



UNITED NATIONS

E/NL. 1957/114 - 116
3 December 1957
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LAWS AND REGULATIONS

PROMULGATED TO GIVE EFFECT TO THE PROVISIONS OF THE CONVENTION OF 13 JULY 1931 FOR
LIMITING THE MANUFACTURE AND REGULATING THE DISTRIBUTION OF NARCOTIC DRUGS, AS
AMENDED BY THE PROTOCOL OF 11 DECEMBER 1946

INDIA

Communicated by the Government of India

NOTE BY THE SECRETARY-GENERAL-- In accordance with Article 21 of the Convention of 13 July 1931 for Limiting the Manufacture and Regulating the Distribution of Narcotic Drugs, as amended by the Protocol of 11 December 1946, the Secretary-General has the honour to communicate the following legislative texts.

E/NL. 1957/114

GOVERNMENT OF INDIA

MINISTRY OF STATE

New Delhi, the 24th August 1950

NOTIFICATION

No. 104-J

In pursuance of clause (1) of article 239 of the Constitution and in supersession of all previous notifications of the subject, the president is pleased to direct that the Chief Commissioner of Himachal Pradesh, Bilashpur, Kutch, Bhopal, Tripura, Vindhya Pradesh and Manipur shall, subject to the control of the President, and until further orders, exercise the powers and discharge the functions of:-

- (1) a State Government under the provisions of laws as for the time being in force in their respective States specified in Schedule I hereto annexed;
- (2) the Central Government under the provisions of laws as for the time being in force in their respective States specified in Schedule II hereto annexed.

SCHEDULE I

<u>Name of Act</u>	<u>Provisions</u>
The Dangerous Drugs Act, 1930. (II of 1930)	All

SCHEDULE II

Sd/ HARI SARMA
Joint Secretary

GOVERNMENT OF INDIA
MINISTRY OF FINANCE (DEPARTMENT OF REVENUE)

NEW DELHI, THE 14TH OCTOBER, 1957

PUBLISHED IN PART II, SECTION 3 OF THE GAZETTE OF INDIA

NOTIFICATION

DANGEROUS DRUGS

No. 14 - In pursuance of clause (a) of rule 2 of the Central Opium Rule, 1934, the Central Government hereby defines the tracts in the States of Uttar Pradesh, Madhya Pradesh and Rajasthan specified in the Schedule annexed hereto as tracts within which poppy may be cultivated on account of the Government, during the Opium Year commencing on the 1st October, 1957 and ending on the 30th September, 1958:-

SCHEDULE

PART I

STATE OF UTTAR PRADESH

<u>Designation of tract</u>	<u>District</u>	<u>Extent</u>	
		<u>Tehsil</u>	<u>Pargana</u>
Faizabad Opium Division	Faizabad	Mangalsi, Khandasa, Rath, Amsin and Haveli	
	Basti	Amorha	
	Ghaziपुर	Experimental farm attached to the Government Opium and Alkaloid Works, Ghaziपुर	
Barabanki Opium Division	Barabanki	Daryabad, Baddu Sarai, Nawabganj, Ramnagar, Dewa, Kursi, Partabganj, Satrik, Siddhaur, Subeha and Haidergarh	
	Lucknow	Botanical Gardens, Lucknow	
Bareilly Opium Division	Bareilly	Saneha, Ballia, Aonla, Sirauli and Faridpur	
	Shahjahanpur	Jalalabad, Kant, Nigohi, Tilhar and Jalalpur	

PART II

STATE OF MADHYA PRADESH

<u>Designation of tract</u>	<u>District</u>	<u>Extent</u>	
		<u>Tehsil</u>	<u>Pargana</u>
Neemuch I Opium Division	Mandsaur	Neemuch and Jawad	
	Gird	Farm of Madhya Bharat College of Agriculture Gwalior	

PART II (contd.)

STATE OF MADHYA PRADESH (contd.)

<u>Designation of tract</u>	<u>District</u>	<u>Extent</u>	
		<u>Tehsil</u>	<u>Pargana</u>
Neemuch II Opium Division	Mandsaur	Garoth, Bhanpura and Manasa	
Mandsaur I Opium Division	Mandsaur	Mandsaur	
Mandsaur II Opium Division	Mandsaur	Malhargarh and Sitamau	
Ratlam Opium Division	Ratlam	Ratlam, Jaora, Alot and Sailana	
	Shajapur	Agar and Susner	

PART III

STATE OF RAJASTHAN

<u>Designation of tract</u>	<u>District</u>	<u>Extent</u>	
		<u>Tehsil</u>	<u>Pargana</u>
Chittorgarh Opium Division	Chittorgarh	Achnera, Partabgarh, Chhoti Sadri, Kanera, Limbahera, Begun, Chittorgarh, Bari Sadri, Bhadesar and Doongla	
	Bhilwara	Bijolia	
Jhalawar Opium Division	Jhalawar	Pachpahar, Khanpur, Aklera, Manohar Thana, Bakani, Asnawar, Patan, Dag, Gangdhar and Sub-Tehsil Sumei Tappa (Portion transferred from earstwhile State of Madhya Bharat) of Pirawa Tehsil	
Kotah Opium Division	Kotah	Ramganj Mandi, Sangod, Chechat-Morak, Chipa Barod, Chhabra and Atru	

Sd/-

Under Secretary to the Government of India

Tripura Gazette Extraordinary Issue
No. 54, 28th August 1956

GOVERNMENT OF TRIPURA
REVENUE DEPARTMENT
NOTIFICATION

No. 2351/Rev.

