

MEDICINAL CANNABIS INDUSTRY REGULATIONS, 2020

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S.I. 2020 No.

Medicinal Cannabis Industry Act, 2019

Act 2019 - 44

MEDICINAL CANNABIS INDUSTRY REGULATIONS, 2020

The Minister, with the approval of the Authority, in exercise of the powers conferred on him by section 43, of the *Medicinal Cannabis Industry Act, 2019*, makes the following Regulations:

PART I

PRELIMINARIES

Citation

1. These Regulations may be cited as the *Medicinal Cannabis Industry Regulations, 2020*.

Definitions

2. In these Regulations,
“accredited laboratory” means a laboratory having the ISO/IEC 17025 international accreditation approving the laboratory as meeting the standard requirements for competence for testing and calibration for laboratories or any equivalent thereto required by the International Organization for Standardization;
“cannabis business” means an enterprise, undertaking or activity established by a licensee;
“cannabis edible” means a substance or combination of substances, plant based or otherwise, used for food or drink, or which is ordinarily used in the

composition or preparation of such food or drink which is infused, mixed, combined, blended or made with cannabis;

“cannabis waste” means cannabis, cannabis material, medicinal cannabis products or by products of cannabis which must be discarded or disposed of because it is

- (a) no longer required for the purpose for which it was intended; or
- (b) not suitable for the intended purpose or for any other use;

“child care centre” means any child care centre registered with or administered by the Child Care Board under the *Child Care Board Act*, Cap. 381;

“document” includes a photograph or a video;

“GPS” means the global positioning system or other similar system which gives or generates the location of an area by giving the geographical latitude and longitude of the area;

“inspector” includes an officer of the Authority, and any other person employed by the Authority who is authorised by the Authority to do or assist with an inspection;

“licensee” means a person granted a licence;

“manufacturer’s label” means the material affixed to the exterior of the package, containing a medicinal cannabis product with the information required by these Regulations printed thereon;

“medicinal cannabis product” means any oral medicinal cannabis product or topical medicinal cannabis product whether solid or liquid which is made from cannabis, cannabis material or cannabis resin;

“processing” or “manufacturing” means all or any of the following processes

- (a) extraction from cannabis or cannabis material;
- (b) packaging or re-packaging of products made from cannabis or cannabis material; or

- (c) making or preparing from cannabis, cannabis material or cannabis resin a medicinal cannabis product;

“oral medicinal cannabis product” means a tablet, capsule, liquid, gas, oil, paste, gelatin, spray or other similar substance made from cannabis administered by mouth, and may be swallowed whole, chewed, inhaled or dissolved in the mouth;

“school” means

- (a) a child care centre;
- (b) a nursery school as defined by regulation 1A of the *Education Regulations, 1982* (S.I. 1982 No. 43);
- (c) an infants’ school as defined by regulation 1A of the *Education Regulations, 1982* (S.I. 1982 No. 43);
- (d) a primary school as defined by section 2 of the *Education Act, Cap. 41*; or
- (e) a secondary school as defined by section 2 of the *Education Act*;

“security check” means the process of verifying information submitted by an applicant from any person, entity or agency in Barbados or overseas;

“security guard” has the meaning assigned to it by section 7 *Private Investigators and Security Guards, Cap. 372E*;

“track and trace system” means the system used by the Authority to monitor a cannabis business and the movement of cannabis from the cultivation of the seeds to the final sale of the cannabis or medicinal cannabis product;

“topical medicinal cannabis product” means a product made from cannabis which is in a form to be applied to the skin, eyes, ears or other parts of the body other than the mouth or by parenteral injection.

Application of regulations

3. Without prejudice to the generality of the application of these Regulations to cannabis and medicinal cannabis products, these Regulations shall not be applied to hemp and therefore no licences shall be granted for any purpose specified under sections 30, 31 or 32 of the Act in respect of hemp.

PART II

APPLICATION PROCEDURE

Application procedure

- 4.(1) A person applying for a licence shall
- (a) apply in the form set out as Form 1 in the *First Schedule*;
 - (b) attach or include the corresponding supplemental form for that type of licence from the supplemental forms set out in the *First Schedule*;
 - (c) pay the application fee specified in the *Second Schedule* and such other payments as may be required under paragraph (4) in respect of that application; and
 - (d) follow the guidelines of the Authority with respect to application, the application process and related matters.
- (2) An applicant shall in addition to the information required by regulation 5, provide such additional information as may be requested by the Authority, and a failure to provide the requested information may result in the denial of the application.
- (3) Where additional information is requested under paragraph (2), such additional information shall be provided to the Authority no later than 10 days after the request, unless the Authority otherwise directs.

(4) The Authority may for the purposes of assessing an application request or cause a security check to be conducted for the applicant, and where this security check is to be done the applicant shall

- (a) be notified that this security check is required for his application; and
- (b) be required to pay the cost of the security check.

(5) Where an applicant makes an application for multiple licences at the same time, and the licences are in respect of the same premises the applicant shall follow the guidelines of the Authority for the submission of the application for multiple licences.

Application requirements for all categories of licence

5.(1) An applicant shall attach to or send with the application

- (a) a certificate of character issued by the Commissioner of Police or the equivalent of that certificate from any country in which that person was resident or domiciled in the 5 years prior to coming to Barbados;
 - (b) details of the operational procedures of the proposed cannabis business inclusive of a disaster plan, the source of the funds, and such other information as may be required by the Authority in writing;
 - (c) a security plan and a disposal plan completed in accordance with the requirements issued in writing by the Authority;
 - (d) a premises plan, where required, completed in accordance with the requirements issued in writing by the Authority;
 - (e) planning permission or other authorization from the Chief Town Planner, where required for the use of the premises; and
 - (f) any other document required by the Authority for the application for the licence.
- (2) An application under regulation 4(1) may be submitted
- (a) in an electronic format; or

(b) by depositing the documents with an officer of the Authority at the office of the Authority.

(3) A person submitting a certificate of character or the equivalent of that certificate, shall ensure that the certificate was issued no more than 1 month prior to the submission of the certificate of character or the equivalent thereof with the application.

PART III

INSPECTIONS, LICENSING AND AUDITS

Inspection of premises or vehicles

6.(1) The Authority may send an inspector to inspect any premises or vehicle, subject to an application or a licence at any time in accordance with the provisions of the Act and these Regulations for the purposes of carrying out the functions of the Authority.

(2) The Authority shall not issue a licence under these Regulations unless

(a) there is an inspection of the premises from which the applicant will operate; or

(b) there is an inspection of the vehicle to be used to transport cannabis or medicinal cannabis products.

(3) The Authority shall prior to an inspection for the purposes of paragraph

(2) give notice of the date and time of the inspection.

(4) The inspector shall complete a report in respect of each inspection and submit that report to the Chief Executive Officer of the Authority.

Inspection procedure

- 7.(1) The Authority shall send an inspector or a person under paragraph (4), and the applicant or a licensee shall permit and facilitate the inspector or person with respect to any inspection required by the Authority.
- (2) The inspector shall produce identification issued by the Authority, where required.
- (3) In the execution of his duties under these Regulations, an inspector may
- (a) take photographs, make photocopies, videos or voice recordings of any information he considers necessary;
 - (b) take samples of cannabis or any medicinal cannabis product for testing by the Authority or require a person to have a sample of cannabis or any medicinal cannabis product on the premises or in the vehicle tested; or
 - (c) use any equipment, form of technology, or other facility necessary, to ensure that the necessary findings, information or data are acquired, captured or stored with respect to the inspection.
- (4) Where the Authority sends a person, who is not employed by the Authority, with an inspector, that person must be given an instrument in writing which identifies him and he shall only investigate or inspect the premises or vehicle with or in the presence of an inspector.
- (5) A person acting under paragraph (4), in the performance of his functions may
- (a) take photographs, make photocopies, videos or voice recordings of any information he considers necessary;
 - (b) take samples of cannabis or any cannabis product, or require a person to have a sample of cannabis or any medicinal cannabis product on the premises or in the vehicle tested; or

- (c) use any equipment, form of technology, or other facility necessary, to ensure that the necessary findings, information or data are acquired, captured or stored with respect to the inspection.

