



UNITED NATIONS

E/NL. 1969/35-41  
1 June 1970  
ENGLISH ONLY

## LAWS AND REGULATIONS

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

### 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, the Secretary-General has the honour to communicate the following legislative texts.

#### INDEX

		Page
E/NL.1969/35	Government of India Notification No. 19 - Dangerous Drugs of 14 December 1968	2-4
E/NL.1969/36	Government of Gujarat Notification No. GH/SH/533/BPA-1267/34858-P of 23 May 1967 Gujarat Poppy Capsules (Amendment) Rules, 1967	4-5
E/NL.1969/37	Government of Gujarat Notification No. GH/SH/1522/DDA-1166/77026-P of 3 December 1966 - Bombay Dangerous Drugs (Gujarat Amendment) Rules, 1966	5-6
E/NL.1969/38	Government of Mysore Notification No. G.S.R. 512 - The Mysore Excise (Intoxicating Drugs) Rules, 1967	7-31
E/NL.1969/39	Government of Mysore Notification No. G.S.R. 571 - The Mysore Opium Rules, 1967	32-46
E/NL.1969/40	Government of West Bengal Notification No. 1474-Ex/IC-12(2)/67 - West Bengal Opium Rules, 1967	47-70
E/NL.1969/41	Government of Madras Order No. G.Om MS. No. 2801 of 4 October 1967 - Amendments to the Madras Manufactured Drugs Rules, 1932	70-7

Gazette of India, Part II, Section 3(i)  
14 December 1968

GOVERNMENT OF INDIA

Ministry of Finance (Department of Revenue and Insurance)  
NOTIFICATION No. 19 - Dangerous Drugs

New Delhi, 14 December 1968  
Pausa 23, 1890 Saka

In pursuance of clause (a) of rule 2 of the Central Opium Rules, 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 the tracts within which poppy may be cultivated on account of the Central Government during the Opium Year commencing on 1 October, 1968, and ending on 30 September, 1969.

THE SCHEDULE.

PART I

STATE OF UTTAR PRADESH

Designation of tract	District	Extent
		Tehsil/Pargana
BAREILLY OPIUM DIVISION	Bareilly	Aonla, Ballia, Saneha, Sirauli (South), Faridpur.
	Shahjahanpur	Jalalabad.
BARABANKI-I OPIUM DIVISION	Bara Banki	Haidergarh, Sidhaur and Satrikh.
	Lucknow	National Botanic Garden, Lucknow for research.
BARABANKI-II OPIUM DIVISION	Bara Banki	Nawabganj, Partabganj, Dewa, Daryabad, Surajpur, Baddoosarai, Ram Nagar and Kursi.
FAIZABAD OPIUM DIVISION	Faizabad	Mangalsi, Rath and Khandasa.
	Ghazipur	Zamania, Experimental Farm attached to Government Opium and Alkaloid Works, Ghazipur for research.
	Azamgarh	Nathoopur.

PART II  
STATE OF MADHYA PRADESH

Designation of tract	District	Extent
		Tehsil/Pargana
NEEMUCH-I OPIUM DIVISION	Mandsaur	South West part of Neemuch Tehsil, Jawad.
NEEMUCH-II OPIUM DIVISION	Mandsaur	Manasa, Bhanpura.
NEEMUCH-III OPIUM DIVISION	Mandsaur	North East Portion of Neemuch Tehsil, Malhargarh.
MANDSAUR-I OPIUM DIVISION	Mandsaur	Mandsaur Tehsil.
MANDSAUR-II OPIUM DIVISION	Mandsaur	Garoth, Sitamau.
RATLAM OPIUM DIVISION	Ratlam	Ratlam, Jaora, Alot and Sailana.

PART III  
STATE OF RAJASTHAN

Designation of tract	District	Extent
		Tehsil/Pargana
KOTAH OPIUM DIVISION	Kotah	Chhabra, Chhipabarod, Atru, Sangod and Ramganjmandi.
JHALAWAR OPIUM DIVISION	Jhalawar	Kanpur, Aklera, Jhalrapatan, Pachpahar, Pirawa and Gangdhar.
CHITTORGARH OPIUM DIVISION	Chittorgarh	Chittorgarh, Nimbahera, Begun, Chhotisadari, Barisadari and Partabgarh.
	Bhilwara	Mandalgarh.
	Udaipur	Agricultural Experiment Station, University of Udaipur, Udaipur for research.

Signed (G.P. DURAIRAJ)  
DEPUTY SECRETARY TO THE GOVERNMENT OF INDIA.

Government Gazette Extra No. 34, Part IV-B,  
27 May 1967

Education and Labour Department  
NOTIFICATION No. GH/SH/533/BPA-1267/34858-P

GUJARAT POPPY CAPSULES (AMENDMENT) RULES, 1967

Sachivalaya, Ahmedabad, 23 May 1967

In exercise of the powers conferred by clauses (h-1) and (h-iii) of sub-section (2) of section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949)<sup>1/</sup>, 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, 1967.

2. In the Gujarat Poppy Capsules Rules, 1963<sup>2/</sup> (hereinafter referred to as the "said rules"), after rule 5, the following rule shall be inserted, namely:

"5A Limitation of quantity to be sold - Notwithstanding anything contained in the terms and conditions of his licence, a licensee shall not sell poppy capsules exceeding 100 kilograms during any calendar month."

3. After rule 13 of the said rules, the following new rule shall be inserted, namely:

"14 Memorandum of sale to be given to purchaser - The licensee when selling any quantity of poppy capsules shall give to the purchaser a memorandum of sale containing particulars of the sale specified in Form Poppy-8 and shall obtain the purchaser's signature on the counter foil of such memorandum."

4. In Form Poppy-2 appended to the said rules, in condition 1, after paragraph (2) the following paragraph shall be added, namely:

"(3) The licensee shall not sell poppy capsules exceeding 100 kilograms during any calendar month."

5. After Form Poppy-7 appended to the said rules, the following Form shall be added, namely:

"FORM POPPY-8

(See rule 14)

Memorandum

No.

Date

Name of the licensee.

Address of the licensee.

Licence No.

Name of the purchaser and his address:

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

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

Quantity of poppy capsules sold 1	Rate 2	Amount 3

Signature of the purchaser or his  
authorised agent.

Signature of licensee or his  
authorised agent."

6. In the Forms appended to the said rules, for the words and figures "Gujarat Poppy Capsules Rules, 1962" wherever they occur the words and figures "Gujarat Poppy Capsules Rules, 1963" shall be substituted.

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

R. G. SHAH,  
Under Secretary to Government.

E/NL.1969/37

Education and Labour Department

DANGEROUS DRUGS ACT, 1930

Notification No. GH/SH/1522/DDA-1166/77026-P  
Sachivalaya Ahmedabad, 3 December 1966

BOMBAY DANGEROUS DRUGS (GUJARAT AMENDMENT) RULES, 1966

In exercise of the powers conferred by sub-section (2) of section 8 and clause (a) of section 35 of the Dangerous Drugs Act, 1930 (II of 1930), the Government of Gujarat hereby makes the following rules further to amend the Bombay Dangerous Drugs Rules, 1935, namely:

1. These rules may be called the Bombay Dangerous Drugs (Gujarat Amendment) Rules, 1966.
2. In the Bombay Dangerous Drugs Rules, 1935 (hereinafter referred to as the "said rules") for the words "Director of Excise and Prohibition" and "Director of Excise and Prohibition, Bombay" wherever they occur throughout the rules, the words "Director of Prohibition and Excise", shall be substituted.
3. In rule 2 of the said rules in clause (3) the words "and includes in the Vidarbha region of the State of Bombay a Deputy Commissioner" shall be deleted.

4. In rule 16 of the said rules

(a) in sub-rule (4) for the words "Sub-Inspector of Excise" the words "Sub-Inspector of Prohibition and Excise" shall be substituted;

(b) in sub-rule (5), for the words "the Superintendent of Excise or the District Excise Officer as the case may be and shall also be open to inspection by any Excise Officer not below the rank of Assistant Inspector" the words "the Superintendent of Prohibition and Excise or the District Inspector of Prohibition and Excise, as the case may be, and shall also be open to inspection by any Prohibition and Excise Officer not below the rank of Sub-Inspector of Prohibition and Excise" shall be substituted.

5. In rule 34A, of the said rules for clause (5) the following shall be substituted, namely:

"5. Place of Payment - The fees payable under these rules shall be paid at the nearest Government Treasury."

6. In rule 37 of the said rules:

(i) in sub-rule (1), for the words "the Surgeon General with the Government of Bombay" the words "the Director of Health and Medical Services, Ahmedabad" shall be substituted;

(ii) in sub-rule (1A), for the words "Surgeon General with the Government of Bombay" and for the words "Surgeon General" the words "and Director of Health and Medical Services, Ahmedabad" shall be substituted.

7. In rule 41 of the said rules, in sub-rule (1), for the words "or the District Excise Officer" the words "or the District Inspector of Prohibition and Excise" shall be substituted.

8. In Form D.D.1 appended to the said rules, the words "Greater Bombay" shall be deleted.

9. In Form D.D.2 appended to the said rules:

(i) the words "greater Bombay" shall be deleted,

(ii) in condition No. 6A the asterisk mark and the footnote "Applicable to chemists in Bombay cit. only" shall be deleted.

10. In Form D.D.3 appended to the said rules, the words "City of Bombay" shall be deleted.

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

R. G. SHAH,  
Under Secretary to Government.

Home Secretariat

GOVERNMENT OF MYSORE

Notification No. G.S.R. 512  
MYSORE EXCISE (INTOXICATING DRUGS) RULES, 1967

Bangalore, 18 November 1967

In exercise of powers conferred by section 71 of the Mysore Excise Act, 1965 (Mysore Act No. 21 of 1966), the Government of Mysore hereby makes the following rules, the draft of the same having been previously published, as required by sub-section (1) of section 71 of the said Act, in Notification G.S.R. No. 478 in Part IV-2-c (i) of the Mysore Gazette (Extraordinary) dated the 26 October 1967, namely:

THE MYSORE EXCISE (INTOXICATING DRUGS) RULES, 1967.

1. Title, extent and commencement:

- (1) These rules may be called the Mysore Excise (Intoxicating Drugs) Rules, 1967.
- (2) These rules shall extend to all the areas of the State of Mysore where the Mysore Excise Act, 1965, is in force.
- (3) They shall come into force at once.