Agartala, the 2nd July, 1956

In exercise of the powers conferred by sub-section (2) of section 8 of the Dangerous Drugs Act, 1930 (II of 1930) read with Notification No. 104-J, dated the 24th August, 1950¹⁾, issued by the Government of India in the Ministry of States the Chief Commissioner, Tripura is pleased to make the following rules:-

By order of the Chief Commissioner,

BISHAN CHANDRA

Secretary
to the Government of Tripura.

I. SHORT TITLE AND EXTENT

1. (1) These Rules may be called the Tripura Dangerous Drugs Rules, 1956.
- (2) They extend to the whole of Tripura and shall come into force with effect from the date of publication in the Tripura Gazette.

II. DEFINITIONS

2. In these rules, unless there is anything repugnant in the subject or context:-

- (1) "the Act" means the Dangerous Drugs Act, 1930.
- (2) "approved practitioner" means -
 - (a) any person registered as a medical practitioner under any law for the registration of medical practitioners for the time being in force in any part of Indian Union, or
 - (b) any person registered as a dentist under the Dentist Act, 1948 or under any law for the registration of Dentists for the time being in force in any part of Indian Union, or
 - (c) any person possessed of qualifications which render him eligible for registration as a medical practitioner or dentist, as the case may be, under any law for the registration of medical practitioners or dentists for the time being in force in any part of Indian Union, and approved by the Collector for the purpose of these rules or of corresponding rules for the time being in force in any part of Indian Union, or
 - (d) any person who is a veterinary graduate of any of the Indian Veterinary Colleges established under the authority of the Government or recognised by Government, or
 - (e) any other person engaged in medical, scientific or veterinary practice and approved by the Commissioner for the purpose of these rules or of any corresponding rules for the time being in force in any part of Indian Union;

1) Note by the Secretariat: E/NL. 1957/114.

(3) "collector" means the chief officer in charge of the revenue administration of a district and any officer empowered by the State Government by name or in virtue of his office, to exercise throughout the Province or in any specified area therein all or any of the powers of a collector under these rules;

(4) "commissioner" means the Chief Commissioner of this State.

(5) "licensed chemist" means a person who has obtained a licence under these rules -

(a) for the manufacture on prescription of "medicinal opium" or of any preparation, containing morphine, diacetylmorphine or cocaine from materials which he is lawfully entitled to possess, and

(b) for the possession and sale on prescription of any manufactured drug;

(6) "licensed dealer" means a person who has obtained a license under these rules -

(a) for the manufacture of "medicinal opium" or of any preparation containing morphine, diacetylmorphine or cocaine from materials which he is lawfully entitled to possess, or

(b) for the possession and sale, otherwise than on prescription, of any manufactured drug;

(7) "manufactured drug" does not include prepared opium;

(8) "ounce" means an ounce avoirdupois containing $437\frac{1}{2}$ grains;

(9) "prescription" means a prescription given by an approved practitioner for the supply of any manufactured drug to a patient in accordance with these rules;

(10) expression referring to "sale" includes any transfer otherwise than by way of gift;

(11) "tola" means a weight of 180 grains.

III. MANUFACTURE

3. A licensed dealer or a licensed chemist may, subject to the conditions of his license, manufacture -

(1) "medicinal opium" from opium lawfully possessed by him; and

(2) any preparation containing morphine, diacetylmorphine, or cocaine from morphine, diacetylmorphine, opium or cocaine lawfully possessed by him.

IV. POSSESSION

4. Any person may possess coca derivatives (other than those exempted from the provisions of the Act) up to the limit of 10 grains at one time sold and dispensed for his use in accordance with these rules or under corresponding rules for the time being in force in any part of Indian Union, on a bonafide prescription from an approved practitioner or such larger quantity at a time as may be certified to be required purely for surgical use by an approved practitioner.

5. No licensed dealer or licensed chemist shall possess any coca derivatives except in accordance with the conditions of his licences granted under these rules or in a quantity exceeding the limits specified below:-

By a licensed dealer	Five ounces of all varieties of the drug taken together.	} or such larger quantity as may be fixed by the Commissioner in any individual case.
By a licensed chemist	One ounce of all varieties of the drug taken together.	

6. An approved practitioner may at one time possess $\frac{1}{2}$ (half) ounce of all varieties of coca derivatives taken together or such larger quantity as may be fixed by the Commissioner in any special case, for use in course of his own practice and not for sale.

V. IMPORT AND EXPORT

10. The following classes of persons may import interprovincially manufactured drugs into Tripura or may import such drugs into Tripura from the States, namely:-

- (1) a licensed dealer to the extent he can lawfully possess under these rules;
- (2) a licensed chemist to the extent he can lawfully possess under these rules;
- (3) an approved practitioner to the extent he can lawfully possess under these rules;
- (4) a person who has been granted permit in this behalf by a Collector under rule 25 up to the limit specified in the permit;
- (5) a person authorised by the Commissioner under rule 26 up to the limit specified in the authorisation;

Provided that such persons or their agents have taken an import authorisation from the Collector of the District.