Inspection report and other reports

8.(1) An inspector shall submit a written report of each inspection, and that report shall contain

- (a) the full name, address and contact details of the person to whom the report relates, a written description of the premises or vehicle, and a floor plan or pictures, where relevant;
- (b) the dates and times on which the inspection was done;
- (c) the findings and assessment of the premises which should include evidential information collected under regulation 7(3); and
- (d) such recommendations as the inspector considers necessary including a recommendation for a suspension of the assessment process and a re-inspection after the items recommended by the inspector are rectified.

(2) Any person acting under paragraph 7(4) shall submit a report on his findings.

(3) A written report by the inspector or person under regulation 7(4) shall be submitted to the Chief Executive Officer.

Powers of inspectors

9.(1) An inspector may, in accordance with these Regulations,

- (a) enter and search any premises or vehicle for the purposes of assessing an application for a licence;
- (b) enter and search any premises or vehicle for the purposes of assessing compliance with the provisions of the Act or these Regulations;

- (c) enter and search any premises or vehicle where he reasonably believes there is an infringement of the provisions of the Act or these Regulations;
 - (d) enter and search any place on a premises to which the application or licence relates where the inspector reasonably believes that evidence of infringement will be found;
 - (e) stop and search any vehicle on a premises in respect of which a licence has been granted;
 - (f) stop and search any vehicle, container or other receptacle in or on the premises where the inspector reasonably believes that there is an infringement of the provisions of the Act or these Regulations;
 - (g) require the production of any document which the inspector reasonably believes contains information relevant to
 - (i) the application for a licence;
 - (ii) ensuring compliance with the provisions of the Act or these Regulations;
 - (iii) determining an infringement of the provisions of the Act or these Regulations;
 - (h) make reasonable inquiries of any person, whether orally or in writing with respect to a premises or vehicle; and
 - (i) exercise any other power related to inspection or investigation granted under the provisions of these Regulations.
- (2) An inspector who is desirous of exercising power under subsection (1) shall identify himself by the production of his identification.
- (3) A power under subparagraph (a) or (b) of paragraph (1) shall not be exercised in relation to a dwelling house except by an order of the Court.
- (4) For the purposes of paragraph (1), "search" includes taking samples of substances for the purpose of analysis, taking copies of documents, taking

photographs and taking videos or voice recordings and the power to seize any cannabis, medicinal cannabis product or cannabis edible.

Determination of an application

10.(1) The Board shall in making a determination with respect to an application for a licence, consider the application and documents submitted therewith, the inspection report, any other related reports, documents, or such other information the Board considers necessary and

- (a) suspend consideration of the application until the matters identified by Board as requiring rectification are addressed to the satisfaction of the Board;
- (b) approve the application and grant the licence; or
- (c) deny the application.

(2) Where the Board suspends consideration of an application it shall notify the person in writing of the matters which must be rectified for the applicant to meet the requirements to qualify for a licence.

(3) Where required an inspector shall do a further inspection of the premises or vehicle and submit a further written report to the Board.

(4) Where the Board denies an application it shall give written notification of the denial.

Premises declaration

11.(1) An applicant shall provide

- (a) proof of ownership, custody or control of the premises to be used for the cannabis business; or
- (b) legal permission to use the premises for the cannabis business.

(2) Where for the purposes of sub-paragraph (1), the applicant does not have ownership, custody or control of the premises, the person with ownership, custody or control shall complete the form set out as Form 10 in the *First*

Schedule to the Authority and provide such additional information as the Authority may require in respect of information on that form.

(3) The applicant shall submit with the information required by paragraphs (1) and (2) a premises plan, where the premises plan was not submitted in accordance with regulation 5(1)(d).

Grant of a licence

12.(1) Where the Board grants a licence to a person, that licence shall be in the form set out in the *Third Schedule* and that person shall pay the licence fee specified in the *Second Schedule* for the issue of that licence.

(2) A licence granted in accordance with paragraph (1), in addition to the terms and conditions specified in these Regulations, shall specify any additional terms and conditions to which the licence is subject.

(3) Where a licence is granted in accordance with section 31(2) of the Act, that person shall be granted an import licence and an export licence at no additional cost, and the terms and conditions of each such licence shall include that the licence to import or export shall only be used for purposes related to the Research and Development Licence or the Laboratory Licence, as the case may be.

(4) Where the Board grants a licence in accordance with paragraph (1), a notice to that effect shall be published by the Board in the *Official Gazette*.

Display of licence

13. A licensee shall display a copy of the licence issued under these Regulations in a conspicuous place on the premises where he operates his cannabis business.

Change of procedures, particulars or time periods

14.(1) A licensee shall notify the Authority and obtain the approval of the Authority where there will be a material change in the premises to such a degree

that the premises plan submitted to the Authority will be an incorrect representation of the premises layout and the security master plan.

(2) A licensee shall where there is

- (a) a change in any of the contact information submitted to the Authority;
- (b) a change of name in respect of the company name or registered business name; or
- (c) a change in partners, directors or investors or
- (d) a need to change the premises from which the cannabis business operates

inform the Authority in writing within 14 days.

(3) A licensee, shall where a change occurs under paragraph (2)(b) also submit the required documentation in respect of that change and pay the fee specified in the *Second Schedule* for the issue of a replacement copy of the licence with the new particulars.

(4) Where the licensee sends written notification under paragraph (2)(d) the Board must inspect and approve any such premises in accordance with these Regulations and grant written approval for the change of premises.

(5) The Board may in writing extend or vary any time period stipulated under these Regulations.

Warning or caution letters

15.(1) The Board may, where a report from an inspector shows an area of concern, issue a warning in writing to the licensee.

(2) The warning issued under paragraph (1) shall

- (a) state the areas of concern and indicate what needs to be rectified to address the concern;
- (b) state the date by which areas of concern are to be rectified;

- (c) give the reference number and date of any prior warning; and
 - (d) state the result of noncompliance such as suspension or revocation.
- (3) The person issued with the warning, and who rectifies the areas of concern before the period stated in paragraph (2)(b) may notify the Authority of the rectification.
- (4) Where the Board has cause to issue more than 3 warnings to a person under this regulation and there has been no rectification as required, it may suspend the licence.
- (5) Where the Board has cause to suspend a licence more than twice, it may revoke that licence.
- (6) Where the Board determines that it is necessary to suspend or revoke a licence it shall issue a notice of that fact, and that notice shall state
 - (a) the reason for the suspension or revocation and where the areas of concern can be rectified, give a time period by which the areas of concern should be rectified or the suspension or revocation will commence;
 - (b) that the person has 10 days from the date of the notice of the suspension or revocation to submit reasons to the Board why the licence should not be suspended or revoked.
- (7) Where the Board suspends or revokes a licence, the Board shall publish a notice of the suspension or revocation in the *Official Gazette*, and where the notice relates to a suspension it shall state the period of the suspension.

