



LAWS AND REGULATIONS

PROMULGATED TO GIVE EFFECT TO THE PROVISIONS OF
THE INTERNATIONAL TREATIES ON NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES

INDIA

Communicated by the Government of India

NOTE BY THE SECRETARY-GENERAL - In accordance with the relevant Articles of the International Treaties on Narcotic Drugs and Psychotropic Substances, the Secretary-General has the honour to communicate the following legislative texts.

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E/NL.1979/2

NOTIFICATION NO. 2516-E/XIII-631-78

Dated Lucknow, 30 March 1978

In Exercise of the powers under sub-sections (1) and (2) of section 37A of the U.P. Excise Act, 1910 (U.P. Act No. IV. of 1910), the Governor is pleased to prohibit with effect from 1 April 1978, the import, transport and possession in, and export from the districts of Kanpur, Unnao, Lucknow, Barabanki, Dehra Dun, Nainital and Almora of liquor and intoxicating drugs in any quantity whatsoever, subject to the exception and conditions specified below:

1. The prohibition shall not apply to the import, export, transport and possession: ... 1/

(b) of lawfully manufactured or obtained liquor and intoxicating drugs up to the maximum quantities mentioned below by a bona fide traveller while passing through a prohibition area by air or rail:

Articles

Limits of possession at a time

(1) Foreign liquor by
Europeans and other foreigners
(not being nationals of India)

Foreign spirit and	1.5 Litres
Wine Beer.	2.6 Litres

.....

(c) of consignment of lawfully manufactured or obtained liquor by rail or by road and of lawfully manufactured or obtained intoxicating drugs by rail from and to outside the prohibition areas, provided the consignments are not tampered with or used during transit;

1/ Note by the Secretariat: Those parts of the text which are irrelevant to drug control, have been omitted.

(d) of lawfully manufactured or obtained liquor or intoxicating drugs for the manufacture of medicinal preparations or by or on behalf of the persons or institutions mentioned in appendixes C and D of the U.P. Excise Manual, Volume II, provided that such import, export, transport or possession does not contravene provisions of the Dangerous Drugs Act, 1930 (Act No. II of 1930), the Medicinal and Toilet Preparations (Excise Duties) Act, 1955 or any other act for the time being in force;

(e) of lawfully manufactured or obtained denatured spirit not exceeding 1.5 litres;

(f) of wine from grapes for sacramental purposes by priests or ministers of the Christian religion;

(g) of lawfully manufactured or obtained liquor (including denatured spirit exceeding 1.5 litres) or intoxicating drugs for bona fide industrial, scientific, educational or medical purposes, obtained under permits granted by the Collector in accordance with rules made in this behalf;

.....

3. Subject to the provisions of the Medicinal and Toilet Preparations (Excise Duties) Act, 1955, Spirituous Preparations (Inter State Trade and Commerce) Control Act, 1955 or the rules made under any of the aforesaid Acts, and Uttar Pradesh Transport and Possession of Notified Spirituous Preparations (Prevention of Misuse) Rules, 1978 and Uttar Pradesh Sale of Notified Spirituous Preparations (Prevention of Misuse) Rules, 1978, the prohibition shall not apply to the import, export, transport, possession and sale of medicinal and toilet preparations containing alcohol or Indian hemp.

4. The prohibition shall not apply to the drawing of Nira for sale under a licence granted by the Collector under the provisions of the U.P. Nira (or Sweet Toddy) Rules, 1951.

NOTE: For the purpose of this notification the word 'Troops' shall not include Military personnel on leave.

By order,
JAGDISH CHANDRA PANT,
SACHIV.

E/NL.1972/3

NOTIFICATION NO. GH/L/401-BPA-1272/18650(78)-M

Sachivalaya, Gandhinagar, 20th April, 1978

BOMBAY PROHIBITION ACT, 1949. 1/

Whereas certain draft rules further to amend the Gujarat Poppy Capsules Rules, 1963 2/ were published as required by sub-section (3) of section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), at pages 334 to 336 of the Government of Gujarat Gazette, Part IV-B, dated the 22nd April, 1976 under the Government Notification, Education and Labour Department No. GH/SH/361/BPA-1272/20100/P, dated the 6th April, 1976 inviting objections and suggestions from all persons likely to be affected thereby, till the 31st May, 1976;

And whereas the objections and suggestions received from the public on the said draft have been considered by the Government;