11. (1) No import authorisation shall be granted under rule 10 unless the intending importer furnishes the following details, namely:-

- (i) the name and address of the firm in the exporting State from which the drug is to be obtained;
- (ii) exact description and amount of the drug to be imported, and, in case of morphine or diacetylmorphine preparations or coca derivatives the amount of morphine, diacetylmorphine or cocaine contained in each preparation to be imported; and
- (iii) an undertaking by the applicant that the drugs to be imported are intended exclusively for medicinal purposes.

(2) Nothing in these rules shall be deemed to permit the inter-provincial import of manufactured drugs from any State unless the rules for the time being in force in such States are complied with.

12. Notwithstanding anything contained in rules 10 and 11 a private individual may import interprovincially into Tripura from any State such quantity of manufactured drugs as he can lawfully possess for his private use under the provisions of rule 4 and clause (a) of rule 8 or of corresponding rules for the time being in force in that State.

13. The following classes of persons, namely:-

- (a) a licensed dealer;
- (b) a licensed chemist; and
- (c) any person authorised by the Commissioner under rule 26;

may, subject to the restrictions contained in rules 16 and 17 in case of (a) and rules 16 and 19 in case (b) export interprovincially manufactured drugs to any State only on the production of an import authorisation granted under the rules for the time being in force in such States, before the Collector of the District of Export.

14. On production of the import authorisation before the Collector of the District of Export, such Collector shall countersign the authorisation and issue a pass to cover such export. An indent for manufactured drugs countersigned by the Director of Health Services, in respect of Government hospital, charitable dispensary or medical institution or Veterinary hospital shall for purposes of this rule be deemed to be an import authorisation and shall not require further countersignature.

VI. TRANSPORT

15. Members of any of the following classes:-

- (1) licensed chemists,
- (2) licensed dealers,

(3) medical officers managing or supervising hospitals or charitable dispensaries, who have been granted permit in this behalf by a Collector under rule 25,

(4) medical officers in charge of medical institutions, hospitals, charitable dispensaries under Government supervision,

(5) persons authorised by the Commissioner under rule 26, may be permitted to transport manufactured drugs in such a quantity as may be specified in the transport pass by means other than by post in the following manner:-

(i) in the case of transport within a district, under a pass granted by the Collector of the district;

(ii) in the case of a medical institution, a hospital or a charitable dispensary under Government supervision on an indent countersigned by the Director of Health Services, and such an indent shall be deemed to be a pass;

(iii) in the case of a Veterinary dispensary under Government supervision, on an indent countersigned by the Chief Veterinary Officer or the Director of Health Services, Tripura and such an indent shall be deemed to be a pass.

VII. TRANSMISSION BY POST

16. The transmission (import, export or transport) of manufactured drugs by inland post by a licenced chemist or a licenced dealer is permitted subject to the following conditions:-

(i) Only the parcel post shall be used.

(ii) The parcels shall be insured.

(iii) The transmission shall be covered by an import authorisation, export or transport pass granted under rules 10, 14, or 15, as the case may be, and marked "available by parcel post."

(iv) The parcel shall be accompanied by a declaration showing the names of the consignor and consignee, the contents of the parcel in detail, the number and date of the permit covering the transmission, the number of the licence held by the consignee or a declaration that consignee is exempted from the obligation to have in possession a licence for the quantity concerned and further particulars that may be required.

VIII. SALE

17. (1) A licensed dealer may be permitted to sell otherwise than on prescription -

(a) to another dealer or chemist licenced under these rules or under corresponding rules for the time being in force in any State,

(b) to an approved practitioner,

(c) to a person who has been granted permit by a Collector under rule 25 or under corresponding rules for the time being in force in any State, or

(d) to any person authorised by the Commissioner in this behalf under rule 26, manufactured drugs not exceeding the limits which such person may lawfully possess under these rules:

Provided that the drug shall be delivered only to such purchaser as aforesaid in person or to his duly authorised representative on production by the latter of a written authorisation to take delivery on his behalf by the purchaser.

(2) Such drugs shall be sold only in packages or bottles after affixing thereon marks plainly exhibiting the amount of drugs in each package or bottle.

(3) Any preparation, admixture, extract or other substance containing such drugs shall be sold only in packages or bottles after affixing thereon marks plainly exhibiting -

(a) in the case of a powder, solution or ointment the total amount thereof in each package or bottle and the percentage of the drug contained in the powder, solution or ointment, and

(b) in the case of tablets or other similar articles the amount of the drug in each article and the number of articles in each package or bottle.

18. On every package or bottle containing manufactured drugs, marks shall be affixed exhibiting the percentage or proportion or amount of opium, Cannabis Indica, morphine, diacetylmorphine or cocaine contained in the drugs.

19. A licensed chemist may sell manufactured drugs on prescription subject to the following conditions, namely:-

(a) the drugs shall be sold in such quantity and for the use of such person only as may be specified in the prescription;

(b) the drugs shall be supplied only once on a prescription unless it bears a superscription by an approved practitioner stating that it is to be repeated and at what intervals of time and how many times it is to be repeated:

Provided that if it appears that the drugs have already been sold on the prescription six times or such number of times less than six as the prescription is required to be repeated or that the interval specified in the prescription has not elapsed since it was last dispensed, he shall not sell the drugs on such prescription without a fresh superscription in that behalf by an approved practitioner;

(c) a copy of each prescription shall be taken and kept by the licenced chemist on the first sale of the drugs, and on the occasion of each sale thereon, he shall enter on the prescription the date of the sale and shall also sign and seal it; and

(d) any other conditions that may be contained in his license.