PART IV

TERMS AND CONDITIONS OF A LICENCE

General terms and conditions of a licence

16. A licensee, in addition to any term or condition specified in the licence or in the Act or these Regulations, shall

- (a) comply with any policies, procedures or guidelines issued in accordance with section 4(1)(a) of the Act;
- (b) comply with the provisions of these Regulations;
- (c) prepare a security master plan in accordance with regulation 17;
- (d) establish written standard operating procedures, which should include processing or manufacturing procedures, or cultivation methods, where applicable, for the cannabis business;
- (e) transport cannabis or medicinal cannabis products only with a person granted a transport licence;
- (f) supply all necessary data or information to facilitate entry into the track and trace system of the Authority;
- (g) ensure that a proper electronic log is kept of all cannabis or medicinal cannabis products that are brought onto the premises or sold and keep a log of any person who visits the premises;
- (h) ensure that cannabis and medicinal cannabis products are weighed by an instrument which is certified in accordance with the *Weights and Measures Act*, Cap. 331;
- (i) report any theft or disposal of cannabis or medicinal cannabis products to the Authority within 24 hours of the theft or disposal;
- (j) not sublet or lease any premises granted a licence;

- (k) ensure that where samples of cannabis or medicinal cannabis products are sent to a laboratory for testing, that any remaining sample or sample material is disposed of in accordance with the disposal plan;
- (l) ensure that all cannabis or medicinal cannabis products are tested in the manner required by the Authority to ensure quality as well as to determine the amounts of cannabidiol or tetrahydrocannabinol in the cannabis or medicinal cannabis product and that the documents showing the required information are sent to the Authority;
- (m) harvest and dispose of cannabis or medicinal cannabis products in the manner required by the Authority; and
- (n) ensure that medicinal cannabis products are stored in securely locked areas which are properly ventilated and monitored by security cameras.

Security master plan

17. A licensee shall prepare and maintain a written security master plan in accordance with the guidelines issued by the Authority.

Terms and conditions of a Cultivator Licence

18. A person granted a Cultivator Licence, in addition to the general conditions and any condition specified in the licence or in these Regulations, shall

- (a) only sell the cannabis to a person granted a licence; and
- (b) report monthly on the activities of the cultivation site, and that report shall include a summary of standard daily operations, details of any incident outside of standard operations and give an account of any disposals of cannabis.

Terms and conditions of a Processor Licence

19. A person granted a Processor Licence, in addition to the general conditions and any condition specified in the licence or in these Regulations, shall

- (a) purchase cannabis only from a person with a Cultivator Licence or an Import Licence; and
- (b) ensure that cannabis or medicinal cannabis products are packaged or labelled in the manner required by these Regulations.

Terms and conditions of a Retail Distributor Licence

20. A person granted a Retail Distributor Licence, in addition to the general conditions and any condition specified in the licence or in these Regulations, shall

- (a) purchase cannabis or medicinal cannabis products only from a person with a Cultivator Licence, Processor Licence or Import Licence; and
- (b) ensure that cannabis or medicinal cannabis products are stored in securely locked areas which are properly ventilated and monitored by security.

Terms and conditions of an Import Licence

21. A person granted an Import Licence, in addition to the general conditions and any condition specified in the licence or in these Regulations, shall

- (a) only import cannabis or medicinal cannabis products approved by the Authority;
- (b) only import from a country or place where the sale of cannabis or medicinal cannabis products does not contravene any laws of that country;

- (c) only import cannabis or medicinal cannabis products from a person who has an authorisation certificate issued by the relevant authority in that country;
- (d) ensure that imported cannabis or medicinal cannabis products are stored in a securely locked area which is properly ventilated and monitored by security cameras; and
- (e) send details of cannabis or a list of the medicinal cannabis products being imported, and the intended use of each item or group of similar items to the Authority.

Terms and conditions of an Export Licence

22. A person granted an Export Licence, in addition to the general conditions and any condition specified in the licence or in these Regulations, shall

- (a) only purchase cannabis or medicinal cannabis products from a licensee;
- (b) export cannabis or medicinal cannabis products approved by the Authority;
- (c) only export cannabis or medicinal cannabis products granted an authorisation certificate by the Authority;
- (d) only export to a country or place where the import by that country of the cannabis or medicinal cannabis products does not contravene any of the laws of the country, and where applicable, does not contravene the laws of any country through which the cannabis or medicinal cannabis products must be sent prior to going to the country receiving the cannabis or medicinal cannabis products;
- (e) ensure that exported cannabis or medicinal cannabis products are stored in a securely locked area which is properly ventilated and monitored by security personnel prior to export; and
- (f) send details of cannabis or a list of the medicinal cannabis products being exported with the batch number of each item to the Authority.

Terms and conditions of a Research and Development Licence

23. A person granted a Research and Development Licence, in addition to the general conditions and any condition specified in the licence or these Regulations, shall only purchase cannabis from a person with a Cultivator Licence or a Processor Licence, and comply with Import Licence requirements and Export Licence requirements.

Terms and conditions of a Laboratory Licence

24. A person granted a Laboratory Licence, in addition to the general conditions and any condition specified in the licence or in these Regulations, shall

- (a)* only perform analytical services on cannabis or medicinal cannabis products from a licensee;
- (b)* submit a copy of any certificate of analysis along with the analytical information for that test to the Authority where the certificate of analysis shows a result which indicates that the cannabis or the medicinal cannabis product is not suitable for the intended purpose;
- (c)* destroy any samples taken or held for testing within 30 days of completing the testing;
- (d)* become an accredited laboratory within 2 years of being granted a licence;
- (e)* ensure that an electronic log is kept of all findings in respect of tested cannabis or cannabis products for a 5 year period; and
- (f)* comply with import and export licence requirements.

Terms and conditions of a Transport Licence

25. A person granted a Transport licence, in addition to the general conditions and any condition specified in the licence or in these Regulations, shall

- (a) only transport cannabis, medicinal cannabis products or cannabis waste for the Authority or a licensee;
- (b) ensure that each vehicle also has the required and current documents with respect to the insurance of the vehicle;
- (c) log each route, inclusive of the departure or arrival time, as well as the estimated duration of each journey;
- (d) ensure that cannabis or medicinal cannabis products being transported are coded or identified in a manner that accounts for all that is being transported and ensure those codes are logged in an electronic log which may be accessed by the Authority;
- (e) be able to show proof of ownership of the vehicle or a lease for the vehicle;
- (f) ensure that the Authority shall have real time access to any GPS tracking or other tracking system being used on the vehicle;
- (g) ensure that the GPS tracking or other tracking system being used on the vehicle gives an alert where the vehicle deviates from the logged route;
- (h) not advertise cannabis in any way or have any signage related to medicinal cannabis on the vehicle;
- (i) only transport cannabis or medicinal cannabis products inside the vehicle in a secure and locked receptacle; and
- (j) permit the Authority to send a person to accompany a vehicle at any time or meet any vehicle along its route and perform such checks as may be necessary.

PART V

ELECTRONIC TRACKING, RECORDS, LOGS AND OTHER MATTERS

Electronic tracking and certification by the Authority

26.(1) The Authority shall monitor, regulate and electronically track each premises or vehicle subject to a licence as well as each cannabis plant or each medicinal cannabis product to ensure that all cannabis regulated by the Authority can be accounted for by the Authority.

(2) The Authority shall establish such databases or electronic systems as may be required for electronic tracking of a premises or vehicle being used in respect of a licence granted under these Regulations.

(3) Each licensee shall be given a unique identification number which will allow that person to be added to and identified in the electronic tracking system of the Authority, and this will allow for electronic tracking of that cannabis business for which the person granted the licence is responsible.

(4) The Authority shall set up any device or machinery on the premises or a vehicle where the function of the electronic tracking system requires it to facilitate electronic tracking.

(5) A licensee shall also provide the Authority with remote access to the security system established by that licensee, and facilitate the Authority where the Authority needs to act in accordance with paragraph (4).

(6) The Authority shall issue an authorisation certificate to a licensee where it is required for the purposes of exporting cannabis or a medical cannabis product.

Mandatory testing by the Authority

27. The Authority may require a licensee to test any cannabis or medicinal cannabis product and submit the results to the Authority, and where required dispose of such cannabis or medicinal cannabis product where the test indicates that disposal of cannabis or medicinal cannabis product is required.