2. Definitions:

In these rules, unless the context otherwise requires:

- (a) "Act" means the Mysore Excise Act, 1965;
- (b) "Authorised Officer" means the Deputy Commissioner or the Officer duly authorised by the Deputy Commissioner to perform any functions under these rules;
- (c) "Commissioner" means the Excise Commissioner in Mysore;
- (d) "Form" means a Form appended to these rules;
- (e) "Licence" means a licence granted under these rules;
- (f) "Officer-in-charge of the Warehouse or Warehouses" or "Officer-in-charge" means any Excise Officer or any other Officer appointed under these rules to be in charge of a bonded warehouse;
- (g) "Permit" means a permit granted under these rules;
- (h) "Veterinary Surgeon" means and includes an Assistant Veterinary Surgeon and all Officers of the Veterinary Department of and above the rank of Veterinary Inspectors.

## PART I

THE CULTIVATION OF HEMP AND THE MANUFACTURE  
OF GANJA THEREFROM

3. Licence required for the cultivation of Hemp: The cultivation of Hemp shall be permitted only under a licence in Form M.E.I.I granted by the Commissioner in such areas of the State as he may from time to time notify.

4. Particulars in application for licence:

(1) Every application for a licence in Form M.E.I.I shall contain the following particulars, namely:

- (a) Name, age and residence of applicant;
- (b) Applicant's father's name;
- (c) Survey No., and name of the village in which the survey number is situated;
- (d) Estimated area of the survey number where the licensee proposes to cultivate hemp;
- (e) Whether the applicant has any previous experience of hemp cultivation.

(2) The application for licence shall be made by the occupant or with the special permission of the occupant, by the tenant of the land on which it is intended to cultivate hemp. It shall be presented to the Deputy Commissioner who after making necessary enquiries, shall forward the same to the Commissioner.

(3) Applications shall be submitted only when they are called for by the Commissioner by notification and within the time specified in the notification.

5. Suitability of holdings for cultivation:

Licences may be granted only to such applicants whose lands are so situated as to render supervision effective and easy and depending on the stock and estimated demand of ganja for the next three years.

6. Refusal of licence:

No licence shall be granted to a person who has been convicted of any offence against Excise, Opium or Prohibition Laws or who is suspected of having illicitly dealt in ganja grown or manufactured by him or by others during the period of ten years, previous to the application or who did not prepare ganja in the previous years according to instructions issued.

7. Grant of licences:

(1) Licences in Form M.E.I.I will be granted by the Commissioner in his discretion.

(2) The Commissioner shall be at liberty, with the approval of the Government, to grant to a single individual or a firm the exclusive privilege of cultivation of hemp and manufacture of ganja in selected localities.



8. Fees for licences:

Applications for licences shall be accompanied by a challan for having credited a sum of rupees five only, and all licences in Form M.E.I. I shall be granted subject to payment of a licence fee of rupees one hundred for every acre of land permitted to be cultivated for hemp.

9. Watch and Ward Staff for cultivation and their duties:

(1) The Commissioner shall appoint such watch and ward staff as he deems fit to watch the progress of crop raised, to explain to the cultivators as to how and when ganja should be prepared, and to prevent the fraudulent disposal of the plant or any part thereof or the ganja by the cultivator.

(2) As soon as ganja is manufactured, the packages or bundles thereof shall be duly sealed and their gross weights as well as the net weights of the ganja contained in them entered in a register kept for the purpose by an officer not lower in rank than that of Excise Inspector under the signature of himself, village officials and cultivators. Such bundles or packages shall then be forthwith removed by the cultivator under a transport permit granted by Deputy Commissioner and under an escort of an Officer not lower in rank than Excise Inspector to such place as may be ordered by the Commissioner. The bundles or packages after receipt in the place of destination shall be locked up in a room under the seal of the officer-in-charge or any other Officer and acknowledgements for the receipt of the bundles with the seals intact and with their weights shall be given to the cultivator and Excise Officer by the said Officer-in-charge, receiving the packages.

10. Licensee to sell ganja to Government:

The licensee shall not sell any quantity of ganja produced by him to any person, other than Government and shall be paid such price as may be fixed by the Commissioner, having regard to the cost of production, extent of acreage cultivation, quality of ganja produced and other factors which he deems fit to consider at the time of such fixation.

11. Quality of ganja to be supplied:

The ganja supplied should be free, as far as possible, from stalk and seeds and well pressed into cakes and of a quality fit to be issued for consumption. All ganja not approved by the Commissioner or by any Officer specially deputed by him will be destroyed and the cultivator cannot claim any remuneration therefor.

12. Commissioner's Order final:

The Commissioner's decision as regards the remuneration payable or the rejection and destruction of any quantity of ganja shall be final.

13. Hemp Plants growing on land not licensed for the purpose to be uprooted:

No person who has not obtained a licence under these rules shall cultivate hemp or allow the same to grow in any land in his possession or under his charge; and it shall be the duty of every such person to cause all hemp plants growing on such lands whether spontaneous or otherwise to be uprooted as soon as he is, or has reason to be aware of their existence on such land.

14. Responsibility of Village Officials:

The village officials shall be primarily responsible to see that no clandestine cultivation of hemp is carried on in their respective villages. When such cultivation is discovered, they shall give immediate information thereof to the Excise Officer for necessary action.

15. Prevention of spontaneous growth of hemp plant:

The Village, Excise and Police Officers shall destroy all the hemp plants which spontaneously grow in Government unoccupied lands.

16. Supplementary Instructions:

The Commissioner may issue such supplementary instructions as he deems necessary with regard to the cultivation of hemp and manufacture and transport of ganja and payment of remuneration therefor to the cultivator. He may also issue supplementary instructions regarding the transport, storing, disposal or destruction of sharas that may be manufactured with the ganja.

PART II

THE ESTABLISHMENT, MANAGEMENT AND CONTROL  
OF WAREHOUSES FOR GANJA

17. Warehouses:

(1) The place or places where ganja manufactured under these rules shall be deposited, shall be in charge of such officer or officers as the Commissioner may authorise. The key of the warehouse shall be in the custody of such officers and the warehouse shall be opened and closed by him or in his presence.

(2) The stock in the warehouse shall be reweighed on 30 June every year and also at other times if so ordered by the Commissioner. The reweighment shall always be in the presence of a Committee of not less than three gazetted officers to be nominated by the Commissioner.

18. Days and hours during which Warehouse shall be open:

Every warehouse shall be open on all days other than Sundays and public holidays during working hours except in the case of a warehouse where the Commissioner has fixed by executive orders, certain days in a week for purposes of issue of ganja. Permits for issue of ganja shall be received on all working days from the hours of 11 a.m. to 3 p.m. If found necessary by the Officer-in-charge, the warehouse may be opened on Sundays and public holidays for the purpose of rearranging packages, ascertaining weights, removing or destroying refuse ganja, receiving consignments of fresh ganja or cleaning the premises, etc., or for the purpose of performing any urgent Government work. All operations in the warehouse shall be carried out under the personal supervision of the Officer-in-charge of the warehouse.

19. Unauthorised persons not to have access to warehouse or stock:

No unauthorised person shall have access to the warehouse or to the stock nor shall any person interfere in any way with the stock.

20. Inspection:

The Officer-in-charge of the warehouse shall maintain an inspection register paged and stamped with the seal of either the Commissioner or the Deputy Commissioner wherein will be noted all the operations of the warehouse including the date, and the time, when the warehouse was opened and closed and the work carried out in the warehouse.

21. Accounts:

The Officer-in-charge of the warehouse shall maintain true accounts of transactions in the warehouse in Forms M.E.I. I, II and III. He shall also maintain such other accounts in such forms as the Commissioner may from time to time prescribe.

22. Destruction:

If the Officer-in-charge of the warehouse finds during his periodical inspections that any ganja has deteriorated or is deteriorating he shall immediately report the matter to the Commissioner who shall make arrangements either for its immediate issue or disposal or destruction. The refuse or dust on ganja accumulated at the warehouse and ganja accumulated at the warehouse and ganja which is due for destruction as ordered by the Commissioner shall be destroyed only in the presence of either the Commissioner or such other Officers as he may authorise. Before actually destroying, the Officer or Officers in whose presence the ganja refuse or dust are to be destroyed, shall satisfy himself or themselves by actually weighing it, that the quality of such ganja refuse or dust is in accordance with that shown in the register.

PART III

POSSESSION, SALE, IMPORT, EXPORT AND TRANSPORT

23. Licence to Registered Medical Practitioners:

(1) Any Registered Medical Practitioner desiring to possess any intoxicating drug for use as an ingredient in any medicine and to sell medicine containing intoxicating drug on prescription shall make an application to the Deputy Commissioner in that behalf.

(2) On receipt of an application under rule (1), the Deputy Commissioner may make such inquiries as he deems necessary and if he is satisfied that there is no objection to grant the licence applied for, he may grant the applicant a licence in Form M.E.I. IV on payment of a fee of rupees twenty.

24. Licence to Manufacturers:

(1) Any person on behalf of an institution, or any manufacturer of medicines desiring to possess any intoxicating drug for use as an ingredient in the preparation of any medicine and to sell medicines containing intoxicating drug may make an application to the Deputy Commissioner for a licence in that behalf.

(2) On receipt of an application under sub-rule (1) the Deputy Commissioner may make such enquiries as he deems necessary and if he is satisfied that there is no objection to grant the licence applied for, he may grant the applicant a licence in Form M.E.I. V on payment of rupees fifty.

25. Licence to sell medicines containing intoxicating drugs:

(1) Any person desiring to possess and sell medicines containing intoxicating drugs may make an application to the Deputy Commissioner for a licence in that behalf.

(2) On receipt of an application under sub-rule (1) the Deputy Commissioner may make such enquiries as he deems necessary and if he is satisfied that there is no objection to grant the licence applied for, he may, grant the applicant a licence in Form M.E.I. VI on payment of a fee of rupees twenty.

26. Permit for consumption by animal:

(1) Any owner of cattle or any domestic animal desiring to possess any intoxicating drug for administering it to his cattle or domestic animal on medical grounds may make an application to the Deputy Commissioner for a permit or to such other Officer authorised by the Deputy Commissioner in that behalf.

(2) On receipt of an application under sub-rule (1) the Deputy Commissioner or other authorised Officer, as the case may be, may make such enquiries as he deems necessary and if he is satisfied that there is no objection to grant the permit applied for, he may, grant the permit in Form M.E.I. VII on payment of a fee of rupee one:

Provided that no such permit shall be granted unless the administration of the intoxicating drug has been recommended for the cattle or domestic animal by the Veterinary Surgeon.

27. Quantity:

(1) A licence in Form M.E.I. IV or M.E.I. V shall be granted in respect of such quantity of intoxicating drug as may be fixed by the Deputy Commissioner in that behalf.

(2) A permit in Form M.E.I. VII shall be in respect of such quantity of intoxicating drug as the case may be, as is necessary in each case having due regard to the number of cattle or domestic animals, the dosage prescribed and the recommendation of the Veterinary Surgeon.

