



UNITED NATIONS

**E/NL** 1953/163-166

9 December 1953

## 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

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## 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.

*New York, 1954*

GOVERNMENT OF SAURASHTRA,  
FINANCE DEPARTMENT (EXCISE),

-: NOTIFICATION :-

No:FD/EX/52-99/3650

Rajkot, 4th February, 1953.

In exercise of the powers conferred by Section 5 of the Opium Act, (I of 1878) the Saurashtra Government is pleased to amend the Saurashtra Opium Rules, 1951 promulgated under Home Department (Excise) Notification No.HD/EX24/48/2222 dated 27-10-51 (hereinafter referred to as the said rules), as follows:-

1. For the existing rule 5 of the said rules the following rule shall be substituted, namely:-

"5.

1). The Collector may grant.

(i). to the medical practitioner registered under the Bombay Medical Act, 1912 (Bombay VI of 1912) or the Bombay Medical Practitioners Act, 1938 (Bombay XXVI of 1938) or any other medical practitioner listed under Section 18 of the latter Act, or the Medical practitioners, Vaidis or Hakims as may be approved by the Prohibition Commissioner, Saurashtra, residing within his district, a licence in form D.A.92/A annexed to these Rules, for the possession and use of opium, 6 tolas per annum in urban areas and 3 tolas per annum in rural areas for medicinal purposes only.

Provided that if any Medical Practitioner requires a quantity of opium lower than the prescribed quantity, he should be allowed to draw it, and the Collector may raise the prescribed quantity in individual cases to double the prescribed quantity for the reasons to be recorded in writing and any further increase should be allowed only with the prior approval of the - Prohibition Commissioner, Saurashtra.

(ii) to any person, a special permit authorising him, for a specified period, to have in his - possession, for private consumption only, a specified quantity of opium in excess of three tolas in any area in the State of Saurashtra provided that it shall not exceed 5 tolas per month. For issue of a permit exceeding the above limit prior sanction of the Prohibition Commissioner, Saurashtra shall be necessary.

(2) (i) Pharmacies (Manufacturers of indigenous medicines) will be supplied with opium according to the minimum quota as prescribed below:-

	Opium.
1. Small size Pharmacy having total annual sale of less than Rs.50,000/-	1 lb. p.a.
2. Middle Size Pharmacy having total annual sale of above Rs.50,000/- and less than Rs.200,000/-	3 lbs. p.a.
3. Large size Pharmacy having total annual sale of Rs.200,000/- and more.	6 lbs. p.a.

(ii) If any Pharmacy requires a quota, larger than that referred to above, it should prove from its record of manufacture that it requires more quantity and the Collector, if he is satisfied as to the genuineness of the request of the Pharmacy, shall refer it to the Prohibition Commissioner for orders.

(3) The annual quota of opium as may be can be drawn by Medical Practitioners and Pharmacies in four equal quarterly instalments from the date of issue of the licence in form D A.92/A attached hereto and D.D. I. respectively, on payment of such fee as is prescribed subject to the condition that the licensee shall not possess at any one time a quantity in excess of one half of his annual quota. The prescribed quantity of drugs not drawn in any particular quarter is allowed to be drawn in next quarter but not thereafter in any case.

(4) The Medical Practitioners and Pharmacists shall obtain their requirements from the Government licensed shops only.

(5) The preparations of Opium should be sold by the Pharmacies only to the licensed dealers under the Dangerous Drugs Rules and such dealers are to sell them to individuals only on prescriptions of a registered medical practitioner."

2. After Form C/2 in the said Rules, the following form shall be added:-

FORM - D.A. 92A.  
(Emblem of Ashok Lion).

(Fee re- 1/-)

Special licence to possess opium to be granted to a medical practitioner registered under the Bombay Medical Act, 1912 (Bombay VI of 1912), or the Bombay Medical Practitioners Act, 1938 (Bombay XXVI of 1938) or any other medical Practitioner, listed under section 18 of the latter Act, or the medical Practitioner, or Vaidysas or Hakims as may be approved by the Prohibition Commissioner, Saurashtra, or to a manufacturer of indigenous medicines who is approved by the Prohibition Commissioner.