Minors

- 28.(1) A licensee shall not
- (a) employ a person who is under 18 years of age to work at any premises granted a licence under this Act;
 - (b) permit any minor on the premises or allow a minor to perform any task or do any act which requires dealing with any aspect of the medicinal cannabis industry or cannabis; or
 - (c) locate or operate a cannabis business within 600 metres of a school.
- (2) Notwithstanding paragraph (1)(b), a minor with a certificate under section 25 of the Act shall be permitted to attend a therapeutic facility with a parent or guardian to receive treatment.

Transport restriction

- 29.(1) Other than the Authority, no person other than a person granted a transport licence or an employee of that person shall transport cannabis or medicinal cannabis products in a vehicle for any purpose under this Act.
- (2) A person granted a transport licence or any employee of that person shall ensure that the cannabis or medicinal cannabis products are not transported in such a manner that the cannabis or the medicinal cannabis products are visible from the outside of the vehicle.
- (3) A person granted a transport licence or any employee of that person shall ensure that the vehicle is not left unattended at anytime while cannabis is being transported.

Inventory concerns

30.(1) A person employed in a cannabis business who detects a discrepancy in

- (a) any cannabis or medicinal cannabis products inventory stocked on the premises;
- (b) the number of cannabis plants on the premises;
- (c) any cannabis or medicinal cannabis products being transported; or
- (d) any of the records with respect to subparagraphs (a) to (c);

shall notify the Authority within 24 hours of finding the discrepancy.

(2) A person who contravenes paragraph (1) is guilty of an offence and is liable on summary conviction to a fine of \$ 25 000.

Security personnel

31.(1) A licensee shall only employ a person as a security guard who

- (a) is 21 years of age or older; and
- (b) holds a licence under the *Private Investigators and Security Guards Cap. 372E.*

(2) A person employed as a security guard shall only exercise the powers granted in accordance with the *Private Investigators and Security Guards Cap. 372E.*

Keeping of records

32.(1) A licensee shall ensure that the records are kept in respect of the following:

- (a) business operation details and inventory of cannabis, medicinal cannabis products produced or sold, crop harvested, accounts and other financial records in relation thereto;

- (b) records of cannabis or cannabis material disposed of; and
 - (c) records of inventory including cannabis and medicinal cannabis products;
- (2) The Authority may inspect the records kept under paragraph (1) at anytime.
- (3) All records kept by a licensee under paragraph (1) or otherwise in accordance with these Regulations shall be kept for a period of 6 years.

Registers

- 33.(1) A licensee shall keep a register of any person who visits the premises and that register must record the full name of the person, address and contact phone numbers of the person as well as the purpose of the visit.
- (2) A person with a cannabis business shall keep a waste disposal register to record any cannabis waste disposed of and that register must record the
- (a) type of cannabis or medicinal cannabis product comprising the cannabis waste;
 - (b) lot number, weight, batch or tracking number of the cannabis, cannabis material or medicinal cannabis product;
 - (c) date of the disposal and reason for the disposal; and
 - (d) employee who did the disposal and the officer from the Authority who supervised the disposal.

Reports

- 34.(1) The Authority may request from a licensee a report or information on any aspect of the cannabis business operated by that licensee.
- (2) Notwithstanding section 15 of the Act, the Authority shall submit to the International Narcotics Control Board such information or reports as may be required in accordance with the *Single Convention on Narcotic Drugs 1961* to which Barbados is signatory.

- (3) A licensee shall submit an annual report to the Authority by the 31st day of March each year, and that report shall be in such form and contain such information as the Authority requires.

PART VI

PACKAGING AND LABELLING MEDICINAL CANNABIS PRODUCTS

Cannabis edible

35.(1) No person shall make or import a cannabis edible.

(2) A person who contravenes this regulation is guilty of an offence and is liable on summary conviction to a fine of \$500 000.

Packaging of harvested cannabis

36.(1) A licensee who reaps or prepares cannabis for sale shall securely package and legibly label that cannabis with the following information:

- (a) the name and address of the cultivation site;
- (b) the batch number assigned by the licensee;
- (c) the name of the licensee;
- (d) the scientific name and common name of the cannabis being packaged;
- (e) the percentage of THC and CBD in the cannabis being packaged; and
- (f) the unique serial number from the Authority for the purposes of the track and trace system.

(2) Notwithstanding paragraph (1), where the cannabis from a cultivation site is to be packaged for retail sale it must also be packaged in accordance with the other requirements in these Regulations, where applicable.

Manufacturing of medicinal cannabis products

37. A licensee who processes or manufactures a medicinal cannabis product shall ensure that the amounts of cannabidiol or tetrahydrocannabinol used from the cannabis, cannabis material, or cannabis resin are within the limits prescribed as safe by the country or place to which the medicinal cannabis product will be exported.

Child resistant and tamper proof packaging

38.(1) A person with a Processor Licence or a Retail Distributor Licence which provides for the processing of medicinal cannabis products shall not package that medicinal cannabis product in a manner which is likely to attract children.

(2) A person with a Processor Licence or a Retail Distributor Licence who processes, manufactures or sells medicinal cannabis products shall where that medicinal cannabis product is packaged in a bottle, box, pouch, bag, tube or other container ensure that the bottle, box, pouch, bag, tube or other container is opaque and carries a safety cap, or other form of closure, which is child resistant.

(3) The licensee shall in respect of a medicinal cannabis product for sale ensure that the package in which that medicinal cannabis product is presented for sale or use has a tamper proof component so that the purchaser or user is made aware that the integrity of the contents of the package are secure and safe for their intended use.

Label on a medicinal cannabis product

39.(1) The manufacturer's label on the front of the package shall include

- (a) the brand name as well as the medicinal cannabis product name in large letters;

- (b) the percentage of CBD or THC or both in the medicinal cannabis product as well as the existence and percentage thereof of any other cannabinoids in the medicinal cannabis product;
 - (c) information that THC is a psychoactive substance and state the impact this substance can have on the body;
 - (d) the general major use or purpose of the medicinal cannabis product; and
 - (e) manufacture date, expiration date or best before date of medicinal cannabis product, as may be required, as well as the batch number assigned to the medicinal cannabis product.
- (2) The manufacturer's label on the back or sides of the package shall state
 - (a) the ingredients in the medicinal cannabis product beginning with the main ingredient and ending with the ingredient which carries the smallest quantity;
 - (b) directions for use or dosage, side effects and warnings against overdosing or excessive use;
 - (c) that the person using the medicinal cannabis product shall inform his primary care physician and any person extending medical care to him that he is using the medicinal cannabis product; and
 - (d) that the cannabis product shall not be given to children or minors without a prescription from a medical practitioner.
- (3) The manufacturer's label shall
 - (a) be printed in English;
 - (b) show the scientific name as well as the familiar name of the cannabis in the medicinal cannabis product;
 - (c) show a picture of the universal symbol for cannabis;

- (d) give the correct net weight of the medicinal cannabis product, and net contents of the package in accordance with the metric system of measurement;
 - (e) give a correct statement of the contents of the package;
 - (f) be placed on the package in a manner that ensures that it will not be damaged, removed or obscured by any other message or graphic on the display panel, when the package is opened; and
 - (g) not use misleading graphics or information as to health benefits or uses of a medicinal cannabis product.
- (4) Notwithstanding paragraph (3)(a), where the cannabis or medicinal cannabis product
- (a) is imported from a country or State whose native or primary language is not the English language; and
 - (b) is to be sold in the packaging which carries a label or labels which are not in the English language

the licensee shall ensure that the requirements of this regulation as well as the requirements of regulations 36, 37 and 38 are also displayed on the packaging in the English language in such a manner that an English speaking person also has the required information in English.

PART VII

SUSPENSION OR REVOCATION OF A LICENCE

Immediate revocation or suspension of licence

40.(1) Notwithstanding regulation 15, the Board may, with immediate effect, revoke or suspend a licence where there is breach of section 36 of the Act.

