltar Health Authority and who meet certain conditions.