IX. PRESCRIPTIONS

20. No approved practitioner shall give any prescription otherwise than in accordance with the following conditions:-

The prescription must -

(a) be in writing and signed by an approved practitioner with his own signature, qualification and address and dated by him;

(b) specify the name and address of the person for whose use it is given or if it is given by an approved practitioner who is a Veterinary Surgeon, of the person to whom the article prescribed shall be delivered and the total amount of the drug to be supplied on the prescription provided that when the medicine to be supplied on the prescription is a proprietary medicine it shall be sufficient to state the amount of medicine to be supplied; and

(c) have written
dental treatment by an approved practitioner who is a dentist, the words "for local
only". given by a Veterinary Surgeon, the words "for animal treatment
only".

X. ACCOUNTS

21. Every licensed dealer or licensed chemist shall maintain regular and accurate accounts of all transactions in Form No. 1 appended to these rules - Such accounts shall show in respect of each receipt the source of supply and the quantity received and in respect of sales, the quantity sold each day. The licensee shall file, in support

of his accounts of receipt, the customs receipts for duty paid or the invoices of supplies obtained otherwise than by import by sea, and in support of his accounts of sales, a receipt from each person to whom an issue is made or the orders on which such issues were made. Accounts of transactions under this license shall be kept separate from those maintained by him under any other license. At the end of each month totals shall be struck showing separately the issues to (a) licensees including approved practitioners who hold licenses, and (b) approved practitioners and others authorised to possess dangerous medicinal drugs. Such accounts shall be preserved for not less than two years from the date of last entry in the accounts. The licensees shall furnish to the Collector such statistics about receipts or sales as he may require from time to time.

22. Every approved practitioner or permitholder shall maintain an accurate and regular account of the manufactured drugs possessed and administered by him in Form No. 2 appended to these rules showing the daily receipts, expenditure and balance and such account shall be open to inspection by any officer of the Excise Department not below the rank of Sub-Inspector.

XI. APPROVAL, AUTHORISATION, LICENSES AND PERMITS

23. The Commissioner may for the purpose of sub-clause (a) of clause (2) of rule 2 approve any person engaged in medical, scientific or veterinary practice.

24. The Collector may for the purpose of sub-clause (c) of clause (2) of rule 2 approve any person possessed of qualifications specified therein.

25. The Collector may, with the sanction of the Commissioner, by general or special order, grant a permit in Form No. 3 appended to these rules to a medical officer in managing or supervising charge of a hospital or charitable dispensary not under Government supervision, to import, transport and possess manufactured drugs in such manner and in such quantity as may be specified by him in that permit.

26. The Commissioner may, by a special order, authorise any person to import, export, transport or possess manufactured drugs subject to the conditions, if any, as may be specified in that order.

27. The Collector may grant to any person a dealer's license in Form No. 4 appended to these rules to manufactured drugs subject to the provisions of rules 3, 5, 8 and 17 and to the conditions of the license. Before granting such licence for the first time previous approval of the Commissioner should be taken.

28. The Collector may grant to any person a chemist's license in Form No. 5 appended to these rules permitting him to manufacture, possess and dispense and sell on prescription, manufactured drugs, subject to the provisions of rules 3, 5 and 19 and to the conditions of the licence.

29. The Collector may grant a pass in Form No. 6 appended to these rules -

(1) to a licensed dealer or licensed chemist to import and export manufactured drugs subject to the provisions of rules 10, 11, 13 and 16 and to such other conditions as may be imposed by the Commissioner;

(2) to transport manufactured drugs subject to the provisions of rules 15 and 16 and to such other conditions as may be imposed by the Commissioner.

30. The licenses or permits granted under these rules shall be current for the period from 1st April to 31st March of the following year or for any shorter period as the Collector may direct.

31. The fees for the licenses granted under these rules shall be charged as follows:-

(a) a dealer's license in D.D. Form No. 4-Rs. 10/- per annum.

(b) a chemist's license in D.D. Form No. 5-Rs. 5/- per annum.

32. (1) Subject to such direction as may be given by the Commissioner, the authority which has granted a licence, pass, authorisation or permit under these rules may cancel or suspend such license, pass, authorisation or permit.

- (a) if such person has failed to pay any duty or fee payable under these rules; or
- (b) if it is transferred or sub-let by the holder thereof without the permission of the said authority; or
- (c) in the event of any breach, by the holder thereof or by any of his employees or by any one acting on his behalf with his express or implied permission, of any of these rules, or of any of the terms or conditions thereof; or
- (d) if the holder thereof is convicted of any offence punishable under this Act or of any cognizable and nonbailable offence or of any offence punishable under the local Excise Act or under any corresponding Act relating to Excise in any other State or under the Opium Act, 1878 or under the Merchandise Marks Act, 1889 or under any section which has been introduced in the Indian Penal Code by section 3 of that Act or under entry 8 of the Schedule to section 167 of the Sea Customs Act, 1878, or

(2) In any other case not provided under sub-rule (1), the authority granting the licence or permit, may, if he considers that such licence or permit should be withdrawn, withdraw the licence or permit either

- (a) on the expiration of 15 days' notice in writing of his intention to do so, or
- (b) forthwith without notice.