(2) Where the Board suspends or revokes a licence, the Board shall publish a notice of the suspension or revocation in the *Official Gazette*, and where the publication relates to a suspension it shall state the period of the suspension.

Prohibition against operating

41.(1) No person shall continue to operate a cannabis business where the licence is revoked or suspended.

(2) A person who contravenes paragraph (1) is guilty of an offence and is liable on summary conviction to a fine of \$ 500 000 or to imprisonment for 5 years or to both.

PART VIII

DISPOSAL OF CANNABIS

Disposal of medicinal cannabis

42.(1) The Authority shall not grant a licence to any person whose disposal plan

(a) does not include the methods of disposal approved by the Authority, such as methods for burial, compost pits, burning or the use of incinerators; and

(b) may contaminate the ground water or cause air pollution which may impact nearby communities or schools.

(2) A licensee who seeks to dispose of cannabis waste shall notify the Authority of the date and time of the disposal, and state what is to be disposed of.

(3) No person shall dispose of cannabis waste unless officers from the Authority are present.

- (4) The Authority shall send officers to attend the disposal, and those officers shall submit a report to the Chief Executive Officer, and that report shall include a list what was disposed of and how the disposal was done.
- (5) Paragraphs (2) and (3) shall not apply to a person granted a laboratory licence or research and development licence.
- (6) A licensee who seeks to dispose of any hazardous waste or chemical waste from the operation of the cannabis business shall dispose of that waste in accordance with the Laws of Barbados.
- (7) Cannabis waste intended for disposal shall remain on the licensed premises until it is being disposed of, and the licensee shall ensure that
 - (a) access to the cannabis waste is restricted to employees or agents; and
 - (b) the storage area for the cannabis waste is separate from the storage area for the cannabis or medicinal cannabis products.
- (8) Where the Authority
 - (a) suspends a licence it may require the licensee to perform certain functions or tasks or to destroy all cannabis, medicinal cannabis products and all cannabis waste on the premises; or
 - (b) revokes a licence or a licence expires it shall require the licensee to destroy all cannabis, medicinal cannabis products and all cannabis waste on the premises.
- (9) Where the licensee does not destroy the cannabis, medicinal cannabis products and cannabis waste on the premises or it is not adequately disposed of, the Authority shall dispose of it, and the Authority shall ensure the proper and complete disposal of the cannabis, medicinal cannabis products and cannabis waste on the premises.

PART IX

SIGNS AND ADVERTISING

Signs

43.(1) A licensee may have a sign with the name or logo of the cannabis business on the premises or at the entrance of the building and that sign shall be legible and visible from the roadside.

(2) A sign used under subsection (1) shall not include the word cannabis or any related terminology or any images or pictures readily associated with cannabis.

(3) A licensee with a transport licence may have a sign with the name or logo of the cannabis business on the vehicle but it shall not include the word cannabis or any related terminology or any images or pictures readily associated with cannabis.

Advertising

44.(1) No person shall advertise or market cannabis or a medicinal cannabis product by broadcast, cable, radio, print, digital communications, website, or print publications where such marketing or advertising would

- (a) communicate information on the price or distribution of cannabis or medicinal cannabis products;
- (b) be appealing to minors;
- (c) include a personal testimonial or endorsement of the benefits or cures associated with cannabis or medicinal cannabis products, however displayed or communicated;
- (d) depict a person, character or animal, whether real or fictional in such a manner that the person, character or animal is readily associated with the cannabis business, cannabis or a medicinal cannabis product; or

- (e) include false, misleading or deceptive information
 - (i) about the curative benefits or uses of cannabis or medicinal cannabis products; or
 - (ii) which is likely to create an erroneous impression about the characteristics, value, quantity, composition, strength, concentration, potency, purity or quality of the cannabis or medicinal cannabis product; or
 - (iii) which is likely to create an erroneous impression about the merit, safety or health effects or health risks of cannabis or medicinal cannabis product.
- (2) A licensee may personally promote his cannabis business by using a website, electronic or print publications, where such promotion
 - (a) is not directed at or sent to a minor;
 - (b) is not in a place where minors are permitted or have access to by law; or
 - (c) does not include false, misleading or deceptive information that is likely to create an erroneous impression about the cannabis or medicinal cannabis products.
- (3) A person who contravenes this section is guilty of an offence and is liable on summary conviction to a fine of \$ 500 000 or to imprisonment for 5 years or to both.

FIRST SCHEDULE

(Regulations 4 and 11)

Barbados Medicinal Cannabis Licensing Authority



Medicinal Cannabis Industry Act, 2019
(Act 2019-44)

Medicinal Cannabis Industry Regulations, 2020

FORM 1

APPLICATION FORM

Instructions to Applicant:

1. Please read the form carefully and complete in BLOCK CAPITALS.
2. Please read the *Medicinal Cannabis Industry Act, 2019* and the *Medicinal Cannabis Industry Regulations, 2020* before completing this form.
3. Please read the guidelines issued by the Authority before completing this form.

Please Note:

1. A licence will only be applicable to the particular premises or vehicle for which it is issued.
2. Each licence is subject to the conditions attached thereto and may be suspended or revoked for a breach of those conditions, or a breach of the Act or Regulations.
3. You are also required to complete the supplemental information form that corresponds to the licence being applied for.

First Schedule - (Cont'd)

Documents to be submitted with the Application Form

1. Certificate of Character or the equivalent thereof for the applicant, directors, employees, partners and authorised agent(s) (where applicable).
2. Certified copy of two forms of identification with your photograph. Ensure that these are the same forms of identification used to complete the form.
3. Certified copy of Certificate of Registration or Certificate of Incorporation.
4. Premises plan.
5. Security plan.
6. Disposal plan.
7. Doctor's certificate in accordance with section 32(2) of the Act.
8. Proof of address required by the Authority.
9. Form 10 where required.
10. Town and country planning permission (where applicable).
11. Any accreditation issued to a Laboratory (where applicable).
12. Any other document required by the Regulations or under the Act.

First Schedule - (Cont'd)

SECTION A: TIER OF LICENCE

All applicants should complete this section.

TYPE OF LICENCE

Please indicate the type and tier of licence for which you are applying.

- | | | | |
|--|--------------------------|--------------------------|--------------------------|
| Cultivator (Tier 1 - up to 1 acre) | <input type="checkbox"/> | Retail Distributor | <input type="checkbox"/> |
| Cultivator (Tier 2 - over 1 acre to 5 acres) | <input type="checkbox"/> | Laboratory | <input type="checkbox"/> |
| Cultivator (Tier 3 - over 5 acres to 25 acres) | <input type="checkbox"/> | Research and Development | <input type="checkbox"/> |
| Cultivator (Tier 4 - more than 25 acres) | <input type="checkbox"/> | Import | <input type="checkbox"/> |
| Processor (Tier 1 - 200 square metres) | <input type="checkbox"/> | Export | <input type="checkbox"/> |
| Processor (Tier 2 - 200 - 500 metres) | <input type="checkbox"/> | Transport | <input type="checkbox"/> |
| Processor (Tier 3 - more than 500 square metres) | <input type="checkbox"/> | | |

Details of Previous or Existing Licence

1. Is this your first application for a licence in any jurisdiction? Yes No

If no, fill out questions 2 to 6.

2. How many applications have you made and in which jurisdictions?

3. In which jurisdiction was your last application made (before this application)?

First Schedule - (Cont'd)

4. Please provide the following information on your last application (before this application):

Type of Licence _____ Jurisdiction _____

Date of Application _____

5. What is the status of your last application (before this application)?

Current Denied Suspended/Revoked

Being Processed Not Issued

6. Do you hold a licence? Yes No

If yes, state the jurisdiction, type of licence and licence number: _____

First Schedule - (Cont'd)

SECTION B: INDIVIDUAL APPLICATION SECTION

Complete this section only if you are applying as an individual or as a person with a Registered Business Name.

