

*These notes refer to the Drugs Act 2005 (c.17) which received Royal Assent on 7 April 2005*

# **DRUGS ACT 2005**

---

## **EXPLANATORY NOTES**

### **THE ACT**

#### *Commentary on Sections*

#### **Part 4: Miscellaneous and General**

#### ***Section 21: Inclusion of mushrooms containing Psilocin etc. as Class A drugs***

46. This section inserts into Part 1 of Schedule 2 to the Misuse of Drugs Act 1971 a fungus of any kind that contains the drug psilocin or an ester of that drug. This has the effect of making such a fungus, often referred to as 'magic mushrooms', a Class A drug for the purposes of the 1971 Act. Currently, such a fungus is only a Class A drug where it is in a form which constitutes a preparation or other product containing psilocin or an ester of psilocin for the purposes of paragraph 5 of Part 1 of Schedule 2 to the 1971 Act.