28. Duration of Licence:

(1) No licence or permit under these rules shall be granted for a period beyond the 30th of June next following the date of the commencement of the licence or permit as the case may be.

(2) No licence or permit shall be granted to a person under 21 years of age.

PART IV

29. Place of Sale:

Intoxicating drugs shall be issued only from the Government Treasuries or such other places as the Government may from time to time direct.

30. Wholesale Issues:

Intoxicating drugs required for sale at a Government Treasury for consumption or use in manufacture may be obtained from the Central warehouse established by the State Government for this purpose or from such other places outside the State as the Commissioner may direct.

**31. Prohibition of Sale in other place:**

Intoxicating drug shall not be sold except in places established under rule 29:

Provided that a person holding a licence in Form M.E.I. IV, M.E.I. V or M.E.I. VI, may sell medicines containing bhang to the extent and subject to the conditions laid down in his licence.

**PART V**

**IMPORT, EXPORT AND TRANSPORT**

**32. Import of Intoxicating Drugs:**

Subject to the provisions of these rules and any other rules in this behalf no intoxicating drug shall be imported from any place outside the State of Mysore except by or on behalf of the Commissioner.

**33. Application for and grant of Import Permit:**

(1) Any person holding a licence in Form M.E.I. IV, M.E.I. V or M.E.I. VI and desiring to import medicines containing intoxicating drug from any other State in India may make an application to the Deputy Commissioner in that behalf.

(2) On receipt of an application under sub-rule (1) the Deputy Commissioner may make such enquiries as he deems necessary and if he is satisfied that there is no objection to grant the permit applied for, he may grant the applicant a permit in Form M.E.I. VIII.

**34. Application for and grant of Export Permit:**

(1) Any person desiring to export medicines containing intoxicating drug may make an application to the Deputy Commissioner in that behalf and shall along with the application, forward, an import permit or no objection certificate from the Chief Excise authority of the place to which such medicines are to be exported.

(2) On receipt of an application under sub-rule (1) the Deputy Commissioner may make such enquiries as he deems necessary and if he is satisfied that there is no objection to grant the permit applied for, he may grant the export permit in Form M.E.I. IX.

**35. Application for and grant of Transport Permit:**

(1) Any person desiring to transport intoxicating drugs or medicines containing intoxicating drugs may make an application for a transport permit in that behalf to the Deputy Commissioner:

Provided that no such permit shall be necessary when transport of intoxicating drugs or medicines containing intoxicating drugs is permitted under the licence or permit granted under these rules.

(2) Save as provided in sub-rule (1) a person holding a licence in Form M.E.I. IV, M.E.I. V or M.E.I. VI shall make an application to the Deputy Commissioner who granted him such licence for a transport permit. Any other person shall make an application for a transport permit to the Deputy Commissioner of the place from which intoxicating drug or medicines containing intoxicating drug is to be transported and shall in case of transport from one District to another District forward a no objection certificate of the Deputy Commissioner of such other District to which intoxicating drug or medicines containing intoxicating drug is to be transported.

(3) On receipt of an application under sub-rule (2) the Deputy Commissioner or the authorised officer as the case may be shall make such enquiries as he deems fit and if he is satisfied that there is no objection to grant the permit applied for, he may grant the applicant a permit in Form M.E.I. X.

## PART VI

### MISCELLANEOUS

#### 36. No opening in transit:

No packet containing intoxicating drug or medicines containing intoxicating drug as the case may be, shall be opened during its import, export or transport.

#### 37. Verification:

Where intoxicating drugs or medicines containing intoxicating drugs is imported or transported the packages containing intoxicating drugs or medicines containing intoxicating drugs at their destination shall not be opened except in the presence of the Excise Officers authorised to verify the contents. The verification shall mean and include the comparison of the weight noted on the permit with the actual weight of the packages, the verification of the seals on the packages and the comparison of the actual contents of the drug or medicine with those noted on the transport or import permit. If the verifying officer finds appreciable increase in the contents, he shall take possession of the packages after giving a receipt to the licensee and report the matter to the Deputy Commissioner. If there is appreciable shortage in the contents, the verifying officer shall draw up a mahazar and report the shortage through the Deputy Commissioner to the authority which issued the transport or export permit.

#### 38. Responsibility of the Railway:

No Railway administration shall:

(1) Receive or convey intoxicating drugs or medicines containing intoxicating drugs which is not covered and accompanied by a permit from the Officer duly empowered in that behalf or

(2) Convey intoxicating drugs or medicines containing intoxicating drugs otherwise than -

(i) in the direct and personal custody of a Railway Official up to the Station at which intoxicating drug or medicines containing intoxicating drug should leave the Railway and

(ii) according to the route prescribed in such permit.

#### 39. Examination of consignments in transit:

(1) The consignment of intoxicating drug or medicines containing intoxicating drug shall not be broken in transit and any Revenue Officer not inferior in rank to a Revenue Inspector or any Inspector, Assistant Inspector of Excise or any Police Officer not inferior in rank to a Head Constable or any Narcotic Officer not inferior in rank to an Inspector may at any time examine such consignments.

(2) If, after such examination the Officer is satisfied that the packages have not been opened or tampered with in transit and that the number of packages and their weight correspond with the number of packages and their weight as specified in permit, the consignments shall be allowed to proceed.

**40. Detention of consignments:**

If the Officer referred to in rule 39 is not satisfied then the consignments shall be detained and dealt with according to the orders of the Deputy Commissioner or Commissioner.

**41. Labels:**

In the case of preparations and admixtures containing intoxicating drugs (which are not manufactured drugs within the meaning of that term as defined in the Dangerous Drugs Act, 1930) the bottles, phials, packages or containers of such preparations and admixtures, the labels affixed to them shall plainly exhibit:-

- (1) the actual quantity of intoxicating drug as the case may be, present in each bottle, phial, package or container, or
- (2) sufficient particulars thereof to admit of the ready calculations of such quantity.

**42. Prescriptions:**

Notwithstanding anything contained in these rules, it shall be lawful for any person to buy, possess, transport, consume or use any medicine containing intoxicating drug in such quantity as may at one time be dispensed or sold to him in accordance with the prescription of a Registered Medical Practitioner.

**43. Possession and transport by Government:**

Notwithstanding anything contained in these rules, no licence shall be necessary for the possession and sale of intoxicating drugs by or on behalf of Government treasuries, established under rule 29. But the permits for the import, export or transport of intoxicating drugs shall be necessary.

**44. Destruction of seeds, etc.:**

The Commissioner may order the sowing of such quantity of seeds in such manner as he deems fit and the destruction by such officers as he may authorise the seeds, stalk leaves and other refuse of hemp plants.

**45. Repeal and Savings:**

All rules corresponding to the foregoing rules framed under enactment repealed by section 72 of the Act are hereby repealed: Provided that any permit, licence or authorisation made or issued under any of the repealed rules shall so far as it is not inconsistent with the provisions of these rules, be deemed to have been made or issued under the corresponding provisions of these rules and shall continue to be in force accordingly, unless and until it expires or is superseded by anything done or any action taken under the Act or these rules as the case may be.

## FORM M.E.I.I.

(See rules 3 and 8)

Licence to cultivate Hemp Plant (Cannabis Sativa or Indica)  
during the year 19..... 19 .....

Licence No.

Licence is hereby granted to .....(hereinafter called "The Licensee") authorising him under and subject to the provisions of the Mysore Excise Act, 1965, rules, regulations and orders made thereunder to cultivate hemp plant not exceeding ..... hectares ..... during the season of 19..... 19..... within the area comprised in Survey No..... in the village of..... hereinafter called the "licensed area" and bounded on the east by ..... west by ..... north by ..... and on the south by ..... in the taluk of ..... District of ..... on the following conditions:

## Conditions

1. This licence shall be produced for inspection on demand of any Revenue Officer of and above the rank of a Revenue Inspector or of an Excise Officer of and above the rank of an Inspector, Assistant Inspector or a Police Officer of and above the rank of a Head Constable or any other Officer specially empowered by the Deputy Commissioner.
2. The area of cultivation entered in this licence shall not be exceeded.
3. The licensee shall not prevent any Revenue or Excise Officer entering his field in order to survey the field, to inspect the crop or to ascertain the quality of the plant and wherever the licensee or anyone else in his employ is inattentive or fails to respond to the instructions conveyed by the Officers in charge of the cultivation, to engage labourers at the risk of the licensee for the timely removal of all male plants, watering the crop and in attending to other requirements at the various stages of cultivating and harvesting the crop and the transport of the same.
4. The Licensee shall not sell or transport the standing crop or its produce except in accordance with the instructions of the Excise Commissioner.
5. The licensee shall apply to the Deputy Commissioner concerned not less than a fortnight before he commences to harvest the crop for permission to do so, and shall during the harvesting of the crop and the preparation of Ganja or other intoxicating drugs therefrom, work under the general supervision of and obey all the instructions issued by that Officer and his subordinates.
6. The crop shall as soon as it is harvested be secured forthwith and ganja and other intoxicating drugs duly packed and sealed by an Officer not lower in rank to that of Excise Inspector who shall duly book the same in the register kept by him as required by rule 9. Such packages or bundles then shall be removed without delay by the cultivator to the Central warehouse or such other place as may be ordered by the Excise Commissioner under a transport permit granted by the Deputy Commissioner and under an escort of an Officer not lower in rank than Inspector of Excise. The bundles or packages shall be locked up in the place of destination in a room under the seal of the Officer-in-charge and an acknowledgement for the receipt of bundles with the seals intact shall be given to the cultivator as well as to the Excise Inspector.



7. The licensee shall not sell the drug to any person other than Government and shall receive such remuneration as may be fixed by the Excise Commissioner.

8. The ganja supplied shall be free from stalk and seeds and well pressed into cakes and of a quality fit to be used for consumption. All ganja not approved by the Excise Commissioner or by any Officer specially deputed by him will be destroyed and the cultivator cannot claim any remuneration therefor. The method of weighment and classification of ganja and the fixing of the remuneration will be done in such form as may be ordered by the Excise Commissioner. The Excise Commissioner's decision as regards the remuneration payable or the rejection and destruction of any quantity of ganja is final.

9. The licensee shall not make any clandestine use of the ganja raised by him for the preparation of any kinds of intoxicating drugs.

10. This licence shall be returned to the Deputy Commissioner after all operations connected with the cultivation of ganja are over and also after all ganja, charas and other intoxicating drugs or articles have been despatched from the cultivating field in accordance with the rules and after the waste or by-products like the seeds, chaff, etc., have been destroyed in accordance with the rules and instructions.

11. Should the licensee harvest any portion of his hemp crop without permission or disobey the instructions issued by the Officers, the licence is liable to be suspended forthwith by the Deputy Commissioner and the licensee is liable to be prosecuted in accordance with the provisions of the Act, rules, regulations and orders.