1/ Note by the Secretariat: E/NL.1953/67

2/ Note by the Secretariat: E/NL.1964/66

Now, therefore, in exercise of the powers conferred by sub-section (2) of section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949) the Government of Gujarat hereby makes the following rules further to amend the Gujarat Poppy Capsules Rules, 1963, namely:

1. These rules may be called the Gujarat Poppy Capsules (Amendment) Rules, 1978.
2. In the Gujarat Poppy Capsules Rules, 1963 (hereinafter referred to as "the said rules") the heading "Exemption" and rule 3 thereunder shall be deleted.
3. In sub-rule (1) of rule 4 of the said rules, the words and figures "in excess of 100 grams" shall be deleted.
4. In rule 5 of the said rules, for sub-rule (4), the following shall be substituted, namely:

"(4) A licence under sub-rule (3) shall be granted in respect of the quantity not exceeding 50 kilograms of poppy capsules to be stocked at a time for sale."
5. In rule 5-A of the said rules, for the words and figures "exceeding 100 kilograms" the words and figures "exceeding 25 kilograms" shall be substituted.
6. In sub-rule (1) of rule 7 of the said rules, the words and figures "In excess of 100 grams" shall be deleted.
7. In sub-rule (i) of rule 8 of the said rules, the words and figures "in excess of 100 grams" shall be deleted.
8. In sub-rule (1) of rule 10 of the said rules, for the words and figures "in excess of quantity mentioned in rule 3" shall be deleted.
9. In sub-rule (2) of rule 13 of the said rules, for the words "the quantities of poppy capsules sold to them and the purpose for which they are sold" the words "and the quantities of poppy capsules sold to them" shall be substituted.
10. In form poppy-2 appended to the said rules,
 - (a) (i) in sub-condition (2) of condition 1, for the words and blank "more than of poppy capsules" the words and figures "more than 50 kilograms of poppy capsules" shall be substituted; and
 - (ii) in sub-condition (3) of condition 1, for the words and figures "exceeding 100 kilograms" the words and figures "exceeding 25 kilograms" shall be substituted;
 - (b) in sub-condition (2) of condition 4, for the words "quantities of poppy capsules sold to them and the purpose for which they are sold" the words "and the quantities of poppy capsules sold to them" shall be substituted.
11. In form poppy-6 appended to the said rules,
 - (i) the column 14 with the heading "quantity sold to individuals not holding permits" shall be deleted;

(ii) the existing columns "15, 16, 17 and 18" shall be renumbered as columns "14, 15, 16 and 17" respectively; and

(iii) in the heading relating to column 14 as so renumbered, for the figures and word "7, 10, 13 and 14" the figures and word "7, 10, and 13" shall be substituted.

12. In form poppy-7 appended to the said rules,

(i) in the heading relating to column 3, the words "if any" shall be deleted;

(ii) the column 5 with the heading "purpose for which sold" shall be deleted; and

(iii) the existing columns "6, 7 and 8" shall be renumbered as columns "5, 6 and 7" respectively.

By order and in the name of the Governor of Gujarat,

G.J. DAVE,
Under Secretary to Government.

E/NL.1979/4

Gazette of India, Part II, Section 3 (i)

8 March 1979

26th Phalguna, 1900

GOVERNMENT OF INDIA

Ministry of Finance (Department of Revenue)

New Delhi, 8 March 1979

NOTIFICATION No. 8 - Dangerous Drugs

No : 1 : In pursuance of clause (a) of rule 2 of the Central Opium Rules, 1934, the Central Government hereby defines the tracts in the State of Madhya Pradesh, Rajasthan, Uttar Pradesh and Himachal Pradesh specified in the Schedule annexed hereto as the tracts within which poppy may be cultivated on account of the Central Government during the opium year commencing on the 1st day of October 1978 and ending with the 30th day of September 1979.

THE SCHEDULE

PART I

STATE OF MADHYA PRADESH

Designation of tracts	District	Extent
		Tehsil/Pargana
1. Neemuch I Opium Division	Mandsaur	Neemuch.
2. Manasa Opium Division	Mandsaur	Manasa (Part) and Bhanpura.
3. Neemuch III Opium Division	Mandsaur	Malhargarh (Part).