33. A licensed dealer or a licensed chemist or a permit-holder may surrender his licence or permit at any time by 15 days' notice in writing given by him to the Collector after payment of such dues for which he may be liable to Government.

34. When a licence or a permit granted under these rules has been cancelled, suspended or withdrawn under the provisions of these rules, the licensee or permit-holder shall forthwith make over all the manufactured drugs in his possession to such an officer as the Collector may direct for disposal in the manner as provided in rule 38.

35. (1) Every licensee or permit-holder shall at once produce for inspection his licence or permit and his account book on the demand of any Excise Officer not below the rank of Sub-Inspector of Excise having jurisdiction in the area, and shall not prevent any such officer from entering and inspecting the premises in which he is authorised to store the manufactured drugs at any hour of the day or night during which such premises may be kept open for business.

(2) Every licensee or permit-holder shall, when required by an officer not below the rank of Sub-Inspector of Excise, assist him in taking account of his stock.

36. (1) In case of any breach of these rules or of any of the conditions for which a licence or permit is liable to be cancelled or suspended under clauses (a), (b), (c) and (d) of sub-rule (1) of rule 32, the Collector may in lieu of such cancellation or suspension impose a penalty not exceeding Rs. 200/- for every such breach.

(2) When the payments referred to in sub-rule (1) have been made, no further proceedings shall be taken against such licensee or permit-holder as the case may be.

XII. POWERS

37. Any of the following officers, namely -

- (a) the Commissioner,
- (b) the Collector,
- (c) the Officer-in-charge of a Sub-division of a district, or
- (d) any Excise Officer not below the rank of Sub-Inspector of Excise, may, subject to any restriction prescribed by the State Government -
 - (1) enter and inspect, any place in which manufactured drugs are kept for sale or for such other use as is provided by these rules, at any time by day or night during which the place may be kept open,

- (2) examine the accounts and registers maintained in any such place aforesaid and seize such accounts and registers which he may have reason to believe to be false,
- (3) examine, test, weigh and measure all manufactured drugs found in any place as aforesaid, and
- (4) examine or test and seize any measures or weights found in any such place which he has reason to believe to be false.

XIII. DISPOSAL OF DRUG MADE OVER TO THE COLLECTOR

38. (1) The Collector shall cause samples of all manufactured drugs made over to him under rule 34 to be examined by the chemical Examiner to the Government or by such other officer as the Commissioner may direct. The cost of examination shall be borne by the owner.

(2) If any such drugs are certified by such officer to be fit for use, the Collector may allow them to be sold to any dealer or chemist licensed under these rules. The Collector may require any licensed dealer or licensed chemist, to purchase such drugs not exceeding such quantity as the Collector may determine to be ordinarily saleable by him in two months, at such rate as the Collector may direct.

(3) If any such drugs are certified by the Chemical Examiner or such other officer as the Commissioner may direct to be unfit for use, the Collector shall cause them to be destroyed.

XIV. EXEMPTION

39. All preparations containing less than 0.1 per cent of cocaine and 0.2 per cent of morphine and any preparations which the Central Government may by Notification in the Official Gazette declare not to be manufactured drug shall be exempted from the provisions of these rules relating to import, export, transport, possession and sale.

40. The provisions of these rules shall not apply to the importation, exportation, transport, possession, or sale of the manufactured drugs specified below unless the quantity involved in any transaction or possessed at any one time exceeds one pound:-

Methylmorphine, commonly known as codeine, and ethylmorphine, commonly known as dionine, and their respective salts and preparations containing any of these substances and also liquid compounds consisting of a solution of any one of these in any one or more inert fluids except such as are adapted to normal, therapeutic use, i.e., except made up dry preparations, pharmacopoeial or proprietary (pills, tablets, powders etc.), which do not contain more than 0.1 gramme of any of these substances in one pill, one tablet, or one powder associated with other medicinal substances, and liquids consisting of a solution of any one of these substances not exceeding 10 per cent.

XV. ISSUE OF SUBSIDIARY ORDERS

41. Subject to the provisions of the Act and of these rules the Commissioner may from time to time issue such instructions as he may think fit for the purpose of carrying out the provisions of these rules.

XVI. APPEAL AND REVISION

42. An appeal shall lie from an original or appellate order made under these rules by an Excise Officer as follows, namely:-

- (a) to the Collector when the order is made by an Officer subordinate to him;
- (b) to the commissioner when the order is made by the Collector;

Provided that -

- (i) When an original order is confirmed on first appeal, a second appeal shall not lie, and
- (ii) When any such order is modified or reversed by the Collector on appeal, the order made by the Commissioner, if any, shall be final.

43. (1) Every memorandum of appeal shall be presented within one month from the date of the order appealed against.

(2) Every memorandum of appeal shall be accompanied by the order appealed against or by a certified copy of such order.

44. Any order passed under these rules by an Excise Officer may be revised by the Commissioner, or the Collector to whom such an Officer is subordinate.

D. D. FORM NO. 1

(Rule 21)

Forms of accounts to be maintained by D. D. 1 and D. D. 2 licenses.