12. The charas that may be gathered during the manufacture of ganja should be weighed, packed and sealed under a mahazar by the Officer-in-charge of the cultivation in the presence of the licensee and the package forwarded to the Excise Commissioner. The licensee will not be entitled to any payments or compensation for the charas gathered from his field.

Granted this ..... day of ..... 19 .

Seal of the Excise Commissioner.

Excise Commissioner.

Place

FORM M.E.I. II

(See rule 21)

Register of Ganja, Bhang and Charas received into, withdrawn from and held in balance at ..... during the year .....

1	2	3			4			5			6			7				
Sl.No.	Month and Date	Opening Balance			Gross weight of Receipts			No. of packages received			Transport permit Nos. and date			Net weight of receipts				
		Ganja	Bhang	Charas	Ganja	Bhang	Charas	Ganja	Bhang	Charas	Ganja	Bhang	Charas	Ganja	Bhang	Charas		
8	Date of verification of net weight		9 Total (of Columns 3 and 7)			10 Issues			11 Permit Nos. for issues			12 Closing balance			13 Signature of the Officer-in-charge			14 Remarks
		Ganja	Bhang	Charas	Ganja	Bhang	Charas	Ganja	Bhang	Charas	Ganja	Bhang	Charas					

FORM M.E.I. III

(See rule 21)

1	2	3			4			5			6		
Sl.No.	Month and Date	Order of the Excise Commissioner authorizing re-weighment			Name of the Officers appointed to re-weigh			Date and time when a re-weighment started			Date and time when re-weighment completed		
				Ganja	Bhang	Charas	Ganja	Bhang	Charas	Ganja	Bhang	Charas	Ganja
	7 Weight of stock as per M.E. .II on the date of re-weighment		8 Actual stock found by re-weighment			9 Loss or Gain			10 Reasons if any for variation			11 Remarks	
		Ganja	Bhang	Charas	Ganja	Bhang	Charas	Ganja	Bhang	Charas			

## FORM M. E. I. IV

(See rule 23(2))

Licence for the possession of intoxicating drug by a Registered Medical Practitioner for use as an ingredient of any medicine and for the sale of medicines containing intoxicating drug on prescription.

Licence No.....

Licence is hereby granted under and subject to the Mysore Excise Act, 1965 and the rules, regulations and orders made thereunder to Sri/Smt/Kumari..... of..... authorising him/her to transport and possess intoxicating drug and to use it as an ingredient of any medicine, and to sell medicines containing intoxicating drug in his/her dispensary, situated at ..... in the Taluk of .....in the State of Mysore subject to the following conditions:-

## Conditions

1. This licence shall remain in force from the date of issue to ..... (both the days inclusive).

2. The licensee shall not obtain intoxicating drug except from a Government treasury or such other places in or outside the State as Government may from time to time direct:

Provided that the licensee may obtain his requirements of medicines containing intoxicating drug from any licensee who is permitted to sell such medicines under the Mysore Excise (intoxicating drugs) Rules, 1967, or may import the same from any other State in accordance with the rules.

3. (a) The licensee shall not purchase intoxicating drug during any quarter commencing from .....exceeding .....(grams) and shall not possess at any time, any quantity in excess of double this quantity:

Provided that where the licensee fails to purchase any quantity of intoxicating drug which he is authorised to purchase during the quarter, he shall not be entitled to purchase this lapsed quota at any time thereafter.

(b) The licensee shall get the details of the purchase entered in the licence by the licensed seller.

4. The licensee shall not use or sell intoxicating drug except as an ingredient of any medicine prescribed and dispensed by him for his patients. He shall not dispense any medicine containing intoxicating drug except under a prescription issued by him and in the manner laid down in such prescription.

5. The licensee shall not stock or store intoxicating drug and medicine containing intoxicating drug except at his/her dispensary.

6. No intoxicating drug other than bhang obtained under this licence shall be transported, possessed or used by the licensee.

7. The privileges of purchase, possession and transport of intoxicating drug granted under this licence shall extend only so far as they are incidental to its use in accordance with this licence.

8. (a) The licensee shall keep monthly accounts of the quantities of intoxicating drug purchased and used, and of the balance held in stock by him/her. The accounts shall be plainly and correctly written up in a bound book, paged and stamped with the seal of Deputy Commissioner. The licensee shall also maintain day to day accounts in respect of medicines containing intoxicating drugs prepared, purchased and imported by him/her.

(b) The licensee shall file and preserve for one year the said accounts, permits and the prescriptions in original in which he has prescribed intoxicating drugs as one of the ingredients of any medicine and shall produce them for inspection along with the intoxicating drugs held by him/her in balance, at any time when the Deputy Commissioner or any other Officer duly empowered in this behalf calls upon him/her to do so.

9. The licence may be suspended or cancelled in accordance with the provisions of the Mysore Excise Act, 1965.

10. In case the licence is suspended or cancelled during the currency of the period for which it is granted or is not renewed on its expiry, the licensee shall forthwith hand over all the unused stock of intoxicating drugs and of medicines containing intoxicating drugs to the Deputy Commissioner and the licensee shall also hand over to the Deputy Commissioner, all accounts, permits and prescriptions in original which he/she is required to keep and preserve under this licence.

Granted this ..... day of ..... 19 .

Seal of the Deputy Commissioner.

Deputy Commissioner  
of .....District.

REVERSE OF FORM M.E.I. IV

Schedule

Licence No.

Name of the Licensee

Details of intoxicating drug and medicines containing intoxicating drug purchased under the licence.

1	2	3	4	5
Date	Quantity purchased	Progressive total of purchase	Signature of the licensed seller or permit No. if imported	Remarks

## FORM M.E.I. V

(See rule 24 (2))

Licence for the possession of Intoxicating Drugs required on behalf of any Institution or a Manufacturer of medicines approved by the Deputy Commissioner, for use as an ingredient of any medicine and for the sale of medicines containing intoxicating drugs.

Licence No.

Date

Licence is hereby granted under and subject to the provisions of the Mysore Excise Act, 1965 and the rules, regulations and orders made thereunder to ..... of ..... (hereinafter called "The Licensee") in respect of\*.....(hereinafter called the said "Institution"/"Manufactory") on payment of a licence fee of Rs. 50 authorising him to transport and possess intoxicating drugs and to use it as an ingredient in medicine and sell medicine containing intoxicating drugs in the premises of the said Institution/Manufactory situated at ..... in the Taluk of ..... in the district of ..... subject to the following conditions:

Conditions

1. This licence shall remain in force from the date of issue to ..... (both days inclusive).

2. The licensee shall not obtain intoxicating drugs except from a Government treasury or such other place in or outside the State as the Government may from time to time direct:

Provided that the licensee may obtain his requirements of medicine containing intoxicating drugs from any licensee who is permitted to sell such medicines under the Mysore Excise (Intoxicating Drugs) Rules, 1967 or may import the same from any other State in accordance with the rules.

3. (a) The licensee shall not purchase during any quarter commencing from the first day of ..... Intoxicating Drugs exceeding ..... grams and shall not possess at any time in excess of double this quantity:

Provided that where the licensee fails to purchase any quantity of intoxicating drug which he is authorised to purchase during any quarter he shall not be entitled to purchase the lapsed quota at any future time.

(b) The licensee shall get the details of the purchase entered in the licence by the licensed seller.

4. The licensee shall not use or sell intoxicating drugs except as an ingredient of any medicine. He shall not sell medicines containing intoxicating drugs to any person other than a person holding (i) a licence to sell medicines containing intoxicating drugs or (ii) holding a prescription issued by a Registered Medical Practitioner in that respect; nor shall he sell such medicines containing intoxicating drug in a manner different from that laid down in such licence or prescription.

5. The licensee shall not keep intoxicating drugs and medicines containing intoxicating drugs except at the premises of the said Institution/Manufactory.

6. No intoxicating drugs other than that obtained under this licence shall be transported, possessed or used by the licensee.

\*Here specify name of Institution or Manufactory in respect of which ganja and or bhang is required.

7. The privileges of purchase, possession and transport of intoxicating drugs granted under this licence shall extend only so far as they are incidental to its use in accordance with the licence.

8. (a) The licensee shall maintain daily accounts of the quantities of intoxicating drugs purchased and used by him. The accounts shall be correctly written in a bound book, paged and stamped with the seal of the Deputy Commissioner. The licensee shall also maintain day to day accounts in respect of medicines containing intoxicating drugs prepared or imported by him.

(b) The licensee shall file and preserve for one year the said accounts, permits and prescriptions in original against which he sold the intoxicating drugs as one of the ingredient of any medicine and shall produce them for inspection, along with the intoxicating Drugs and the medicines containing the same held by him in balance at any time when the Deputy Commissioner or any other officer duly empowered in this behalf calls upon him to do so.

9. Except with the permission of the Deputy Commissioner, the licensee shall not sell, transfer or sublet the privileges conferred upon him by this licence nor shall he admit any person as his partner in his business.\*\*

10. This licence may be suspended or cancelled in accordance with the provisions of the Act.

11. In case this licence is cancelled or suspended during the currency of the period for which it is granted or is not renewed on its expiry, the licensee shall forthwith hand over the whole of the unused stock of intoxicating drugs and of the medicines containing the same to the Deputy Commissioner. The licensee shall also hand over to the Deputy Commissioner all accounts, permits and prescriptions in original which he is required to keep and preserve under this licence.

Granted this ..... day of ..... 19 ..

Seal of the Deputy Commissioner.

Deputy Commissioner  
of .....District.

REVERSE OF FORM M.E.I. V

Schedule

Licence No.

Name of the licensee .....

Details of intoxicating drugs purchased under the licence

1	2	3	4	5
Date	Quantity purchased	Progressive total of purchase	Signature of the Licensed seller or permit No. if imported.	Remarks

\*\*To be struck off where inapplicable.

## FORM M. E. I. VI

(See rule 25(2))

Licence for the possession and sale of Medicines containing intoxicating drugs.

Licence No.