Licence is hereby granted to Mr./Messrs. \_\_\_\_\_

(hereinafter called 'the licensee(s) authorising him/them to possess under and subject to the Provisions of the Opium Act, 1878 (hereinafter referred to as 'the said Act') the rules made thereunder and the conditions of this licence \_\_\_\_\_ tolas of for use solely in the exercise of his/their profession and preparations of medicines in his/their dispensary/manufactory situated at \_\_\_\_\_ in the taluka of \_\_\_\_\_ in the District \_\_\_\_\_ in the State of Saurashtra during the period from \_\_\_\_\_ (both days inclusive) on the following conditions.:

1. The Licensee(s) shall purchase opium only from \_\_\_\_\_

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aggregate quantity that can be purchased during each quarter of three months commencing from the date the grant of this licence shall not exceed \_\_\_\_\_ Tolas of Opium.

\*\* Here enter the name of depot.

2. The licensee(s) shall not use or sell the opium except as an ingredient of the medicine prescribed and prepared by him/them for use by his/their patients or licensed medical practitioners.

3. The licensee(s) shall not store the Opium except at his/their dispensary/manufactory and in excess of the quantity specified above.

4. (i) The licensee(s) shall keep monthly accounts of the quantities of the Opium used and of the balance held in stock by him/them

in the form prescribed by the Collector. The accounts shall be plainly and correctly written up in a book bound, paged and sealed with the seal of the Collector.

(ii) The licensee(s) shall preserve the accounts, the prescription in original in which he/they has/have prescribed the opium as one of the ingrediants of the medicine, and his license, during the whole of the period of this licence and shall produce them for inspection, along with the opium held by him/them in balance, at any time when the Collector, or any other Officer duly authorised by him in this behalf calls him/them to do so.

(iii) If the licensee(s) held a similar licence for any period within two years immediately before the date from which this licence is granted, he/they shall preserve the accounts, the prescriptions in original and the licence relating to such period during the currency of the period of this licence and shall produce them for inspection at any time when the Collector or any other Officer duly authorized by him in this behalf calls upon him/them to do so.

5. The licensee(s) shall be responsible for any act or omission committed in relating to the observance of the conditions of this licence by any of his/their agents or servants.

6. The licensee(s) shall abide by the conditions of this licence and the provision of the Opium Act, 1878 and the Dangerous Drugs Act, 1930 (hereinafter referred to as the said Acts); and the rules made thereunder and shall undertake to observe faithfully the law relating to Prohibition and refrain from committing or abetting the breach of that law by any other person.

7. The Collector may cancel or suspend this licence-

(i) in the event of any breach by the licensee, his/their agent or servant, or the conditions of this licence or of the provision of any of the said Act the Rules made thereunder.

(ii) If the licensee(s) is/are convicted of any offence under the said Acts or under any law for the time being in force relating to intoxicants or opium during the currency of the period of this licence.

8. In case, this license is cancelled during the currency of the period for which it is granted or is not renewed on its expiry, the licensee(s) shall forthwith hand over all the unused stock of Opium to the Collector without claiming any compensation.

The licensee(s) shall also hand over to the Collector all the accounts and the prescriptions in original which he/they is/are required to keep and preserve under condition 4 of this license.

Dated this \_\_\_\_\_ the \_\_\_\_\_  
day of \_\_\_\_\_ 19

Seal of the Collector.

Collector.

By order of H.H. the Raj Pramuk!,

-P- 28.1

P.T.O.

Deputy Secretary to the Government  
Finance Department (Excise).

Copy with compliments to:-

- 1). The Superintendent of Gazette, Saurashtra for publication in the next issue of the Gazette.
- 2). The Revenue Department.
- 3). All Collectors / All Deputy Collectors.
- 4). All Mamlatdars / Mahalkaris.
- 5). The Superintendent of Excise & Prohibition, Rajat.
- 6). All Excise Inspectors / Sub-Inspectors.
- 7). The Director of Information.
- 8). All Chief Medical Officer in Districts.
- 9). The Inspector General of Police, Saurashtra.
- 10). All District Superintendents of Police in Districts.
- 11). The Director of Health Services, Rajkot,
- 12). The Secretary to the Chief Minister.
- 13). The Personal Secretary to Finance Minister.
- 14). The Secretary to H.H. the Raj Pramukh.

