DEA Compliance with International Treaties

Estimates and Assessments

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CSA - Historical Perspective:

Controlled Substance Act (CSA) 1970

- Pure Food and Drug Act, 1906 (labeling)
- Drug Abuse Control Amendments 1965
- Harrison Narcotic Act, 1914 - (licensure and record-keeping)
- Single Convention, 1961
- Narcotic Manufacturing Act
- Vienna Convention, 1971
- Psychotropic Substances Act, 1978
Three International Conventions

- Single Convention on Narcotic Drugs, 1961
- Convention on Psychotropic Substances, 1971
- Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988

US is a party to all three treaties

Goal: limit the use of narcotic drugs and psychotropic substances and their precursors to legitimate medical and scientific purposes.
The Single Convention

Substances Covered

• **118** specific Narcotic drugs controlled
  • Includes *opium* and its derivatives
    ex. morphine, codeine, heroin
  • Includes synthetic opiates
    ex. meperidine, fentanyl
  • Includes *cannabis* and *coca*
    ex. cocaine/ecgonine
• Legal, not pharmacological definition of narcotic
• Controls extended to isomers, esters/ethers, salts thereof, whenever existence is possible
The Psychotropic Convention

- Four Schedules
- Placement is based upon the relative therapeutic value and risk of abuse of each substance
- Schedule I is the most restrictive (e.g., LSD)
- Schedule IV is least restrictive (e.g., diazepam)
- Generally less stringent controls than the Single Convention
- Substantial difference in controls of CI/II vs. CIII/CIV
- Listing of substance is often stereospecific - not extended to esters, ethers, or derivatives
Substances Covered:

• 23 Chemicals
  • **Precursors:** pseudoephedrine (methamphetamine), safrole (MDMA), lysergic acid (LSD)
  • **Reagents:** potassium permanganate (KMnO4), sulfuric acid, hydrochloric acid
  • **Solvents:** ethyl ether, methyl ethyl ketone (MEK), toluene

• Controls salts thereof, whenever existence is possible
## Reports Mandated Under International Treaties

<table>
<thead>
<tr>
<th>Form</th>
<th>Due Date</th>
<th>Title</th>
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</thead>
<tbody>
<tr>
<td><strong>1961 CONVENTION</strong></td>
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<tr>
<td>Form A</td>
<td>Quarterly</td>
<td>Quarterly Statistics of Imports and Exports of Narcotic Drugs</td>
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<tr>
<td>Form B</td>
<td>6/30</td>
<td>Assessment of Annual Medical and Scientific Requirements for Narcotic Drugs (quantities necessary for <em>domestic cons</em> and <em>export</em>)</td>
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<tr>
<td>Form C</td>
<td>6/30</td>
<td>Annual Statistics of Production, Manufacture, Consumption, Stocks and Seizures of Narcotic Drugs</td>
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<td><strong>1971 CONVENTION</strong></td>
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<tr>
<td>Form A/P</td>
<td>Quarterly</td>
<td>Quarterly Statistics of Imports and Exports of Psychotropic Substances</td>
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<tr>
<td>Form B/P</td>
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<td>Assessment of Annual Medical and Scientific Requirements for Substances in Schedule II, III, and IV of the Convention on Psychotropic Substances (quantities necessary for <em>domestic cons</em> and <em>export</em>)</td>
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<tr>
<td>Form P</td>
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<td>Annual Statistics of Production, Manufacture, Consumption, Stocks and Seizures on Psychotropic Substances.</td>
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<td><strong>1988 CONVENTION</strong></td>
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<tr>
<td>Form D</td>
<td>6/30</td>
<td>Annual Information on Substances Frequently Used in the Illicit Manufacture of Narcotic Drugs and Psychotropic Substances.</td>
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Statistical Reports to INCB

- Mandated by Articles 13, 20, and 30 of the 1961, Article 16 of the 1971, and Article 12 of the 1988 Convention
  - Type of information required:
    - imports and exports
    - production and manufacture
    - utilization and consumption (incl. preparations)
    - stocks
    - seizures
    - estimates of legitimate need
Statistical Reports to INCB

• Global picture of the movement of all narcotic drugs and CI/II psychotropics.
• Allow the INCB to monitor flow of drugs.
• Provide an opportunity to assess compliance.

• Quality of data is an excellent criterion for evaluating the controls exercised by a nation.
Summary

• International drug control system based on three treaties
• As a world leader in drug control efforts, the US has consistently supported both the requirements and spirit of the treaties and urged other countries to do the same
• Treaties form the basis for the statutory framework of the CSA and much of our drug control policy