Date

Licence is hereby granted under and subject to the provisions of the Mysore Excise Act, 1965 and the rules, regulations and orders made thereunder to ..... of ..... (hereinafter called "The Licensee") on payment of a licence fee of Rs. 20 only, authorising him to buy, transport, possess and sell medicines containing intoxicating drugs at premises, situated at ..... (hereinafter called "The Licensed Premises") in the Taluk of ..... in Mysore State subject to the following conditions:

## Conditions

1. This licence shall remain in force from the date of issue to ..... (both days inclusive).
2. The licensee shall not obtain intoxicating Drugs except in accordance with the provisions of the Mysore Excise (Intoxicating Drugs) rules, 1967.
3. The licensee shall not sell medicines containing intoxicating Drugs to any person other than a person holding (i) a licence in Form M.E.I.IV or M.E.I.V or M.E.I.VI or (ii) a prescription issued by a Registered Medical Practitioner in that respect: nor shall he sell such medicines in a manner different from that laid down in such licence or prescription.
4. The licensee shall not keep medicines containing intoxicating Drugs except at the abovesaid premises.
5. No medicines containing intoxicating Drugs other than those obtained under this licence shall be transported, possessed or sold by the licensee.
6. The licensee shall keep daily accounts of the quantities of medicines containing intoxicating Drugs purchased and sold by him. The accounts shall be plainly and correctly written up in a bound book, paged and stamped with the seal of the Deputy Commissioner
7. The licensee shall file and preserve for one year the said accounts permits, and copies of the prescriptions against which he sold medicines containing intoxicating drugs and shall produce them for inspection along with the stock of medicines containing intoxicating drugs held by him in balance at any time when the Deputy Commissioner or any other officer duly empowered in this behalf calls upon him to do so.
8. Except with the permission of the Deputy Commissioner the licensee shall not sell, transfer or sublet the privileges conferred upon him by this licence nor shall he admit any person as his partner in the business of his licence.
9. This licence may be suspended or cancelled in accordance with the provisions of the Act.
10. In case this licence is suspended or cancelled during the currency of the period for which it is granted or is not renewed on its expiry, the licensee shall forthwith hand over the whole unused stock of medicines containing intoxicating drugs to the Deputy Commissioner. The Deputy Commissioner shall instruct the Excise Officer or other officer to verify the stock and seal it. The stock may only be sold with the permission of the Deputy Commissioner to other licensees. The licensee shall not be allowed to receive fresh stock after his licence expires or is suspended or cancelled. The permission to sell the stock to other licensees is subject to the condition that all sums due to the State Government will first be paid out of the sale proceeds:

Provided that if there is no demand for such stock or if it is found to be unfit for human consumption or adulterated, the Deputy Commissioner may order its destruction and the licensee will not be entitled to any compensation.

11. The licensee shall also hand over to the Deputy Commissioner all accounts, permits and prescriptions in original which he is required to preserve under the rules.

Granted this ..... day of .....19

Seal of the Deputy Commissioner

Deputy Commissioner  
of ..... District

FORM M. E. I. VII

(See rule 26(2))

Permit for the possession of Intoxicating Drugs to be used for administering it for cattle or domestic animals on medical grounds.

Permit No.....

Permit is hereby granted under and subject to the provisions of the Mysore Excise Act, 1965 and the rules, regulations and orders made thereunder to Sri/Smt/Kumari ..... of ..... (hereinafter called as "Permit Holder") on payment of a fee of Re. 1 authorising him/her to buy, transport, possess and use Intoxicating Drugs or its administration to his/her cattle/domestic animals specified in the schedule hereto annexed on medical grounds at his/her place situated ..... in the taluk of ..... in the District of ..... subject to the following conditions:-

Conditions

1. This permit will remain in force from ..... to ..... (both days inclusive).

2. The privileges of purchase, transport and possession of Intoxicating Drugs granted under this permit shall extend only so far as they are incidental to its use in accordance with the conditions of this permit.

3. The permit holder shall not possess Intoxicating Drugs in excess of ..... grams at any one time. He shall not keep Intoxicating Drugs at any place other than the place specified above. Intoxicating drugs shall be kept in a box securely locked, the key of which shall be only in the Permit holder's custody.

4. The permit holder shall not during the currency of this permit purchase intoxicating drugs exceeding ..... grams. Provided that this quantity may be reduced during the currency of the permit if the Deputy Commissioner or the Authorised Officer deems it necessary.

5. (a) The permit holder shall not obtain his supplies of Intoxicating Drugs except from a treasury established under the Mysore Excise (Intoxicating Drugs) Rules, 1967:

Provided that the permit holder may, in special cases be permitted to obtain intoxicating drugs from any other place with the previous approval of the Excise Commissioner.



(b) The permit holder shall get the details of the purchase entered on the reverse of the permit by the Officer-in-Charge or licensed seller before he removes Intoxicating Drugs from the premises.

(c) No Intoxicating Drugs other than that obtained under this permit shall be transported, possessed or used by the permit holder.

6. The Intoxicating Drugs purchased under this permit shall be used by the permit holder solely for administering it to his cattle/domestic animals in accordance with the recommendation of the Veterinary Surgeon.

7. The permit holder shall immediately intimate to the Deputy Commissioner or the Authorised Officer, the reduction, if any in the number of his cattle/domestic animals requiring administration of Intoxicating Drugs and get the quota of the same in his permit reduced accordingly.

8. The permit holder shall surrender the permit and the unused stock of Intoxicating Drugs to the Deputy Commissioner in case the cattle/domestic animals requiring the administration of Intoxicating Drugs no longer require it or cease to exist.

9. The permit will be non-transferable and may be suspended or cancelled in accordance with the provisions of the Mysore Excise Act, 1965.

10. In case the permit is suspended or cancelled during its currency or is not renewed on its expiry, or the Intoxicating Drug is not required for the reasons mentioned in condition 8 above, the whole of the unused stock of Intoxicating Drug shall forthwith be surrendered to the Deputy Commissioner who may dispose it off in such a manner as he deems fit.

Granted this ..... day of ..... 19 ....

Seal of the Deputy Commissioner.

Deputy Commissioner.

of ..... District.

REVERSE OF THE PERMIT

SCHEDULE

Licence No.

(Here specify the kind, number and description of cattle or Domestic animals).

Details of purchase of Intoxicating Drugs from ..... to .....

Date	Total quantity permitted to be brought during the period of the permit	Quantity purchased	Running total of quantity purchased since the grant of permit	Difference between the quantity allowed during the period of the permit and the running total	Signature of the licensed seller
------	--	--------------------	---	---	----------------------------------

FORM M.E.I. VIII  
(See rule 33 (2))

Permit for Import of Intoxicating  
Drug/Medicine(s) containing  
Intoxicating Drugs  
(COUNTERFOIL)  
(for office use)

Permit for Import of Intoxicating  
Drugs/Medicine(s) containing  
Intoxicating Drugs  
(DUPLICATE)

Sl. No. Date .....

Sl. No. Date .....

(To be forwarded to the Excise Officer-in-charge of the place of Import)

Sri/Smt./Kumari/Sarvashri .....  
is/are hereby authorized to import the under-mentioned goods from .....

Sri/Smt./Kumari/Sarvashri .....  
is/are hereby authorized to import the under-mentioned goods from .....

Exact description of goods	Total quantity to be imported	Total quantity of Intoxicating Drugs or Medicines containing Intoxicating Drugs	Package	
			No.	Gross weight

Exact description of goods	Total quantity to be imported	Total quantity of Intoxicating Drugs or Medicines containing Intoxicating Drugs	Package	
			No.	Gross Weight

This permit is granted under and subject to the provisions of the Mysore Excise Act, 1965, and the Rules, Regulations and Orders made thereunder and subject to the following conditions:

This permit is granted under and subject to the provisions of the Mysore Excise Act, 1965, and the Rules, Regulations and Orders made thereunder and subject to the following conditions:

1. The consignment shall not be broken in transit.
2. This permit shall remain in force up to and including .....

1. The consignment shall not be broken in transit.
2. This permit shall remain in force up to and including .....

Seal of the Deputy Commissioner.

Deputy Commissioner, of ..... District

Seal of the Deputy Commissioner.

Deputy Commissioner, of .....District

Permit for Import of Intoxicating  
Drug/Medicine(s) containing  
Intoxicating Drugs

(TRIPLICATE)

(To be forwarded to the Excise Officer of  
the place of Import)

Sl. No. Date .....

Sri/Smt./Kumari/Sarvashri .....  
is/are hereby authorized to import the under-  
mentioned goods from .....

Exact descrip- tion of goods	Total quantity to be imported	Total quantity of Intoxicating Drugs or Medicines containing Intoxicating Drugs	Package	
			No.	Gross Weight

This permit is granted under and subject to  
the provisions of the Mysore Excise Act, 1965,  
and the Rules, Regulations and Orders made  
thereunder and subject to the following  
conditions:

1. The consignment shall not be broken  
in transit.
2. This permit shall remain in force up  
to and including .....

Seal of the Deputy Commissioner,  
Deputy Commissioner. of ..... District.

Permit for Import of Intoxicating  
Drugs/Medicine(s) containing  
Intoxicating Drugs

(QUADRUPPLICATE)

(To be handed over to the applicant to  
accompany the consignment and to be  
filed with Importer's account after  
verification).

Sl. No. Date .....

Sri/Smt./Kumari/Sarvashri .....  
is/are hereby authorized to import the under-  
mentioned goods from .....

Exact descrip- tion of goods	Total quantity to be imported	Total quantity of Intoxicating Drugs or Medicines containing Intoxicating Drugs	Package	
			No.	Gross Weight

This permit is granted under and subject to  
the provisions of the Mysore Excise Act, 1965,  
and the Rules, Regulations and Orders made  
thereunder and subject to the following  
conditions:

1. The consignment shall not be broken  
in transit.
2. This permit shall remain in force up  
to and including .....

Seal of the Deputy Commissioner,  
Deputy Commissioner. of.....District.

FORM M.E.I. IX  
(See rule 34 (2))

Permit for export of Intoxicating  
Drugs/Medicine(s) containing  
Intoxicating Drugs

(COUNTERFOIL)

(for office use)

Permit for export of Intoxicating  
Drugs/Medicine(s) containing  
Intoxicating Drugs

(DUPLICATE)

Sl. No. Date .....

Sl. No. Date .....

(To be forwarded to the Excise Officer-in-charge of the place of export)

Sri/Smt./Kumari/Sarvashri .....  
is/are hereby authorized to export the under-mentioned goods from .....

Sri/Smt./Kumari/Sarvashri .....  
is/are hereby authorized to export the under-mentioned goods from .....

Exact description of goods	Total quantity to be exported	Total quantity of Intoxicating Drugs or Medicines containing Intoxicating Drugs	Package	
			No.	Gross weight

Exact description of goods	Total quantity to be exported	Total quantity of Intoxicating Drugs or Medicines containing Intoxicating Drugs	Package	
			No.	Gross weight

This permit is granted under and subject to the provisions of the Mysore Excise Act, 1965 and the Rules, Regulations and Orders made thereunder and subject to the following conditions:

This permit is granted under and subject to the provision of the Mysore Excise Act, 1965 and the Rules, Regulations and Orders made thereunder and subject to the following conditions:

1. The consignment shall not be broken in transit.
2. This permit shall remain in force up to and including .....

1. The consignment shall not be broken in transit.
2. This permit shall remain in force up to and including .....

Seal of the Deputy Commissioner.