Month and date	Particulars of transactions Receipts, issues, total balance etc.	Raw Opium	Opium derivatives other than prepared opium											
			Medicinal opium						Total					
			Bulk weight	Drug con- tents	Bulk weight	Drug con- tents	Bulk weight	Drug con- tents	Bulk weight	Drug con- tents	Bulk weight	Drug con- tents		
1	1-A	2	3	4	5	6	7	8	9	10	11	12		
		lb. oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.
			Opium derivatives other than prepared opium - contd.											
Month and date	Particulars of transactions Receipts, issues, total balance etc.	Opium in the form of tincture, extracts and such other preparations containing more than 0.2 per cent of morphine as are made direct from opium						Morphine, pure morphine, salts of morphine and such preparations containing more than 0.2 per cent of morphine as are made direct from morphine and its salts						
		Total						Pure morphine						
		Bulk Weight	Drug con- tents	Bulk Weight	Drug con- tents	Bulk Weight	Drug con- tents	Bulk weight	Drug con- tents	Bulk weight	Drug con- tents	Bulk Weight	Drug con- tents	
		13	14	15	16	17	18	19	19-A	20	21	22	23	
		oz. gr.	oz. gr.	oz. gr.	oz. gr.	oz. gr.	oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	

Month and date	Particulars of transactions Receipts, issues, total balance etc.	Opium derivatives other than prepared opium - contd.													
		Morphine, pure morphine, salts of morphine and such preparations containing more than 0.2 per cent of morphine as are made direct from morphine and its salts - contd.													
		Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents
		26	27	28	29	30	31	32	33	34	35	36	37	38	39
lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

Month and date	Particulars of transactions Receipts, issues, total balance etc.	Opium derivatives other than prepared opium - contd.													
		Morphine, pure morphine, salts of morphine and such preparations containing more than 0.2 per cent of morphine as are made direct from morphine and its salts - contd.													
		Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents
		40	41	42	43	44	45	46	47	48	49	50	51	52	53
lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

Month and date	Particulars of transactions Receipts, issues, total balance etc.	Opium derivatives other than prepared opium - contd.													
		Morphine, pure morphine, salts of morphine and such preparations containing more than 0.2 per cent of morphine as are made direct from morphine and its salts - contd.													
		Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents
		54	55	56	57	58	59	60	61	62	63	64	65	66	67
		lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

Month and date	Particulars of transactions Receipts, issues, total balance etc.	Opium derivatives other than prepared opium - contd.													
		Diacetylmorphine		Diacetylmorphine (diamorphine, heroin) pure diacetylmorphine, salt of diacetylmorphine and all the preparations containing diacetylmorphine											
		Heroin pure		Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents
		68	69	70	71	72	73	74	75	76	77	78	79	80	
		lb. oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	

Month and date	Particulars of transactions Receipts, issues, total balance etc.	Opium derivatives other than prepared opium - contd.						Coca derivatives					
		Diacetylmorphine (diamorphine, heroin), pure diacetylmorphine, salt of diacetylmorphine and all the preparations containing diacetylmorphine - contd.						Cocaine in the form of pure cocaine, salts of cocaine and such other preparations containing more than 0.1 per cent. of cocaine as are made from Cocaine and its salts					
		Total						Cocaine pure					
		Bulk weight	Drug contents	Bulk weight	Drug contents	Crude cocaine	Bulk weight	Ecgonine	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight
81	82	83	84	85	86	87	88	89	90	91	92	93	
lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	

Month and date	Particulars of transactions Receipts, issues, total balance etc.	Cocaine in the form of pure cocaine, salts of cocaine and such other preparations con- taining more than 0.1 per cent of cocaine as are made from cocaine and its salts						Cocaine in the form of such preparations containing more than 0.1 per cent of cocaine as are made direct from coca leaves					
		Total											
		Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents	Bulk weight	Drug contents
		94	95	96	97	98	99	100	101	102	103	104	105
lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.	lb. oz. gr.	oz. gr.

Month and date	Particulars of transactions Receipts, issues, total balance etc.	Medicinal hemp					Other narcotic substances declared to be manufactured drugs						
		Extract of hemp		Tincture of hemp		Total Drug contents	Bulk weight	Bulk weight	Bulk weight	Bulk weight	Bulk weight	Bulk weight	Bulk weight
		Bulk weight	Drug contents	Bulk weight	Drug contents								
		108	109	110	111	112	113	114	115	116	117	118	119
lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.	lb. oz. gr.		

Particulars of receipts				Particulars of sale				
In case of import from overseas		In other cases		For licensed dealers		For licensed chemists		
No. and date of import certificate	No. and date of customs receipts for duty paid	No. and date of import or transport pass	No. and date of invoice	Name and address of - 1. Licence holder and No. of licence 2. Permit-holder and No. of permit 3. Approved practitioner 4. Hospital or charitable dispensary	No. and date of (1) Export pass (2) Transport pass (3) Indent	Name and address of the person to whom sold	Name of approved practitioner on whose prescription the issue is made	Remarks
120	121	122	123	124	125	126	127	128

D.D. FORM NO. 2

(Rule 22)

Form of accounts to be maintained by approved practitioners and permit holders for manufactured drugs administered by them.