E/NL.1953/164

GOVERNMENT OF SAURASHTRA.  
FINANCE DEPARTMENT (EXCISE).

:- N O T I F I C A T I O N :-

No. FD/EX/52-99/375

Rajkot; 3rd June, 1953

In exercise of the powers conferred by Section 5 of the Opium Act (I of 1878), the Saurashtra Government is pleased to order that the following amendments shall be made to the Saurashtra Opium Rules 1951 promulgated under Home Department (Excise) Notification No. HD/EX/24/28/2222 dated 27-10-51 as amended under this Department Notification No. FD/EX/52-99/3650 dated 4.2.53, namely: -

(1) In Rule 5 clause (1), the words 'the Collector may grant' shall be deleted and in Rule 5 Clause (1) Sub-Clause (i) the words "The Collector, Deputy Collector, Mamlatadar, or Mahalkari of the area concerned" shall be added before the existing "Words" to the Medical Practitioner etc. in the beginning.

2. In Rule 5 clause (1) sub-clause (ii) the words "The Collectors of the District concerned may grant" shall be before the existing words "to any person" etc. in the beginning.

3. In Rule 5 clause (2) Sub-clause (1) the words "and the licence issued by the Collectors of the District concerned in Form DA 1 (prescribed under the Saurashtra Dangerous Drugs Act Rules 1951) shall be inserted before the existing words."

"Pharmacies (Manufacturers of indigenous medicine" etc. in the beginning.

4. In form 92 A annexed to the Rules wherever the word "Collector" occurs the words Deputy Collector, Mamlatdar or Mahalkari shall be inserted just after it.

By order of H.H. the Raj Pramukh,

(Y. G. Maru)

Deputy Secretary to Government,  
Finance Department (Excise).

Copy with compliments to:-

1. The Superintendent of Gazette, Saurashtra for publication in the next issue of the Gazette.
2. The Revenue Department.
3. All Collectors / Deputy Collectors,
4. All Mamlatdars / Mahalkaris.
5. Director of Health Services.
6. All Chief Medical Officers of Districts.
7. The Inspector General of Police, Saurashtra.
8. All District Superintendents of Police.
9. Director of Information.
10. The Secretary to the Chief Minister.
11. The Personal Secretary to the Finance Minister.
12. The Secretary to H.H. the Raj Pramukh.
13. All Bonded Works (Through their Sub-Inspectors).

Copy to:-

All Excise Inspectors.

All Excise Sub-Inspectors including those on works.

The Excise Sub-Inspectors on the works have to see that prior intimation of all new S.M.Ps. (Restricted or not restricted) are invariably given to the Superintendent of Excise and copy thereof is kept on their record for ready reference. They should also take urgent steps to get the analysis report of all such products as soon as possible so that there may not be any complaint for delay in the receipt of analysis reports.

E/NL.1953/165

GOVERNMENT OF SAURASHTRA.  
FINANCE DEPARTMENT (EXCISE).

No. FD/EX/NC/3-4/551

Rajkot; dated 2nd July, 1953

N O T I F I C A T I O N .

In exercise of the powers conferred by Section 5 of the Opium Act (I of 1878) as extended to the State of Saurashtra by the Opium and Revenue Laws (Extension of Application) Act 1950 (XXXIII of 1950), the Government of Saurashtra is pleased

to direct that the following amendment shall be made in the Saurashtra Opium Rules 1951 promulgated under Home Department (Excise) Notification No. HD/EX/24/48/2222, dated 27-10-51, namely:-

After Rule 5, the following new rule shall be inserted as rule 5A, namely:-

"5A. The quantity of opium so possessed by any person as permitted in rules 3, 4 and 5 above or the admixture thereof or any preparation thereof shall not be used for smoking.

By order of H.H. the Raj Pramukh,

(V.V. BAXI.)

DEPUTY SECRETARY TO GOVERNMENT.  
FINANCE DEPARTMENT (EXCISE).

Copy to:-

1. The Superintendent of Gazette for the publication in the next issue of the Gazette.
2. All Collectors / Deputy Collectors.
3. All Mamlatdars / Mahalkaries.
4. The Development & Planning (Medical);
5. The Director of Health Services.
6. All Chief Medical Officers.
7. The Inspector General of Police, Saurashtra.
8. All District Superintendents of Police.
9. The Superintendent of Prohibition & Excise, Saurashtra.
10. All Inspectors / Sub-Inspectors of Proh. & Excise.
11. The Secretary to H.H. the Raj Pramukh.
12. The Secretary to the Chief Minister.
13. The Personal Secretary to the Finance Minister.
14. The Director of Information.