Deputy Commissioner,  
of ..... District

Seal of the Deputy Commissioner.

Deputy Commissioner,  
of ..... District

Permit for export of Intoxicating  
Drugs/Medicine(s) containing  
Intoxicating Drugs

(TRIPLICATA)

(To be forwarded to the Excise Officer  
of the place of export)

Sl. No. Date .....

Sri/Smt./Kumari/Sarvashri .....  
is/are hereby authorized to export the under-  
mentioned goods from .....

Exact descrip- tion of goods	Total quantity to be exported	Total quantity of Intoxicating Drugs or Medicines containing Intoxicating Drugs	Package	
			No.	Gross weight

This permit is granted under and subject to  
the provisions of the Mysore Excise Act, 1965,  
and the Rules, Regulations and Orders made  
thereunder and subject to the following  
conditions:

1. The consignment shall not be broken  
in transit.
2. This permit shall remain in force  
up to and including .....

Seal of the  
Deputy Commissioner.

Deputy Commissioner,  
of ..... District

Permit for export of Intoxicating  
Drugs/Medicine(s) containing  
Intoxicating Drugs

(QUADRUPLICATE)

(To be handed over to the applicant to  
accompany the consignment and to be filed  
with exporter's account after verification).

Sl. No. Date .....

Sri/Smt./Kumari/Sarvashri .....  
is/are hereby authorized to export the under-  
mentioned goods from .....

Exact descrip- tion of goods	Total quantity to be exported	Total quantity of Intoxicating Drugs of Medicines containing Intoxicating Drugs	Package	
			No.	Gross weight

This permit is granted under and subject to  
the provisions of the Mysore Excise Act, 1965,  
and the Rules, Regulations and Orders made  
thereunder and subject to the following  
conditions:

1. The consignment shall not be broken  
in transit.
2. This permit shall remain in force  
up to and including .....

Seal of the  
Deputy Commissioner.

Deputy Commissioner,  
of .....District

FORM M.E.1. X

(See rule 35 (3))

Permit for Transport of Intoxicating  
Drugs/Medicine(s) containing  
Intoxicating Drugs.

Permit for Transport of Intoxicating  
Drugs/Medicine(s) containing  
Intoxicating Drugs.

COUNTERFOIL

(DUPLICATE)

(for office use)

(To be forwarded to the Excise Officer-in-charge of the place of transport)

Sl.No. Date .....

Sl.No. Date .....

Sri/Smt./Kumari/Sarvashri .....  
is/are hereby authorised to transport the  
undermentioned goods from .....

Sri/Smt./Kumari/Sarvashri .....  
is/are hereby authorised to transport the  
undermentioned goods from .....

Exact descrip- tion of goods	Total quantity to be trans- ported	Total quantity of intoxicating Drugs or Medicines containing Intoxicating Drug	Package	
			No.	Gross weight

Exact descrip- tion of goods	Total quantity to be trans- ported	Total quantity of intoxicating Drugs or Medicines containing Intoxicating Drugs	Package	
			No.	Gross weight

This permit is granted under and subject to the provisions of the Mysore Excise Act, 1965 and the Rules, Regulations and Orders made thereunder and subject to the following conditions:

This permit is granted under and subject to the provisions of the Mysore Excise Act, 1965 and the Rules, Regulations and Orders made thereunder and subject to the following conditions:

1. The consignment shall not be broken in transit.
2. This permit shall remain in force up to and including .....

1. The consignment shall not be broken in transit.
2. This permit shall remain in force up to and including .....

Seal of the  
Deputy Commissioner.

Deputy Commissioner,  
of.....District.

Seal of the  
Deputy Commissioner.

Deputy Commissioner,  
of.....District.



Home Secretariat

GOVERNMENT OF MYSORE

Notification No. G.S.R. 571

MYSORE OPIUM RULES, 1967

Bangalore, 28 December 1967

In exercise of the powers conferred by Section 5 of the Opium Act, 1878 (Central Act 1 of 1878), the Government of Mysore hereby makes the following rules, the draft of the same having been previously published in Notification No. G.S.R. 1254 dated the 16th November 1966 in Part IV Section 2-C(1) of the Mysore Gazette, dated 1 December 1966, namely:

THE MYSORE OPIUM RULES, 1967.

1. Title, extent and commencement.

- (1) These rules may be called the Mysore Opium Rules, 1967.
- (2) They shall extend to the whole of the State of Mysore.
- (3) They shall come into force at once.

2. Definitions.

In these rules unless the context otherwise requires

- (a) "ACT" means The Opium Act, 1878;
- (b) "AUTHORISED OFFICER" means an Officer duly authorised to grant a permit under these rules;
- (c) "FORM" means a form appended to these rules;
- (d) "LICENCE" means a licence granted under these rules;
- (e) "PASS" means a pass granted under these rules;
- (f) "PERMIT" means a permit granted under these rules;
- (g) "REGISTERED MEDICAL PRACTITIONER" means any medical practitioner practicing the Aliopathic, Ayurvedic and Unani systems of medicine, in the State of Mysore and registered under the law for the time being in force governing the registration of such medical practitioners.

3. Possession of opium for use as an ingredient in medicine by a Registered Medical Practitioner.

- (1) Any Registered Medical Practitioner desiring to possess Opium for use as an ingredient in any medicine and to sell medicines containing Opium on prescription shall make an application to the Deputy Commissioner of the district for a licence in that behalf.



(2) On receipt of an application under sub-rule (1) the Deputy Commissioner shall make such inquiries as he deems necessary and if he is satisfied that there is no objection to grant the licence applied for, he may, grant the applicant a licence in Form O.P.I. on payment of a fee of one rupee.

4. Possession of opium by an institution or manufacturer of medicines.

(1) Any person on behalf of an Institution or any manufacturer of medicines desiring to possess Opium, for use as an ingredient in the preparation of any medicine and to sell medicines containing Opium shall make an application to the Deputy Commissioner of the district for a licence in that behalf.

(2) On receipt of an application under sub rule (1), the Deputy Commissioner shall make such inquiries as he deems necessary and if he is satisfied that there is no objection to grant the licence applied for, he may grant the applicant a licence in Form O.P.II, on payment of a fee of five rupees.

5. Possession and sale of medicines containing opium.

(1) Any person desiring to possess and sell medicines containing opium shall make an application to the Deputy Commissioner of the district for a licence in that behalf.

(2) On receipt of an application under sub rule (1), the Deputy Commissioner shall make such inquiries as he deems necessary and if he is satisfied that there is no objection to grant the licence applied for, he may grant the applicant a licence in Form O.P.II, on payment of a fee of five rupees.

6. Visitors.

Any visitor to the State possessing opium under a permit issued by the competent authority of his State may bring with him opium to the extent covered by his permit:

Provided that (a) such visitor shall get his permit countersigned by the Deputy Commissioner of the first district in the State visited by him; and

(b) such visitor shall not have in his possession opium in excess of the quantity authorised in the permit.

7. Conditions of licence or permit.

(1) A licence in Form O.P.I, or O.P.II, or O.P.III shall be granted in respect of such quantity of Opium as may be fixed by the Deputy Commissioner or the authorised officer in this behalf:

Provided that the aggregate quantity that can be bought in a month shall not exceed six grams of opium and the quantity that can be possessed at any one time shall not exceed six grams of opium.

8. Duration of licence or permit.

No licence or permit under these rules shall be granted for any period beyond the 31st March next following the date of commencement of the licence or permit, as the case may be.

9. Sale of Opium.

No opium shall be sold except in depots established by the Government at such places as it deems fit:

Provided that a person holding a licence in Form O.P.I. or O.P.II, or O.P.III may sell medicines containing Opium to the extent and subject to the conditions laid down in his licence.

10. Import of opium.

No opium for the purposes of sale at a depot established under rule 9 shall be imported except by Railway or by post from Gazhipur in the State of Uttar Pradesh:

Provided that a person holding licence in Forms O.P.I. or O.P.II, or O.P.III, may under a pass granted under sub-rule (2) of rule 11 import medicines containing opium from any other State in India.

11. Pass for import of opium.

(1) Any person holding a licence in Forms O.P.I, or O.P.II, or O.P.III, desiring to import medicines containing opium from any other State in India shall make an application to the Deputy Commissioner of the district in that behalf.

(2) On receipt of an application under sub-rule (1), the Deputy Commissioner shall make such inquiries as he deems necessary and if he is satisfied that there is no objection to grant the pass applied for, he may grant the applicant a pass in Form A.

12. Pass for export of opium.

(1) Any Person desiring to export medicine containing opium shall make an application for a pass to the Deputy Commissioner of the district in that behalf and shall along with the application forward an Import pass or a No Objection Certificate from the Chief Excise Authority of the State or territory to which such medicine is to be exported.

(2) On receipt of an application under sub-rule (1) the Deputy Commissioner shall make such inquiries as he deems necessary and if he is satisfied that there is no objection to grant the pass applied for, he may grant the applicant a pass in Form B.

(3) The Deputy Commissioner shall seal such package of medicines containing opium which is to be exported with his official seal.

13. Pass for transport of opium.

(1) Any person desiring to transport opium or medicine containing opium shall make an application for a pass in that behalf as provided in sub-rule (2):

Provided that no such pass shall be necessary where transport of opium or medicine containing opium is permitted under the licence or permit granted under these rules.

(2) Save as provided in sub-rule (1) a person holding a licence in Forms O.P.I., or O.P.II, or O.P.III shall make application to the Deputy Commissioner who granted him such licence. Any other person shall make an application to the Deputy Commissioner of the place from which opium or medicine containing opium is to be transported and shall in the case of transport from one district to another district forward a No Objection Certificate of the Deputy Commissioner of such other district to which opium or medicine containing opium is to be transported.

(3) On receipt of an application under sub-rule (2), the Deputy Commissioner or the authorised officer as the case may be, shall make such inquiries as he deems fit and if he is satisfied that there is no objection to grant the pass applied for, he may grant the applicant a pass in Form C.

(4) No packet containing opium or medicine containing opium shall be opened during transit.

(5) Where opium or medicine containing opium is transported from one district to another, the transporter not being a Railway Administration shall, on arrival of the packages of opium or medicine containing opium at their destination present them together with the pass covering such transport for examination to the Deputy Commissioner or to the officer duly authorised by him in that behalf.

(6) If after examination of the packages, the Deputy Commissioner or the officer authorised under sub-rule (5) is satisfied that the packages have not been tampered with in transit and that the number of packages and their weight correspond with the number of packages and their weight specified in the pass, the packages together with the pass shall be handed over to the transporter. If the Deputy Commissioner or such authorised officer is not so satisfied, the packages shall be detained and dealt with according to the orders of the Excise Commissioner.