Date

Particulars of transactions, receipts, issues, balance, etc.	Opium derivatives other than prepared opium			Coca derivatives			Medicinal hemp						Other narcotic substances declared to be manufactured drugs	Name and address of the firm from which purchased and the date of purchase.	Remarks
	Description	Bulk weight	Drug contents	Description	Bulk weight	Drug contents	Extract			Tincture					
							Description	Bulk weight	Drug contents	Description	Bulk weight	Drug contents			
Stock in hand ...															
Quantity purchased ...															
Quantity extended ...															
Balance ...															

N.B. - Accounts of each kind of preparation to be kept separately.

D. D. FORM NO. 3
(Rule 25)

Permit for the import, transport and possession of manufactured drugs.

(The counterfoil of this permit is to be signed by the permitholder and filed in the Collector's Office)

District -

No. of permit in Register No.

Name of permitholder -

Locality -

It is required of the holder of this permit, as a condition of its remaining in force, that he shall duly and faithfully perform and abide by the following conditions:-

- I. That he shall not transfer this permit to any other person.
- II. That he shall not possess more than the following weights of manufactured drugs at a time:-
 - (a) opium derivatives other than prepared opium containing in the aggregate not more than * of either morphine or diacetylmorphine or both;
 - (b) coca derivatives containing in the aggregate not more than * of cocaine;
 - (c) medicinal hemp up to * in the case of extract and up to * in the case of tincture;
 - (d) any other narcotic substance declared to be a manufactured drug up to *
- III. That he shall use manufactured drugs for medicinal purposes only at the premises for which this permit is granted and that he shall not use the drugs in any other place without a separate permit.
- IV. That he shall purchase all manufactured drugs from a dealer licensed under the Tripura Dangerous Drugs Rules, 1956 or under any corresponding rule for the time being in force in any part of Indian Union.
- V. That he shall abide by the rules regarding import and transport of manufactured drugs by means other than post.
- VI. That he shall not sell the manufactured drugs to any one.

N.B. - Infraction of any of the above conditions, or any rule of the Dangerous Drugs (import, export and transshipment) Rules, 1933, or of the Tripura Dangerous Drugs Rules, 1956 will subject the holder of this licence to cancellation of the licence and to all and any of the penalties prescribed by the law or rules.

COLLECTORATE OF

:

Collector

The

19

D. D. FORM NO. 3

Permit for the import, transport and possession of manufactured drugs

COUNTERFOIL

Name of district -

No. of permit in Register No. -

Name of permitholder -

Locality -

Permit current from _____ to _____

Received the permit of which this is the counterfoil.

Signature of the permitholder.

D. D. FORM NO. 4
(Rules 27 and 31(a)).

License for the manufacture, possession and sale otherwise than on prescription of manufactured drugs by a dealer

District -

No. of license in register No.

Name of person holding license -

Place of business -

(Note - The counterfoil of this license is to be signed by the dealer and filed in the Collector's office)

_____ resident of _____ is

hereby authorised by the Collector of _____ to manufacture, possess and sell otherwise than on prescription manufactured drugs at _____ from _____ to the 31st March, 19 ____.

This license extends -

- (a) to the manufacture of medicinal opium from opium, which the licensee is entitled to possess,
- (b) to the manufacture of any preparation containing morphine diacetylmorphine or cocaine from morphine, diacetylmorphine, opium or cocaine which the licensee is entitled to possess,
- (c) to the possession and sale otherwise than on prescription of manufactured drugs.

It is required of the holder of this license, as a condition of its remaining in force, that he shall duly and faithfully perform and abide by the following conditions:-

1. That he shall pay to Government in advance a fee of Rupee _____ and that he shall pay the same into a Government Treasury.

2. That he shall not possess more than the following weights of manufactured drugs at a time:-

- (a) opium derivatives other than prepared opium containing in the aggregate not more than * of either morphine or diacetylmorphine or both;
- (b) coca derivatives containing in the aggregate not more than * of cocaine;
- (c) medicinal hemp up to * in the case of extract and up to * in the case of tinctures;
- (d) any other narcotic substance declared to be a manufactured drug up to *.

3. That he may possess excise opium or opium in powder up to for the manufacture of medicinal opium. Such opium shall be obtained either from Government Treasury at or from the Gazipur Opium Factory with the special permission of the Commissioner.

4. That he shall not manufacture, possess, or sell manufactured drugs in virtue of this license, at any place except his place of business.

N.B. Infraction of any of the above conditions or any rule of the Dangerous Drugs (import, export and transshipment) Rules, 1933, or of the Tripura Dangerous Drugs Rules, 1956 will subject the holder of this licence to cancellation of the license and to all and any of the penalties prescribed by the law or rules.

D. D. FORM NO. 4

License for the manufacture, possession and sale otherwise than on prescription
of manufactured drugs by a dealer

COUNTERFOIL

Name of district -

No. of license in register No.

Name of the licensed dealer -

Locality of manufacture and of vend -

License current from to

Amount of fee paid in advance - Rs. 10.

Received the license of which this is the counterfoil.

Signature of the licensed dealer.

* Quantities to be fixed by Collector according to requirements.