E/NL.1953/166

GOVERNMENT OF INDIA  
MINISTRY OF FINANCE (REVENUE DIVISION)  
NEW DELHI, the 21st September 1953.

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NOTIFICATION  
DANGEROUS DRUGS.

No. 2. In pursuance of clause (a) of rule 2 of the Central Opium Rules, 1934, the Central Government hereby defines the tracts specified in the Schedule annexed hereto as the tracts in the States of Uttar Pradesh, Madhya Bharat and Rajasthan within which poppy may be cultivated on account of Government during the opium year from the 1st October, 1953, to the 30th September, 1954:-

SCHEDULE.  
PART I.  
STATE OF UTTAR PRADESH.

Designation of Tract.	District.	Extent. Tensil/Pargans.
Ghazipur Opium Circle	Ghazipur	Dahma, Zahurabad, Zamania, Mohammadabad, Pachotar, Ghazipur and Shadiabad.
	Banaras.	Majhwar, Barah, Mahurai, Mahaich, Narwan and Barhwal.
	Gorakhpur.	Bhauwapar, Bhurimpar, Unsola and Chillupar.
Faizabad Opium Circle.	Faizabad.	Mangalsi, Khandasa, Rath and Amsin.
	Basti.	Amerha.
Bara Banki Opium Circle.	Bara Banki.	Daryabad, Baddu Sarai, Nawabganj, Ramnagar, Dewa, Kursi, Partabganj, Satrik, Siddhaur, Subeha and Haidergarh.
Bareilly Opium Circle.	Bareilly.	Saneha, Ballia, Aonla, Sirauli and Faridpur.
Shahjahanpur Opium Circle.	Shahjahanpur.	Jalalabad, Kant, Nigohi, Tilhar and Jalalpur.

PART II  
STATE OF MADHYA BHARAT.

Neemuch I Opium Circle.	Mandsaur.	Neemuch and Jawad.
Neemuch II Opium Circle.	Mandsaur.	Garoth, Bhanpura and Manasa.
Mandsaur I Opium Circle.	Mandsaur.	Mandsaur.
Mandsaur II Opium Circle.	Mandsaur.	Malhargarh and Sitamau.
Ratlam Opium Circle	Ratlau.	Ratlau, Jacra, Alot and Sailans.

PART III  
STATE OF RAJASTHAN.

Chittorgarh Opium Circle.	Chittorgarh.	Achnera, Partabgarh, Chhoti Sadri, Kanera, Nimbahera, Begun, Chittorgarh, Barisadri, Bhadeser and Doongla.
	Bhilwara.	Bijolia.



PART III (continued)

Designation of Tract.	District.	Extent. Tensil/Pargans.
Jhalawar Opium Circle.	Jhalawar.	Khanpur, Aklora, Manohar Thana, Bakani, Asnawar, Patan and Bhawani Mandi.
	Kotah.	Ramganj Mandi, Sangod and Chechot Morak.
Kotah Opium Circle.	Kotah.	Chhapa Baroda, Chhabra and Atru.

sd/- (M.P. ALEXANDER)  
UNDER SECRETARY TO THE GOVERNMENT OF INDIA.

N-o.2/No.5(5)-E.O./53.

Advance copy forwarded to:-

- \*with five spare copies.
- (1) The Narcotics\* Commissioner, Gorton Castle, Simla.
  - (2) The Secretary to the Government of Uttar Pradesh, Excise Department, Lucknow.
  - (3) The Chief Secretary to the Government of Madhya Bharat, Gwalior.
  - (4) The Chief Secretary to the Government of Rajasthan, Jaipur.
  - (5) The Ministry of External Affairs with 4 spare copies for onward transmission to the India Delegation, New York, who may be requested to pass them on to the United Nations Secretariat.

(M.P. ALEXANDER)  
UNDER SECRETARY TO THE GOVERNMENT OF INDIA.

\*T.D\* C.T.10/Dt.25.9.53.