



U. S. Department of Justice
Drug Enforcement Administration

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www.dea.gov

Mr. Andres Finguerut
Secretary of the Board
International Narcotics Control Board
Vienna International Centre
P.O. Box 500
A-1400 Vienna
Austria

JUN 17 2014

Dear Mr. Finguerut,

This letter is in response to your correspondence dated 28 April 2014, reference E/INCB/PSY/C.L.28/13, regarding the questionnaire on the provisions applicable to travelers under treatment involving the use of medical preparations containing narcotic drugs.

- Legal provisions or administrative measures adopted in the United States for travelers under medical treatment stating restrictions and conditions that need to be met by travelers entering or leaving the United States and carrying medical preparations controlled substances for personal use.

The United States Statute (21 USC 956) and the DEA regulations (21 CFR 1301.26) allow personal use importation only where the controlled substances were "lawfully" obtained by the traveler abroad. The travelers seeking to carry, on their person, into the United States controlled substances obtained abroad for personal medical use may only do so if the controlled substances were dispensed in full compliance with the laws of the country in which they were dispensed.

The regulatory citations are listed below:

21 CFR 1301.26 Exemptions from import or export requirements for personal medical use.

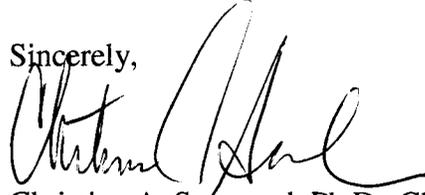
Any individual who has in his/her possession a controlled substance listed in schedules II, III, IV, or V, which he/she has lawfully obtained for his/her personal medical use, or for administration to an animal accompanying him/her, may enter or depart the United States with such substance notwithstanding sections 1002-1005 of the Act (21 U.S.C. 952-955), provided the following conditions are met:

- (a) The controlled substance is in the original container in which it was dispensed to the individual; and
- (b) The individual makes a declaration to an appropriate official of the Bureau of Customs and Border Protection stating:

- (1) That the controlled substance is possessed for his/her personal use, or for an animal accompanying him/her; and
 - (2) The trade or chemical name and the symbol designating the schedule of the controlled substance if it appears on the container label, or, if such name does not appear on the label, the name and address of the pharmacy or practitioner who dispensed the substance and the prescription number.
- (c) In addition to (and not in lieu of) the foregoing requirements of this section, a United States resident may import into the United States no more than 50 dosage units combined of all such controlled substances in the individual's possession that were obtained abroad for personal medical use. (For purposes of this section, a United States resident is a person whose residence (i.e., place of general abode-- meaning one's principal, actual dwelling place in fact, without regard to intent) is in the United States.) This 50 dosage unit limitation does not apply to controlled substances lawfully obtained in the United States pursuant to a prescription issued by a DEA registrant.

If you need additional information, please contact me at (202) 307-7184.

Sincerely,



Christine A. Sannerud, Ph.D., Chief
U.N. Reporting and Quota Section
Office of Diversion Control