D. D. FORM NO. 5
(Rules 28 and 31 (b))

License for the manufacture, possession and sale on prescription of
manufactured drugs by a chemist

District -

No. of license in register No. -

Name of vendor -

Locality of vend -

(Note - The counterfoil of this license is to be signed by the chemist and filed in the Collector's office).

of _____ resident of _____ is hereby authorised by the Collector
at _____ to manufacture, possess and sell on prescription manufactured drugs
from _____ to the 31st March, 19 .

This license extends -

- (a) to the manufacture on prescription of medicinal opium from opium, which the licensee is entitled to possess;
- (b) to the manufacture on prescription of any preparation containing morphine, diacetylmorphine, opium or cocaine which the licensee is entitled to possess;
- (c) to the possession and sale on prescription of manufactured drugs.

It is required of the holder of this license, as a condition of its remaining in force, that he shall duly and faithfully perform and abide by the following conditions:-

1. That he shall pay to Government in advance a fee of rupee one and that he shall pay the same into a Government Treasury.
2. That he shall not possess more than the following weights of manufactured drugs at a time:-
 - (a) Opium derivatives other than prepared opium containing in the aggregate not more than of either morphine or diacetylmorphine or both;
 - (b) coca derivatives containing in the aggregate not more than _____ of cocaine;
 - (c) medicinal hemp up to _____ in the case of extract and up to _____ in the case of tincture;
 - (d) any other narcotic substance declared to be manufactured drug up to _____
3. That he shall not manufacture, possess or sell manufactured drugs in virtue of this license at any place except his place of business.
4. That he shall not sell or deliver manufactured drugs to any child apparently under the age of 16 years whether for consumption by such child or by any other person and whether for consumption on or off the premises.

N.B. - Infraction of any of the above conditions, or any rule of the Dangerous Drugs (Import, Export and Transhipment) Rules, 1933 or of the Tripura Dangerous Drugs Rules, 1956 will subject the holder of this license to cancellation of the license and to all and any of the penalties prescribed by the law or rules.

D.D. FORM NO. 5

License for the manufacture, possession and sale on prescription of
manufactured drugs by a chemist

COUNTERFOIL

District -

No. of licence in register No. -

Name of chemist -

Locality of manufacture and vend -

Licence current from to

Amount of fee paid in advance Re. 1.

Received the license of which this is the counterfoil.

Signature of licensed chemist.

D. D. FORM NO. 6
(Rule 29)

Counterfoil No. Duplicate No. Triplicate No.

Pass for the Import (Inter-
Export Transport
provincial) of manufactured drugs
other

Pass granted to _____
(here enter
name of consignee)

to Import from or via
Export to Transport from

_____ (here enter locality and district
into _____
from (here state district)
to

manufactured drugs
to the amount of _____
as specified below:-

(Here state description and weight or quantity
of each kind of drug.)

.....

contd.

Pass for the Import of
Export Transit

_____ (here enter name of drug)
Pass granted to _____
(here enter
name of consignee)

to Import from or via
Export to Transport from

_____ (here enter the locality and
into _____
district from (here state
to district)

manufactured drugs
to the amount of _____
as specified below:-

(Here state description and weight or quantity
of each kind of drug.)

.....

Pass for the Import
Export Transit

_____ (here enter name of drug)
Pass granted to _____
(here enter
name of consignee)

to Import from or via
Export to Transport from

_____ (here enter the locality and
into _____
district from (here state
to district)

manufactured drugs
to the amount of _____
as specified below:-

(Here show description, weight and quantity
of each kind of drug.)

.....

This pass must be used within one month from the date of its issue. The bulk of the consignment shall not be broken in transit.

This pass shall be delivered on arrival of the drugs at their destination to the under- signed to be affixed to its counterfoil.

Dated Collector

This pass must be used within one month from the date of its issue. The bulk of the consignment shall not be broken in transit.

This pass shall be delivered on arrival of the drugs at their destination to the under- signed to be affixed to its counterfoil.

Dated Collector

This pass must be used within one month from the date of its issue. The bulk of the consignment shall not be broken in transit.

This pass shall be delivered on arrival of the drugs at their destination to the under- signed to be affixed to its counterfoil.

Dated Collector

Note:- This copy is to be sent by the Collector issuing the pass direct to the Collector of the despatching district and to be retained by him.

REVERSE

N.B. - This pass must be produced before the Collector of the despatching district for his countersignature and for filling the particulars noted below:-

- (1) This pass is to remain in force from to
- (2) The drugs shall be conveyed in charge -
(a) (Name of person, if any) of (a)
(b) (Route and mode of conveyance) by (b)
- (3) The number and description of packages containing drugs covered by the pass are

.....
Collector of the
despatching district.

Dated

N.B. - This pass must be produced before the Collector of the despatching district for his countersignature and for filling the particulars noted below:-

- (1) This pass is to remain in force from to
- (2) The drugs shall be conveyed in charge -
(a) (Name of person, if any) of (a)
(b) (Route and mode of conveyance) by (b)
- (3) The number and description of packages containing drugs covered by the pass are

.....
Collector of the
despatching district.

Dated

N.B. - This pass must be produced before the Collector of the despatching district for his countersignature and for filling the particulars noted below:-

- (1) This pass is to remain in force from to
- (2) The drugs shall be conveyed in charge -
(a) (Name of person, if any) of (a)
(b) (Route and mode of conveyance) by (b)
- (3) The number and description of packages containing drugs covered by the pass are

.....
Collector of the
despatching district.

Dated