Designation of tracts	District	Extent
		Tehsil/Pargana
4. Neemuch IV Opium Division	Mandsaur	Jawad.
5. Neemuch V Opium Division	Mandsaur	Manasa (Part) and Malhargarh (Part).
6. Mandsaur I Opium Division	Mandsaur	Mandsaur (Part).
7. Mandsaur II Opium Division	Mandsaur	Mandsaur (Part) and Sitamau (Part).
8. Mandsaur III Opium Division	Mandsaur	Mandsaur (Part) and Sitamau (Part).
9. Shamgarh Opium Division	Mandsaur	Garoth.
10. Ratlam Opium Division	Ratlam	Ratlam, Sailana and Alote.
	Jhabua	Petlawad.
(Experimental cultivation only)	Chhindwara	Chhindwara.
11. Jaora Opium Division	Ratlam	Jaora (Part).
12. Ujjain Opium Division	Ujjain	Khachrod, Mahidpur.
	Ratlam	Jaora (Part).
	Rajgarh	Khilchipur.
	Shajapur	Susner and Agar.

PART II

STATE OF RAJASTHAN

1. Kota I Opium Division	Kota	Atru, Sangod, Ramganjmandi Ladpura and Baran.
	Bundi	Bundi.
(Experimental Farm)	Kota	Borkheda Agriculture Farm.
2. Kota II Opium Division	Kota	Chhipabarod, Chhabra.
3. Jhalawar Opium Division	Jhalawar	Patan, Pirawa.
4. Jhalarapatan Opium Division	Jhalawar	Khanpur, Aklera.
5. Bhawani Mandi Opium Division	Jhalawar	Pachpahar, Gangdhar.
6. Chittorgarh I Opium Division	Chittorgarh	Nimbahera (Part), Bhadesar, Chittorgarh, Rashmi, Kapasan.
	Udaipur	Udaipur Experimental Farm.
7. Chittorgarh II Opium Division	Chittorgarh	Nimbahera (Part), Barisadri, Chhotisadri and Doongla.
	Udaipur	Mavli and Vallabh Nagar.
8. Partabgarh Opium Division	Chittorgarh	Partabgarh.
	Udaipur	Dhariyawad.
	Banswara	Ghatol Tehsil (Semliya village bordering Partabgarh Tehsil only).
9. Bhilwara Opium Division	Bhilwara	Mandalgarh, Kotri and Jahazpur.
	Chittorgarh	Begun and Gangrar.

PART III

STATE OF UTTAR PRADESH

Designation of tracts	District	Extent
		Tehsil/Paragana
1. Faizabad Opium Division	Faizabad	Faizabad, Mangalsi.
	Bikapur	Khandasa and Rath.
	Azamgarh	Ghosi and Nathoopur.
	Ghazipur	Zamania.
2. Barabanki I Opium Division	Barabanki	Nawabganj and Satrik.
	Fatehpur	Fatehpur and Ramnagar.
3. Barabanki II Opium Division	Barabanki	Nawabganj, Partabganj
	Barabanki	Ram-Sanehighat,
	Barabanki	Dariyabad.
	Barabanki	Fatehpur,
		Baddoosarai.
4. Barabanki III Opium Division	Barabanki	Hydergarh Siddhaur Ram-
	Barabanki	Sanehighat Surajpur, Mawai
		Bhasauri and Rudauli.
5. Lucknow Opium Division	Lucknow	Mohanlalganj.
	Barabanki	Hydergarh and Subeha.
	Barabanki	Nawabganj Deva.
	Barabanki	Fatehpur Kursi.
	Rai Bareilly	Maharajganj
		Kumhrawa.
6. Shahjahanpur Opium Division	Shahjahanpur	Tilhar, Katra and Khera Bajhera.
	Shahjahanpur	Jalalabad and Kanth.
	Bareilly	Faridpur.
7. Bareilly Opium Division	Bareilly	Aonla, Ballia, Saneha,
		Aonla, Sirauli.
	Bareilly	Bareilly and Sirauli North.
8. Budaun Opium Division	Budaun	Budaun, Ujiyani
		Dataganj Salempur, Ushali
		Sahaswan, Kot Basauli, Sattasi,
		Islamnagar.

PART IV

STATE OF HIMACHAL PRADESH

(Experimental poppy cultivation in Himachal Pradesh)	Simla	Datt Nagar Government Farm. Shilaru Government Farm.
	Sirmur	Harloo Government Farm. Dhola Kuan Government Farm.
	Chamba	Thalel Government Farm. Manota Government Farm.
	Bilaspur	Daveth Government Farm. Ohar Government Farm.
	Mandi	Vinog Government Farm. Chatter Government Farm.
	Kulu	Kulu Government Farm.

(Signed) (S. KAK)

UNDER SECRETARY TO THE GOVERNMENT OF INDIA.