



P.Z.E. br. 495 / 2

HRVATSKI SABOR

Klub zastupnika
Stranke rada i solidarnosti
i nezavisnih zastupnika

Zagreb, 20. ožujka 2019. godine

PREDSJEDNIK HRVATSKOG SABORA
g. Gordan Jandroković

Predmet : Amandmani na Konačni prijedlog Zakona o izmjenama i dopunama Zakona o suzbijanju zlouporabe droga

Temeljem članka 196. Poslovnika hrvatskog sabora, Klub zastupnika stranke rada i solidarnosti i nezavisnih zastupnika na Konačni prijedlog Zakona o izmjenama i dopunama Zakona o suzbijanju zlouporabe droge P.Z.E. 495, podnosi sljedeće amandmane :

AMANDMAN I

U članku 3. u izmijenjenom članku 2. stavak 1.iza točke 4. dodaje se nova točka 5. koja glasi:

Medicinska konoplja je konoplja (*Cannabis sativa*) koji zadovoljava farmakopeju bilo koje zemlje članice Europske unije i koristi se za izradu lijeka od strane pravnih osoba koje imaju dozvolu Agencije za lijekove i medicinske proizvode za proizvodnju gotovog lijeka i tvari koja se smatra narkotikom ili psihotropnom tvari prema Zakonu o lijekovima, a izdaje se pacijentu na temelju liječničkog recepta.

Točke 5 do 18. postaju točke 6. do 19.

AMANDMAN II

U članku 9. u izmijenjenom članku 13. dodaju se novi stavci 1. i 2. koji glase:

"(1) Dozvoljena je proizvodnja medicinske konoplje iz članka 2. stavka 1. točke 5. ovoga Zakona.

(2) Odobrenje za uzgoj medicinske konoplje iz stavka 1 ovog članka izdaje se pravnim osobama koje imaju proizvodnu dozvolu Agencije za lijekove i medicinske proizvode za proizvodnju gotovog lijeka i tvari koja se smatra narkotikom ili psihotropnom tvari prema Zakonu o lijekovima.

Stavci od 1. do 5. postaju stavci od 3. do 7.

Obrazloženje

U većini europskih država medicinskom primjenom konoplje smatra se primjena gotovog lijeka na bazi konoplje, dokazane učinkovitosti i sigurnosti primjene, koja se potvrđuje registracijskim statusom lijeka. Korištenje kanabisa u medicinske svrhe je utemeljeno znanstvenim istraživanjima te je popis priložen ovom amandmanu. U 2014. godini je u Ministarstvu zdravljva osnovano Povjerenstvo za analizu i preporuke primjene indijske konoplje/kanabinoida u medicinske svrhe, čija je osnovna zadaća istražiti mogućnosti primjene indijske konoplje/kanabinoida kod oboljelih kojima takva terapija može pomoći u liječenju u okviru zdravstvene zaštite, a u skladu s postojećim znanstvenim dokazima. Zadaci navedenog Povjerenstva uključuju analizu i izradu datoteke najvažnijih činjenica vezanih uz zdravstvene učinke i indikacije za propisivanje indijske konoplje/kanabinoida, analizu potencijalnih rizika od zlouporabe indijske konoplje/kanabinoida i predlaganje mjera za sprječavanje zlouporabe, razmatranje načina opskrbe indijske konoplje/kanabinoida u svijetu, a posebice u zemljama Europske unije, te odabir najprikladnijeg rješenja za Republiku Hrvatsku. Danas se u Republici Hrvatskoj legalno putem ljekarne može nabaviti farmaceutski izrađeno ulje od kanabisa u obliku gel kapsula za neurološke (epilepsija, multipla skleroza), onkološke (terminalna faza bolesti) i infektološke indikacije (terminalna faza AIDS-a), na temelju recepta kojeg izdaje obiteljski liječnik, na preporuku specijaliste. Lijek se danas isključivo uvozi, a cijena mu je vrlo visoka jer je na globalnom tržištu značajno veća potražnja od ponude. Aktualna je situacija da ljekarne ne raspolažu s lijekom od ožujka 2018.g. Uzgojem u RH od strane domaće farmaceutske industrije došlo bi do značajnog smanjenje cijene za domaće pacijente te sigurnog dobrog plasmana na inozemnom tržištu obzirom na veliko potraživanje. S prihvatljivom cijenom bi i Hrvatski zavod za zdravstveno osiguranje moglo razmotriti uvrštenje na listu lijekova za ograničeni broj medicinskih indikacija. Zion Market Research je krajem 2018.g. objavio izvješće naslova “Medical Marijuana Market by Product (Dried Form and Extract Form), by Application (Pain Management, Seizure, and Others), and by Distribution Channel (Retail Pharmacy and E-Commerce): Global Industry Perspective, Comprehensive Analysis, and Forecast, 2017 - 2024”. Prema ovom izvješću, globalno tržište medicinskog kanabisa je 2017.g. bio procijenjen na oko 11,8 milijardi USD te se očekuje rast vrijednosti globalnog tržišta na 40,9 milijardi USD do kraja 2024.g. Zbog geopolitičkog i tržišnog položaja, te pogodnih geografskih i klimatoloških uvjeta, Republici Hrvatskoj bi moglo pripasti 1% ovog tržišta, što iznosi oko 410 milijuna USD godišnjeg dodatnog prihoda u farmaceutskoj industriji, grani gospodarstva koju je Vlada Republike Hrvatske proglašila strateškom.

Za prihvatanje ovog amandmana nije potrebno osigurati dodatna sredstva.

Za izvjestiteljicu ovog amandmana određuju se Ana Komparić Devčić, Marija Puh i Kažimir Varda.

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