

**THE DANGEROUS DRUGS (AMENDMENT) BILL 2004**  
(No. XXII of 2004)

**Explanatory Memorandum**

The main object of this Bill is to amend the Dangerous Drugs Act in order to –

- (a) enable a person arrested for a drug offence to be granted bail despite a previous conviction for a drug offence where that previous drug offence was in relation to the unlawful use of drugs under section 34 of the Act;
- (b) enable a person imprisoned for an offence relating to the unlawful use of drugs under section 34 of the Act to benefit from a reduction, by way of remission under the Reform Institutions Act, of his period of imprisonment.

16 July 2004

**P. R. BÉRENGER**  
*Prime Minister, Minister of  
Defence and Home Affairs*

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ARRANGEMENT OF CLAUSES

*Clause*

- 1. Short title
- 2. Interpretation
- 3. Section 32 of the principal Act amended
- 4. Sections 47 of the principal Act amended
- 5. Application of this Act

## **A BILL**

### **To amend the Dangerous Drugs Act**

ENACTED by the Parliament of Mauritius, as follows –

**1. Short title**

This Act may be cited as the Dangerous Drugs (Amendment) Act 2004.

**2. Interpretation**

In this Act –

“principal Act” means the Dangerous Drugs Act 2000.

**3. Section 32 of the principal Act amended**

Section 32 of the Dangerous Drugs Act is amended in subsection (1) –

- (a) in paragraph (a), by adding after the words “drug offence”, the words “, other than an offence under section 34”;
- (b) in paragraph (b), by adding after the words “drug offence”, the words “, other than an offence under section 34”.

**4. Section 47 of the principal Act amended**

Section 47 of the principal Act is amended in subsection (4) by deleting the words “conviction for an offence under this Act” and replacing them by the words “conviction for an offence under any of the provisions of this Act other than section 34.

**5. Application of this Act**

This Act shall apply to any person arrested, detained or sentenced to imprisonment before or after its commencement.