



Republic of the Philippines
Office of the President
DANGEROUS DRUGS BOARD

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BOARD REGULATION NO. 3
Series of 2019

SUBJECT: CLASSIFICATION OF PLANTS CONTAINING SUBSTANCES LISTED IN OR THEREAFTER ADDED TO THE 1961 SINGLE CONVENTION ON NARCOTIC DRUGS, THE 1971 SINGLE CONVENTION ON PSYCHOTROPIC SUBSTANCES AND THOSE CLASSIFIED BY THE DANGEROUS DRUGS BOARD AS DANGEROUS DRUGS, OR ARE SOURCES THEREOF, AS DANGEROUS DRUGS

WHEREAS, Section 77 of Republic Act No. 9165 or the Comprehensive Dangerous Drugs Act of 2002, as amended (the “Act”), provides that the Dangerous Drugs Board (the “Board”) shall be the policy – making and strategy – formulating body in the planning and formulation of policies and programs on drug prevention and control;

WHEREAS, Section 93 of the Act states that the Board shall have the power to reclassify, add to, or remove substances from the list of dangerous drugs and proceedings on the matter may be initiated by the Philippine Drug Enforcement Agency, the Department of Health, or by petition from any interested party;

WHEREAS, Article II of the Act provides for the unlawful acts involving dangerous drugs and penalties thereof;

WHEREAS, Section 16 of the Act, in particular, provides that any person who shall plant, cultivate, or culture marijuana, opium poppy or any other plant regardless of quantity, *which is or may hereafter be classified as a dangerous drug or as a source from which any dangerous drug may be manufactured or derived* shall suffer the penalty of life imprisonment to death and a fine ranging from Five hundred thousand pesos to Ten million pesos;

WHEREAS, notwithstanding the presence of such provision in the Act, there is a need to classify plants containing substances listed in the 1961 Single Convention on Narcotic Drugs, 1971 Single Convention on Psychotropic Substances, and those classified by the Board as dangerous drugs, or are sources thereof, as dangerous drugs.

WHEREFORE, be it **RESOLVED**, as it is hereby **RESOLVED**, that all plants found containing substances listed in the 1961 Single Convention on Narcotic Drugs, the 1971 Single Convention on Psychotropic Substances and those classified by the Board as dangerous drugs, or are found to be sources thereof, after the conduct of an examination *in a laboratory of the Philippine Drug Enforcement Agency, Philippine National Police, or the National Bureau of Investigation*, which shall specify the presence of such substance/s, shall be classified as dangerous drugs and all regulatory requirements and penal sanctions set forth in the Act and pertinent Regulations issued by the Board shall apply thereto.

This Regulation shall take effect fifteen (15) days after its publication in two (2) newspapers of general circulation and after its registration with the Office of the National Administrative Register (ONAR), UP Law Center, Quezon City.

APPROVED and **ADOPTED**, this 27th day of June, in the year of Our Lord, 2019 in Quezon City.

Secretary CATALINO S. CUY
Chairman

Attested by:

Undersecretary EARL P. SAAVEDRA
Secretary of the Board