#### 14. Restrictions on transport.

(1) No Railway administration shall:-

(a) receive or convey opium or medicine containing opium which is not covered and accompanied by a transport pass from an officer duly empowered in this behalf;

(b) convey opium or medicine containing opium otherwise than

(i) by shortest route and in custody of a Railway official up to the station at which the opium or medicine containing opium should leave the Railway and;

(ii) according to the route prescribed in such pass.

(2) The bulk of consignment of opium or medicine containing opium in the course of Importation or Exportation shall not be broken and any Revenue Officer not below the rank of a Deputy Tahsildar or an Excise Inspector, Excise Assistant Inspector or Sub-Inspector of Excise or Prohibition Officer or any Head Constable in the Police force may, at any time, examine such consignment.

(3) If after such examination, the officer is satisfied that the packages have not been opened or tampered with in transit and that the number of packages and their weight correspond with the number of the packages specified in the pass the consignment shall be allowed to proceed. If the said officer, is not so satisfied, the consignment shall be detained and dealt with according to the orders of Excise Commissioner.

(4) In the case of preparations and admixtures containing Opium (which are not manufactured drugs under the Dangerous Drugs Act, 1930) the bottles, phials, packages or other containers of such preparations and admixtures or the labels affixed to them shall plainly exhibit:-

(a) the actual quantity of opium present in each such bottle, phial, package or container or

(b) sufficient particulars thereof to admit of the ready calculation of such quantity.

### 15. Exemptions

(1) Notwithstanding anything contained in these rules, it shall be lawful for any person to buy; possess, transport, consume or use any medicine containing opium in such quantity as may at one time be dispensed or sold to him in accordance with the prescription of a registered medical practitioner.

(2) Any person may, without any permit or licence, purchase, possess and transport opium or medicine containing opium on behalf of an infirm or invalid person who is physically not fit to purchase, possess and transport opium or medicine containing opium:

Provided that (a) the infirm or invalid person holds a prescription from a Registered Medical Practitioner for obtaining medicine containing opium; and

(b) the person purchasing, possessing and transporting opium on behalf of the infirm or invalid person otherwise than on a prescription has a written authority in Form D, from the infirm or invalid person, to do so on his behalf.

(3) No licence, permit or pass shall be necessary for the purchase, possession, transport, import, export and sale of Opium by or on behalf of Government depots established under these rules.

### 16. Suspension and cancellation of licence

(1) The Excise Commissioner or any officer authorized in this behalf by the Excise Commissioner or the licensing authority, may cancel or suspend any licence, permit pass or authorization granted under these rules if:-

(a) any fee or duty payable by the holder thereof is not duly paid;

(b) the purpose for which the licence, permit, pass or authorization was granted ceases to exist;

(c) the holder of such licence, permit, pass or authorization or his servant or any one acting with his express or implied permission on his behalf commits breach of any of the term or conditions of such licence, permit, pass or authorization;

(d) the holder thereof, or any person in the employ of such holder or any person acting with his express or implied permission on his behalf is convicted of any offence under the Act, or if the holder of the licence, permit, pass or authorization is convicted of any offence under the Dangerous Drugs Act, 1930, or of any offence punishable under sections 482 to 489 (both inclusive) of the Indian Penal Code, or of any offence punishable under sections 132 to 135 (both inclusive) of the Customs Act, 1962 (Central Act 52 of 1962).

(2) Where a licence, permit, pass or authorization held by any person is cancelled under sub-rule (1), the authority aforesaid may cancel any other licence, permit, pass or authorization granted or deemed to have been granted to such person under these rules.

(3) Notwithstanding anything contained in sub-rules (1) and (2), the Government may cancel or suspend any licence, permit, pass or authorization for reasons to be recorded in writing.

### 17. Notice of cancellation

(1) Whenever the authority granting a licence considers that it should be cancelled for any cause other than those specified in rule 16, he may cancel the licence either:-

(a) on the expiration of not less than fifteen days notice in writing of his intention to do so, or

(b) forthwith without notice after recording his reasons in writing for doing so.

(2) When a licence is cancelled under sub-rule (1), a part of the licence fee proportionate to the unexpired portion of the term of such licence and the deposit made by the licensee in respect of such licence if any shall be refunded to him after deducting the amount due from him to the State Government.

### 18. Appeals

(1) Any person aggrieved by an order passed by the Deputy Commissioner or other authorized officer under these rules may within thirty days from the date of communication of such order appeal to the Excise Commissioner.

(2) Any person aggrieved by an order passed by the Excise Commissioner under these rules, other than an order made under sub-rule (1), may within sixty days from the date of communication of the order appeal to the State Government.

### 19. Repeal and Savings

All rules corresponding to the foregoing rules framed under the Act as in force in the Bombay Area, the Coorg District, the Hyderabad Area, the Madras Area and the Mysore Area are hereby repealed:

Provided that the repeal shall not affect

(a) the previous operation of the rules so repealed or anything duly done or suffered thereunder, or

(b) any right, privilege, obligation or liability acquired, accrued, or incurred under any rule so repealed, or

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against any rule so repealed, or

(d) any investigation or legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid,

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if such rules had not been repealed:

Provided further that subject to the preceding proviso anything ~~done~~ or any action taken (including any appointment or delegation made, notification, order, instructions or direction issued, form, certificate obtained, permit, pass or licence granted or registration effected under any such rules) shall be deemed to have been done or taken under the corresponding provisions of these rules and shall continue to be in force accordingly, unless and until superseded by anything done or any action taken under the Act or these rules as the case may be.

## FORM O.P.I.

(See Rule 3 (2))

Licence for the possession of opium for use as an ingredient of any medicine and for the sale of medicines containing opium on prescription.

Licence is hereby granted under and subject to the provisions of the Opium Act, 1878 and the Rules, Regulations and orders made thereunder to Sri..... of ..... (hereinafter called "THE LICENSEE") on payment of a licence fee of Rs..... authorizing him to buy, transport and possess opium and to use it as an ingredient of any medicine and to sell medicines containing opium at his dispensary situated at..... in the Taluk of..... in the ..... District subject to the following conditions namely:-

## CONDITIONS

1. This licence shall remain in force from ..... to ..... (both days inclusive) .....

2. The licensee shall not obtain Opium except from a Depot established under the Mysore Opium Rules 1967:

Provided that the licensee may in any special case, be permitted to obtain Opium from any other place with the previous approval of the Excise Commissioner:

Provided further that the licensee may obtain his requirements of medicines containing opium from any licensee who is permitted to sell such medicines under the Mysore Opium Rules, 1967 or may import the same from any other State in India subject to the provisions of the said rules.

3. (1) The licensee shall not purchase, during any quarter commencing from the 1st day of April, Opium exceeding ..... grams and shall not possess at any time in excess of ..... grams:

Provided that where the licensee fails to purchase any quantity of opium which he is authorized to purchase during a quarter, he shall not be entitled to purchase the same at any time thereafter during the licence period except during the quarter following.

(2) The licensee shall get the details of the purchase entered in the Schedule hereto annexed by the Officer-in-charge of the Depot before he removes from the Depot the Opium purchased by him.

4. The licensee shall not use or sell Opium except as an ingredient of any medicine prescribed and dispensed by him for his patients. It shall not be dispensed by him for his patients. He shall not dispense any medicine containing Opium except under a prescription issued by him in the manner laid down in such prescription.

5. The licensee shall not keep Opium and Medicines containing Opium except at his dispensary.

6. No Opium other than the Opium obtained under this licence shall be transported, possessed or used by the licensee.

7. The privileges of purchase, possession and transport of Opium granted under this licence shall extend only so far as they are incidental to its use in accordance with this licence.

8.

(1) The licensee shall keep monthly accounts of the quantity of opium purchased and used and of the balance held in stock by him in such form as may be prescribed by the Excise Commissioner. The accounts shall be plainly and correctly written up in a bound book paged and stamped with the seal of the Deputy Commissioner. Similar accounts in respect of medicines containing Opium prepared purchased or imported by the licensee shall also be maintained from day to day in such form as may be prescribed by the Excise Commissioner, if so required by him.

(2) The licensee shall file and preserve for one year the said accounts, passes and the prescriptions, in original in which he has prescribed Opium as one of the ingredients of any medicine and shall produce them for inspection, along with the Opium held by him in balance, at any time when the Deputy Commissioner or any other officer duly empowered in this behalf calls upon him to do so.

9. This licence may be suspended or cancelled in accordance with the provisions of the Mysore Opium Rules, 1967.

10. In case this licence is cancelled during the currency of the period for which it is granted or is not renewed on its expiry, the licensee shall forthwith hand over the whole of the unused stock of Opium and of medicines containing Opium to the Deputy Commissioner, all accounts, passes and prescriptions in original, which he is required to keep and preserve under this licence.

Granted this ..... day of ..... 196

Seal of the Deputy  
Commissioner.

Deputy Commissioner

Place:

District.

SCHEDULE

Licence No:-

Name of the Depot:-

Name of the Licensee:-

Address:-

Aggregate quantity of Opium to be  
purchased during each quarter:-

Date	Quantity purchased	Progressive total of purchases for each quarter	Signature of the Officer-in-charge of the Depot
1	2	3	4

FORM O.P.II

(See Rule 4 (2))

Licence for the possession of Opium required on behalf of any Institution, or by a Manufacturer of Medicines, for use as an ingredient of any medicine and for the sale of medicines containing Opium.

Licence is hereby granted under and subject to the provisions of the Opium Act, 1878 and the Rules, Regulations, and Orders made thereunder to ..... of..... at..... (hereinafter called the "LICENSEE"), in respect of \* (hereinafter called the said Institution/Manufactory/Chemist) on payment of a licence fee of Rs..... authorising him to buy, transport and possess Opium and to use it as ingredient of any medicine and to sell medicines containing Opium at the premises of the said Institution/Manufactory/Chemist situated at..... in the Taluks of..... in the District, subject to the following conditions namely:-

CONDITIONS

1. This licence shall remain in force from..... to..... (both days inclusive).

2. The licensee shall not obtain Opium except from a Depot established under the Mysore Opium Rules, 1967:

Provided that the licensee may, in any special case be permitted to obtain Opium from any other place with the previous approval of the Excise Commissioner.

Provided further that the licensee may obtain his requirements of medicines containing Opium from any licensee who is permitted to sell such medicines under the Mysore Opium Rules, 1967 or may import the same from any other State in India subject to the provisions of the said Rules.

3.

(1) The licensee shall not purchase during any quarter commencing from 1st day of April, Opium exceeding..... grams and shall not possess it at any time in excess of..... grams.

