

EXTRACT FROM GOVERNMENT DECREE NO. 467/2009 COLL., STIPULATING FOR THE PURPOSES OF THE CRIMINAL CODE THOSE SUBSTANCES DEEMED TO BE POISONS AND WHAT QUANTITY IS DEEMED TO BE A QUANTITY GREATER THAN SMALL FOR NARCOTIC SUBSTANCES, PSYCHOTROPIC SUBSTANCES, PREPARATIONS AND POISONS

For the sake of greater clarity, the list of narcotic and psychotropic substances (“NPSs”) given in the Government Decree has been abridged, the columns showing the “International Non-proprietary Name (INN)” and the “Active psychotropic substance” have been omitted, and only those NPSs found most frequently in the Czech Republic have been chosen. The unabridged list in the Government Decree contains all the NPSs detailed in Act No. 167/1998 Coll., on Addictive Substances.

The central column shows the total quantity of each NPS, i.e. the quantity of the whole drug mixture, including both the active substance and admixtures. The column on the right shows the smallest quantity of the active substance which must be present in the mixture for the quantity of the whole mixture to be deemed greater than small. For example, if a person is in possession of 3 g of pervitin and a laboratory analysis shows that the weight of the active psychotropic substance is e.g. 0.5 g, then this is not a criminal offence but a misdemeanour (i.e. an administrative offence).

The following table contains a selection of the NPSs most frequently encountered as drugs on the drug scene in the Czech Republic. The quantities greater than small for NPSs contained in pharmaceutical preparations (such as buprenorphine, methadone, and even benzodiazepines, which are not shown in this abridged version of the table) are set at seven times their standard daily therapeutic dosage, i.e. their quantities for a period of about one week.

Type of substance/name in general usage (active substance)	Quantity greater than small	Smallest quantity of the active psychotropic substance which a substance designated as a drug must contain in order for the quantity thereof under examination to be deemed greater than small
Pervitin (methamphetamine)	more than 2 g	0.6 g of base 0.72 g (hydrochloride)
Heroin (diacetylmorphine)	more than 1.5 g	0.2 g of base 0.22 g (hydrochloride)
Cocaine (benzoylecgonine methylester)	more than 1 g	0.54 g of base 0.6 g (hydrochloride)
Subutex®, Suboxone®, other medicines containing buprenorphine (buprenorphine)		52 mg of base 56 mg (hydrochloride)
Methadone (methadone)		500 mg of base 560 mg (hydrochloride)
Ecstasy (MDMA/MDA/MDEA)	more than 4 tablets/capsules or more than 0.4 g of the substance in powder or crystal form	0.34 g of base 0.40 g (hydrochloride)
LSD (LSD-25, (+) Lysergide)	5 paper tabs, tablets, gelatine capsules or “crystals” impregnated with the active substance	0.000134 g of base 0.000250 g (tartrate)
Marihuana (delta-9-THC)	more than 15 grams of dry matter	1.5 g of delta-9-THC
Hashish (delta-9-THC)	more than 5 grams	1 g of delta-9-THC
Psilocybin mushrooms and other mushrooms containing psilocin and/or psilocybin (psilocin/psilocybin)	More than 40 fruiting bodies of the mushroom	0,05 g of base (psilocin) or a corresponding quantity of psilocybin (phosphate ester of psilocin)