(If registered under the *Registration of Business Names Act, Cap. 317*, please attach a copy of the Certificate of Registration issued pursuant to that Act)

| | | |
|--|---|---|
| Surname: | First Name: | Middle Name: |
| Other Names or Aliases (if applicable): | If you have changed your name please state previous name: | Mother's Maiden Name: |
| Gender: <input type="checkbox"/> Male <input type="checkbox"/> Female | Marital Status: <input type="checkbox"/> Single <input type="checkbox"/> Married <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed | Date of Birth: <small>(dd-mm-yyyy)</small> |
| Country of Birth: | Nationality: | How many years have you lived in Barbados: |
| <p>If you are not a citizen of Barbados indicate below if you have the status of an immigrant or if you are a Permanent Resident:</p> <p><input type="checkbox"/> Status of Immigrant <input type="checkbox"/> Permanent Resident</p> <p>If your Nationality is not Barbadian or you have dual Nationality please state:</p> <p>(a) Nationality (other than Barbadian): _____</p> <p>(b) Second Nationality, if any: _____</p> <p>Where have you been resident/domiciled within the last 5 years?</p> | | |

First Schedule - (Cont'd)

| Complete this section with the identification number from any two of the required forms of identification listed below. Make sure to use the same identification which was copied and attached to the application. Tick the forms of identification used below and then state the identification number. | | | |
|--|------------------------|---------------|-----------------|
| Identification Type: | Identification Number: | | |
| <input type="checkbox"/> Driver's Licence: | | | |
| <input type="checkbox"/> Passport: | | | |
| <input type="checkbox"/> Identification Card: | | | |
| TAMIS Number (if applicable): | | | |
| Registered Business Name: | | | |
| Registration Certificate Number: | | | |
| Permanent Address: | | | |
| Mailing Address (if different from above): | | | |
| Address of Business being Licensed: | | | |
| Contact Numbers (as available): | | | |
| | <i>(Home)</i> | <i>(Work)</i> | <i>(Mobile)</i> |
| Email Address(es): | | | |

First Schedule - (Cont'd)

| | |
|--|--|
| Complete this part if applicable. NAME OF AUTHORISED AGENT: | |
| Permanent Address of Authorised Agent: | |
| Gender (if applicable): <input type="checkbox"/> Male <input type="checkbox"/> Female | Date of Birth (if applicable): <i>(dd-mm-yyyy)</i> |
| Contact Number(s): <div style="display: flex; justify-content: space-around; width: 100%;"> (Home) (Work) (Mobile) </div> | Email Address(es): |

First Schedule - (Cont'd)

SECTION C: COMPANY/OTHER BUSINESS INFORMATION

Complete this section only if you are applying for a Company, Partnership or Cooperative.

(Please attach a copy of the Certificate of Incorporation and other related documents, as applicable)

| | | | |
|--|---------------|---------------|-----------------|
| Name: | | | |
| Other Names and Aliases: | | | |
| Identification Card Number: | | | |
| Permanent Address: | | | |
| Contact Numbers: | | | |
| | <i>(Home)</i> | <i>(Work)</i> | <i>(Mobile)</i> |
| Email Address: | | | |
| Name of Company/Partnership/Co-operative: | | | |
| Registered Business Address: | | | |
| Mailing Address (if different from registered business address): | | | |
| Address of Premises Being Licensed: | | | |
| How many directors/partners do you have? | | | |

First Schedule - (Cont'd)

| | |
|--|---|
| Type of Business: <input type="checkbox"/> Partnership <input type="checkbox"/> Cooperative <input type="checkbox"/> Company | |
| Is the company domiciled in Barbados? | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| If No, where is the company domiciled? | |
| Contact Number(s): <div style="display: flex; justify-content: space-around; font-size: small;"> (Home) (Work) (Mobile) </div> | Email Address(es): |
| Complete this part if applicable. NAME OF AUTHORISED AGENT: | |
| Permanent Address of Authorised Agent: | |
| Gender (if applicable): <input type="checkbox"/> Male <input type="checkbox"/> Female | Date of Birth (if applicable): <small>(dd-mm-yyyy)</small> |
| Contact Number(s): <div style="display: flex; justify-content: space-around; font-size: small;"> (Home) (Work) (Mobile) </div> | Email Address(es): |

First Schedule - (Cont'd)

| |
|---|
| Full Name of Director*: |
| Other Names or Aliases: |
| Marital Status: <input type="checkbox"/> Single <input type="checkbox"/> Married <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed |
| Address: |
| Identification Card Number: |
| Passport Number: |
| Email address: |
| Contact number: |
| If your Nationality is not Barbadian or you have dual Nationality please state: |
| (a) Place of Birth: _____ |
| (b) Nationality: _____ |
| (c) Other Nationality (where applicable): _____ |
| If you have any of the following indicate by a tick: |
| (d) <input type="checkbox"/> Status of Immigrant <input type="checkbox"/> Permanent Resident |
| (e) Country of Residence: _____ |
| *Director also includes partners and persons who are part of management in the partnership or co-operative. Please attach a supplemental sheet for further information, where required |

First Schedule - (Cont'd)

| |
|--|
| Full Name of Director*: |
| Other Names or Aliases: |
| Marital Status: <input type="checkbox"/> Single <input type="checkbox"/> Married <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed |
| Address: |
| Identification Card Number: |
| Passport Number: |
| Email address: |
| Contact number: |
| If your Nationality is not Barbadian or you have dual Nationality please state: |
| (a) Place of Birth: _____ |
| (b) Nationality: _____ |
| (c) Other Nationality (where applicable): _____ |
| If you have any of the following indicate by a tick: |
| (d) <input type="checkbox"/> Status of Immigrant <input type="checkbox"/> Permanent Resident |
| (e) Country of Residence: _____ |
| *Director also includes partners and persons who are part of management in the partnership or co-operative. Please attach a supplemental sheet for further information, where required. |

First Schedule - (Cont'd)

SECTION D: GENERAL DECLARATIONS

If necessary, please use a supplementary sheet to provide all of the required information.

All applicants should complete all of the questions in this section.

| | |
|--|---|
| <p>1. Are you, or any of your Directors under the age of eighteen years (18)?</p> | <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p> |
| <p>2. Are you, or any of your employees under the age of eighteen years (18)?</p> | <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p> |
| <p>3. Are you the titled owner of the premises being licensed (land or buildings)?</p> | <p><input type="checkbox"/> Yes <input type="checkbox"/> No If no, state the name of the owner of the property? If no, the owner must complete Form 10.</p> |
| <p>4. Have you, any of your Directors, your parent company or any related entity ever applied for a licence to handle medicinal cannabis or medicinal cannabis products in any other jurisdiction.</p> | <p><input type="checkbox"/> Yes <input type="checkbox"/> No If yes, state jurisdiction and type of licence applied for: If yes, indicate the status below: Status: <input type="checkbox"/> Licence granted <input type="checkbox"/> Licence denied <input type="checkbox"/> Licence being processed <input type="checkbox"/> Licence suspended/revoked</p> |

First Schedule - (Cont'd)

| | |
|---|--|
| 5. Have you applied to the Authority before? | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 6. Have you or any of your Directors ever been convicted of an indictable offence in Barbados? | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 7. Have you or any of your Directors ever been convicted of an indictable offence in any other country? | <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, state the name of the country: |

First Schedule - (Cont'd)

SECTION E: STATEMENT OF FINANCIAL HISTORY

All applicants should complete all the questions in this section.

Please attach supporting documents for all questions to which you have answered 'Yes'.

| | | | | | |
|---|----------------|--------------------------|-----|--------------------------|----|
| 1. Have you, any of your Directors or your parent company filed a bankruptcy petition in the past 5 years? | Applicant | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| | Director | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| | Parent Company | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| 2. Have you, any of your Directors or your parent company had a bankruptcy petition filed against you? | Applicant | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| | Director | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| | Parent Company | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| 3. Has a complaint, judgment, settlement or other disposition related to a violation of any financial or trade regulation ever been filed or entered against you, any of your Directors or your parent company? | Applicant | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| | Director | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| | Parent Company | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| 4. Have you, any of your Directors or your parent company been charged with or convicted of an indictable offence in the past 5 years, in this or any other country? | Applicant | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| | Director | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| | Parent Company | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |

First Schedule - (Cont'd)

| | |
|---|--------------------------------------|
| 5. State the manner by which this operation will be financed. | |
| <input type="checkbox"/> bank loan | Name of bank: _____ |
| <input type="checkbox"/> credit union loan | Name of credit union: _____ |
| <input type="checkbox"/> loan by other financial institution | Name of financial institution: _____ |
| <input type="checkbox"/> personal savings | |
| <input type="checkbox"/> investor | |
| <input type="checkbox"/> shareholder | |
| <input type="checkbox"/> other | Please specify: _____ |

First Schedule - (Cont'd)



SECTION F: AUTHORISATION FOR VERIFICATION OF INFORMATION

All applicants must sign this section for their application to be processed.

Please READ CAREFULLY and sign to give consent.

I, _____ of _____
(Full Name) (Address)

hereby authorise the Barbados Medicinal Cannabis Licensing Authority, or its duly authorised representative, to validate the accuracy of the information provided in connection with this application for a licence. I understand that the Barbados Medicinal Cannabis Licensing Authority may utilise independent agencies in Barbados or overseas to assist in checking such information, and I specifically authorise such an investigation by the Barbados Medicinal Cannabis Licensing Authority.

Signature

Full name

Date

COMPANY SEAL
(if applicable)

First Schedule - (Cont'd)



Permission to Seize and Destroy

All applicants must sign this section for their application to be processed.

I, _____ of _____
(Full Name) (Address)

declare on behalf _____ that I
(Name of Person/Company/Partnership/ Business Name or Co-operative)

accept and authorise that where the Barbados Medicinal Cannabis Licensing Authority revokes or suspends the licence or the licence expires that the Barbados Medicinal Cannabis Licensing Authority may seize and destroy any medicinal cannabis or cannabis products, on the premises to which the licence relates.

Signature

Full name

Date

COMPANY SEAL
(if applicable)

First Schedule - (Cont'd)



FINAL DECLARATION

All applicants must sign this section for their application to be processed.

I, _____ of _____
(Full Name) (Address)

declare that this form and all the attachments, statements, disclosures and supporting documents are true and correct to the best of my knowledge and belief. I further declare that this statement is executed with the knowledge that any misrepresentation or failure to reveal information requested may be deemed sufficient cause for the refusal to issue a licence by the Barbados Medicinal Cannabis Licensing Authority, and that after the issue of a licence, any statement made in connection with the application which is found to be false may result in the revocation of the licence.

Signature

Full name

Date

COMPANY SEAL
(if applicable)

First Schedule - (Cont'd)

Barbados Medicinal Cannabis Licensing Authority



Medicinal Cannabis Industry Act, 2019
(Act 2019-44)

Medicinal Cannabis Industry Regulations, 2020

FORM 2

SUPPLEMENTAL INFORMATION: CULTIVATOR LICENCE APPLICATION

| | |
|---|---|
| 1. What is the size of the property (in acres)? | |
| 2. How long will it take to harvest your first crop? | |
| 3. What strain of cannabis will you be growing? | <input type="checkbox"/> Cannabis Indica <input type="checkbox"/> Cannabis Sativa |
| 4. How will the crop be grown? | <input type="checkbox"/> Indoor <input type="checkbox"/> Outdoor <input type="checkbox"/> Greenhouse <input type="checkbox"/> Hydroponics <input type="checkbox"/> Other, please specify: _____ |
| 5. Do you have a buyer or have you started discussions with any person to purchase your crop? | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> In discussion If yes, please indicate the name of the person or the company: _____ _____ (Attach a list if necessary) |

First Schedule - (Cont'd)

Barbados Medicinal Cannabis Licensing Authority



Medicinal Cannabis Industry Act, 2019
(Act 2019-44)

Medicinal Cannabis Industry Regulations, 2020

FORM 3

SUPPLEMENTAL INFORMATION: PROCESSOR LICENCE

| | |
|--|---|
| 1. What is the size of the property (in square metres)? | Indoor: _____ Outdoor: _____ |
| 2. What medicinal cannabis products do you intend to manufacture? (Please attach a list of the products and indicate the use of each) | <input type="checkbox"/> Topical <input type="checkbox"/> Oral <input type="checkbox"/> Other, specify: _____ |
| 3. Do you have a buyer or have you started discussions to sell your products? (Please attach a list if necessary) | <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> In discussion If yes, please indicate: |
| 4. What type of extraction methods will be used? | |
| 5. Do you intend to process or manufacture other non-cannabis items on the same premises? | <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, please attach list of items. |

First Schedule - (Cont'd)

Barbados Medicinal Cannabis Licensing Authority



Medicinal Cannabis Industry Act, 2019
(Act 2019-44)

Medicinal Cannabis Industry Regulations, 2020

FORM 4

SUPPLEMENTAL INFORMATION: RETAIL DISTRIBUTOR LICENCE

| | |
|---|--|
| 1. What medicinal cannabis products do you intend to sell? (Please attach a list of products and their uses)? | |
| 2. Have you started discussions to purchase products? (Please attach a list if necessary) | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 3. Do you intend to sell other non-cannabis items on the same premises? (Please attach a list of product categories) | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 4. What types of treatments do you intend to provide? | |
| 5. Will there be consumption of medicinal cannabis products or cannabis on the property? | <input type="checkbox"/> Yes <input type="checkbox"/> No |

First Schedule - (Cont'd)

| | | | | | |
|--|----------------------|--------------------------|-----|--------------------------|----|
| 6. Have you engaged a Pharmacist or Medical Practitioner to work in your facility? If Yes, please give name and contact information of the Pharmacist and the Medical Practitioner. | Pharmacist | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| | Medical Practitioner | <input type="checkbox"/> | Yes | <input type="checkbox"/> | No |
| | | | | | |
| | | | | | |

First Schedule - (Cont'd)

Barbados Medicinal Cannabis Licensing Authority



Medicinal Cannabis Industry Act, 2019
(Act 2019-44)

Medicinal Cannabis Industry Regulations, 2020

FORM 5

SUPPLEMENTAL INFORMATION: LABORATORY LICENCE

| | |
|---|--|
| 1. What type of laboratory services do you intend to offer? | |
| 2. What harmful substances will be kept on site for the services of the laboratory? | |
| 3. Are you affiliated or a subsidiary of an existing laboratory? If Yes, please give the name, address of the company and attach a summary of the level and years of experience operating as a laboratory. | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 4. Will the laboratory be offering a collection or a delivery service? | Collection <input type="checkbox"/> Yes <input type="checkbox"/> No Delivery <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 5. What are the highest academic qualifications of the person who will be head of the laboratory? | |

First Schedule - (Cont'd)

Barbados Medicinal Cannabis Licensing Authority



Medicinal Cannabis Industry Act, 2019
(Act 2019-44)

Medicinal Cannabis Industry Regulations, 2020

FORM 6

SUPPLEMENTAL INFORMATION: RESEARCH AND DEVELOPMENT LICENCE

| | |
|---|---|
| 1. What is the square footage of the property? | <input type="checkbox"/> Indoor: _____ <input type="checkbox"/> Outdoor: _____ |
| 2. What research activities do you intend to undertake? <i>(Tick all that apply)</i> | <input type="checkbox"/> Research Only <input type="checkbox"/> Research and Propagation for Research <input type="checkbox"/> Research for Product Development |
| 3. Do you intend to research other areas of study/items on the same premises? | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 4. What is the main purpose of the research? | |

First Schedule - (Cont'd)

Barbados Medicinal Cannabis Licensing Authority



Medicinal Cannabis Industry Act, 2019
(Act 2019-44)

Medicinal Cannabis Industry Regulations, 2020

FORM 7

SUPPLEMENTAL INFORMATION: IMPORT LICENCE

| | |
|--|--|
| <p>1. What strains of cannabis or medicinal cannabis products do you intend to import?</p> <p>(a) Country of Origin:</p> <p>(b) Name of company/individual:</p> <p>(Please attach a list if necessary)</p> | |
| <p>2. Do you have a buyer or potential buyer for the cannabis or medicinal cannabis products?</p> | <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If yes, please indicate name of person(s) or company(ies):</p> |
| <p>3. Do you intend to sell these items retail, wholesale or both?</p> | |
| <p>4. How many times per year do you intend to import over the period of the licence?</p> | |

First Schedule - (Cont'd)

Barbados Medicinal Cannabis Licensing Authority



Medicinal Cannabis Industry Act, 2019
(Act 2019-44)

Medicinal Cannabis Industry Regulations, 2020

FORM 8

SUPPLEMENTAL INFORMATION: EXPORT LICENCE

| | |
|--|--|
| <p>1. What strains of cannabis or medicinal cannabis products are you intending to export? (Please attach a list of products)</p> | |
| <p>2. Do you have an agreement to purchase items for export? (a) Name of company/individual: (b) Address of company/individual: (Please indicate name of person or company)</p> | <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p> |
| <p>3. Which markets do you intend to export to?</p> | |

First Schedule - (Cont'd)

Barbados Medicinal Cannabis Licensing Authority



Medicinal Cannabis Industry Act, 2019
(Act 2019-44)

Medicinal Cannabis Industry Regulations, 2020

FORM 9

SUPPLEMENTAL INFORMATION: TRANSPORT LICENCE

| | |
|---|--|
| 1. How many vehicles do you intend to license? (Attach a list with make and model) | |
| 2. Do you currently have any possible contracts for the transport of cannabis or medicinal cannabis products? (Attach a list if necessary) | <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, please indicate name of person or company: |
| | (Attach a list if necessary) |

First Schedule - (Cont'd)

Barbados Medicinal Cannabis Licensing Authority



*Medicinal Cannabis Industry Act, 2019
(Act 2019-44)*

Medicinal Cannabis Industry Regulations, 2020

FORM 10

**CONSENT BY PROPERTY OWNER TO UTILISE PREMISES FOR
MEDICINAL CANNABIS**

If the property (land or buildings) to be licensed is not owned by or under the custody or control of the applicant, this form must be completed and the declaration signed by the owner or person with custody and control of the land.

Please attach the relevant lease or rental agreement.

1. Type of Property: Land Land with Building(s) Retail Space

2. Description of Property (include Volume/Folio Number as appropriate):

3. Description of intended use of the property in relation to medicinal cannabis:

First Schedule - (Cont'd)

4. Address of the property: _____
5. This property currently has a mortgage and the conveyance for the property is with _____; or
Name of Institution
- This property currently has no mortgage and I currently have the conveyance in respect of the property.
6. I currently have a lease for this property and it is currently mortgaged with _____ financial institution.
- I currently have a lease for this property and all the required documentation for that lease.

FOR OWNERS OR PERSONS WITH CUSTODY OR CONTROL

I, _____, declare that I am the owner or person with custody of this property and I am fully aware of the intended use of the property as outlined in Clause 3 above and freely give my consent for such activities to be conducted on the property.

Signed: _____ Date: _____

Address: _____ Phone: _____

Identification Card Number: _____

First Schedule - (Concl'd)

FOR MULTIPLE OWNERS OR MULTIPLE PERSONS WITH CUSTODY OR CONTROL

We the undersigned, _____

_____, declare that we are the owners of this property and are fully aware of the intended use of the property as outlined in Clause 3 (Page 1) above and freely give our consent for such activities to be conducted on the site.

Signed: _____ Date: _____

Address: _____ Phone: _____

Identification Card Number: _____

Signed: _____ Date: _____

Address: _____ Phone: _____

Identification Card Number: _____

Signed: _____ Date: _____

Address: _____ Phone: _____

Identification Card Number: _____

Signed: _____ Date: _____

Address: _____ Phone: _____

Identification Card Number: _____

SECOND SCHEDULE*(Regulations 4, 12 and 14)****Application Fees***

| Type of 5 Year Licence | Fee |
|----------------------------------|------------|
| Cultivator Licence | \$1 980.00 |
| Processor Licence | \$5 940.00 |
| Retail Distributor Licence | \$5 940.00 |
| Transport Licence | \$1 980.00 |
| Export Licence | \$1 980.00 |
| Import Licence | \$1 980.00 |
| Laboratory Licence | \$9 900.00 |
| Research and Development Licence | \$5 940.00 |

Licence Fees

| Type of 5 Year Licence | Fee |
|--------------------------------------|---------------|
| Cultivator Licence (Tier 1) per acre | \$29 700.00 |
| Cultivator Licence (Tier 2) per acre | \$123 750. 00 |
| Cultivator Licence (Tier 3) per acre | \$99 000.00 |
| Cultivator Licence (Tier 4) per acre | \$79 200.00 |

| Type of 5 Year Licence | Fee |
|----------------------------|---------------|
| Processor Licence (Tier 1) | \$ 148 500.00 |
| Processor Licence (Tier 2) | \$ 742 500.00 |
| Processor Licence (Tier 3) | \$ 990 000.00 |

| Type of 5 Year Licence | Fee |
|---|---------------|
| Retail Distributor Licence | \$ 148 500.00 |
| Transport Licence (for a single vehicle) | \$ 99 000.00 |
| Cost of each additional vehicle | \$ 14 850.00 |
| Export Licence | \$ 5 940. 00 |
| Import Licence | \$5 940.00 |
| Laboratory Licence | \$ 74 250.00 |
| Research and Development Licence | \$74 250.00 |

Miscellaneous Fees

| | \$ |
|---|----------|
| GENERAL FEES | |
| Issue of a certified copy of a Licence | \$495.00 |
| Issue of a certified replacement of a Licence | \$495.00 |
| Re-inspection fee | \$297.00 |

THIRD SCHEDULE

(Regulation 12)



MEDICINAL CANNABIS INDUSTRY LICENCE

Licence No.

Name of Individual / Name of Company / Name of Other Entity

On behalf of the Barbados Medicinal Cannabis Licensing Authority it is hereby certified that the above-mentioned *[individual, company or entity]* is granted this *[type of licence]* to operate in medicinal cannabis industry in accordance with the *Medicinal Cannabis Industry Act, 2019 (Act 2019-44)* and the *Medicinal Cannabis Industry Regulations, 2020 (S.I. 2020 No.)*.

This licence is for a 5 year period commencing on the _____ day of _____, 20____ and ending on the _____ day of _____, 20____.

Terms and Conditions of this Licence

- A ...
- B ...
- C ...

...

Signature of Chairman of the Board

Name of Chairman of the Board

Date

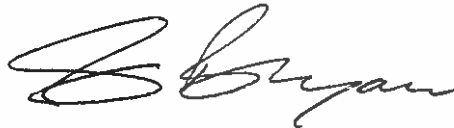
The breach of the terms and conditions of this licence, as well as any contravention of the Act or Regulations may result in the suspension or revocation of this licence .

Made by the Minister this 05th day of OCTOBER, 2020.



Minister Responsible for Agriculture and Food Security

Approved by the Chairman this 05th day of OCTOBER, 2020.



Chairman

Barbados Medicinal Cannabis Board