(2) The licensee shall get the details of the purchase entered in the schedule hereto appended by the Officer in charge of the Depot before he removes from the Depot the Opium purchased by him.

4. The licensee shall not use or sell Opium except as an ingredient of any medicine. He shall not sell medicines containing Opium to any person other than a person holding (1) a licence to sell medicines containing Opium or (2) a prescription issued by a Registered Medical practitioner in that respect nor shall he sell such medicines containing Opium in a manner different from that laid down in such licence or prescription.

5. The licensee shall not keep opium and medicines containing opium except at the premises of the said Institution/Manufactory/Chemist.

6. No opium other than the opium obtained under this licence shall be transported, possessed or used by the licensee.

\* To be struck off where inapplicable.



7. The privileges of purchase, possession and transport of opium granted under this licence shall extend only so far as they are incidental to its use in accordance with this licence.

8.

(1) The licensee shall keep the daily accounts of the quantities of opium purchased and used by him in such form as may be prescribed by the Excise Commissioner. The accounts shall be plainly and correctly written up in a bound book, paged and stamped with the seal of the Deputy Commissioner. Similar accounts in respect of medicines containing opium prepared, purchased or imported by the licensee shall also be maintained from day to day in such form as may be prescribed by the Excise Commissioner if so required by him.

(2) The licensee shall file and preserve for one year the said accounts, passes and copies of the prescriptions against which he sold the opium as one of the ingredients of any medicine and shall produce them for inspection along with the opium and the Medicines containing opium held by him in balance, at any time when the Deputy Commissioner or any other officer duly empowered in this behalf calls upon him to do so.

9. Except with the permission of the Deputy Commissioner, the licensee shall not sell, transfer or sublet the privileges conferred upon him by this licence\* nor shall he admit any person as his partner in the business of his manufactory.\*

10. This licence may be suspended or cancelled in accordance with the provisions of the Mysore Opium Rules 1967.

11. In case this licence is cancelled during the currency of the period for which it is granted or is not renewed on its expiry, the licensee shall forthwith hand over the whole of the unused stock of opium and of medicines containing opium to the Deputy Commissioner. The licensee shall also hand over to the Deputy Commissioner, all accounts, passes and prescriptions in original which he is required to keep and preserve under this licence.

GRANTED THIS DAY OF 196  
Seal of the Deputy Commissioner Deputy Commissioner District

PLACE:

SCHEDULE

Licence No:- Name of the Depot:-

Name of the Licensee:-

Address:-

Aggregate quantity of Opium allowed to be purchased during each quarter:-

Date	Quantity purchased	Progressive total of purchases per each quarter	Signature of the Officer-in-charge of the Depot
1	2	3	4

\* To be struck off where inapplicable.

FORM O. P. III  
(See rule 5(2))

SEAL

LICENCE NO.

LICENCE FOR THE POSSESSION AND SALE OF MEDICINES  
CONTAINING OPIUM BY A DEALER

Licence is hereby granted under and subject to the provisions of the Opium Act, 1878 and the Rules, regulations and Orders made thereunder to \_\_\_\_\_ of \_\_\_\_\_ (hereinafter called "THE LICENSEE") on payment of a licence fee of Rs ..... authorising him to buy, transport, possess and sell medicines containing opium at the premises situated at \_\_\_\_\_ in the Taluk of \_\_\_\_\_ in the District subject to the following conditions, namely:-

CONDITIONS

1. This licence shall remain in force from \_\_\_\_\_ to \_\_\_\_\_ (both days inclusive).
2. The licensee shall not obtain medicines containing opium except as permitted under the Mysore Opium Rules, 1967.
3. The licensee shall not sell medicines containing opium to any person other than a person holding (i) a licence in Form O. P. I. or O. P. II, or O. P. III, or (ii) a prescription issued by a Registered Medical Practitioner in that respect; nor shall he sell such medicines in a manner different from that laid down in such licence or prescription.
4. The licensee shall not keep medicines containing opium except at the above said premises.
5. No medicines containing opium other than those obtained under this licence shall be transported, possessed or sold by the licensee.
6. The licensee shall keep daily accounts of the quantities of medicines containing Opium purchased and sold by him in such form as may be prescribed by the Excise Commissioner if so required by him. The accounts shall be plainly and correctly written up in a bound book, paged and stamped with the seal of the Deputy Commissioner.
7. The licensee shall file and preserve for one year the said accounts, passes and copies of the prescriptions against which he sold medicines containing opium and shall produce them for inspection along with the stock of medicines containing opium held by him in balance at any time when the Deputy Commissioner or any other officer duly empowered in this behalf calls upon him to do so.
8. Except with the permission of the Deputy Commissioner, the licensee shall not sell, transfer or sublet the privileges conferred upon him by this licence nor shall he admit any person as his partner in the business of his licence.
9. This licence may be suspended or cancelled in accordance with the provisions of the Mysore Opium Rules, 1967.
10. In case this licence is cancelled during the currency of the period for which it is granted or is not renewed on its expiry the licensee shall forthwith hand over the whole of the unused stock of medicines containing Opium to the Deputy Commissioner. The licensee shall also hand over to the Deputy Commissioner, all accounts, passes and prescriptions in original which he be required to keep and preserve under this licence.

GRANTED THIS

DAY OF

196

Seal of the

Deputy Commissioner

Deputy Commissioner

District

FORM A

(See Rule 11 (2))

Pass for Import of Medicine(s) containing Opium,  
(Counterfoil)

(For office use)

Serial No.

Dated

196

Sri

is

M/s

\*

are

hereby authorized to import the undermentioned medicine(s) containing Opium  
from Sri/Messrs. %

Exact description of the medicine	Total quantity of the medicine to be imported	Total quantity of opium contained in the medicine to be imported	Packages	
			No.	Gross weight

This pass is granted under and subject to the provisions of Opium Act, 1878 and the Rules made thereunder, and subject to the following conditions namely:-

1. The consignment shall not be broken in transit.
2. This pass shall remain in force upto and including ..... 196

Signature and Designation of the  
Officer Issuing the pass.

\* Name and full address of the Importer.

% Name and full address of the exporter.

Duplicate, Triplicate and quadruplicate as above.

FORM B

(See Rule 12 (2))

Pass for Export of Medicine(s) containing Opium  
(Counterfoil)

(For office use)

Serial No.	Date	196
Sri .....		is
M/s .....		are

hereby authorized to export the undermentioned medicine(s)  
containing Opium to Mr./Messrs. <sup>‡</sup>

Exact description of the medicines	Total quantity of the medicine to be Exported	Total quantity of Opium contained in the medicine to be Exported	Packages	
			No.	Gross weight

This pass is granted under and subject to the provisions of the Opium Act, 1878 and  
the Rules made thereunder and subject to the following conditions:-

1. The consignment shall not be broken in transit.
2. This pass shall remain in force up to and including ..... 196

Signature and Designation of the  
Officer Issuing the pass.

\* Name and full address of the Exporter.

‡ Name and full address of the Importer.

Duplicate, Triplicate and Quadruplicate as above.

FORM G

(See Rule 13 (3))

Pass for Transport of Opium/Medicine(s) containing Opium  
(Counterfoil)

(For Office use)

Serial No.	Date	196
Sri *		is
M/s		are

hereby authorised to transport to § ..... from \*\* .....  
the undermentioned drugs -

Exact description of the Drug	Total quantity of the Drug to be transported	Total quantity of Opium contained in the medicine containing Opium ‡	Packages	
			No.	Gross weight

This pass is granted under and subject to the provisions of the Opium Act, 1878  
and Rules made thereunder and subject to the following conditions:-

1. The consignment shall not be broken in transit.
2. This pass shall remain in force up to and including ..... 196

Signature and Designation of the  
Officer Issuing the Pass.

\* Name of the person or Firm authorised.

§ Locally and District of destination of consignment.

\*\* Name and full address of the consignor.

‡ To be filled in when medicine containing Opium is to be transported.

Duplicate, Triplicate and Quadruplicate as above.

FORM D

(See Rule 15 (2) (B))

Form of Authority

I hereby appoint ..... to buy, possess and transport Opium on my behalf on my permit No. ....  
Identification marks of the Agent:-

Signature or thumb impression  
of the person giving the  
authority.

Signature or thumb impression  
of the Agent.

Signature or Thumb Impression of the Agent  
taken in the presence of the Deputy  
Commissioner or the Officer authorised to  
grant the permit:

Place .....

Approved

Date .....

Signature of the Deputy Commissioner  
or the officer authorised to grant  
the permit

---

[No. HD 11 EFL 63]

By Order and in the name of the Governor of Mysore,

M. G. KRISHNA Under Secy.

E/NL.1969/40

The Calcutta Gazette Extraordinary  
Thursday, 14 December 1967

Part I - Orders and Notifications by the Governor  
of West Bengal, the High Court, Government Treasury, etc.

## GOVERNMENT OF WEST BENGAL

## DEPARTMENT OF EXCISE

Notification No. 1474-Ex/IC-12(2)/67  
11 December 1967

## WEST BENGAL OPIUM RULES, 1967

In exercise of the powers conferred by sections 5 and 13 of the Opium Act, 1878 (1 of 1878), and in supersession of all rules previously made on the subject, the Governor is pleased to make the following rules, namely:

1. (1) These rules may be called the West Bengal Opium Rules, 1967.
- (2) They extend to the whole of West Bengal.
- (3) They shall come into force with effect from 1 January 1968.

## DEFINITIONS

2. (1) In these rules, unless there is anything repugnant in the subject or context,
  - (a) "Act" means the Opium Act, 1878 (1 of 1878), in its application in West Bengal;
  - (b) "Approved Medical Authority" means any person registered as a medical practitioner under the Indian Medical Council Act, 1956 (102 of 1956), whether in Government employ or otherwise;
  - (c) "card-holder" means a person in whose favour a ration card has been issued and the ration card so issued has not ceased to be valid under these rules;
  - (d) "Collector" means the Collector as defined in clause (5) of section 2 of the Bengal Excise Act, 1909, and includes the Additional District Magistrate or, as the case may be, the Additional Deputy Commissioner of the district wherever appointed and any other officer empowered by the State Government by name or in virtue of his office to perform all or any of the functions of the Collector under these rules;
  - (e) "Commissioner" means the Excise Commissioner, West Bengal;
  - (f) "depot" means a depot established under these rules for the sale of treasury opium;
  - (g) "licensed Kabiraj or Hakim" means a Kabiraj or Hakim who for the time being holds a license in Form VII granted under these rules;

- (h) "manager-in-charge" means an Excise Officer who has been placed in charge of a depot or a person who has been appointed by the Collector to be manager of a depot in accordance with these rules;
- (i) "ration-card" means a permit granted under these rules authorizing the holder thereof to purchase treasury opium for personal consumption on medical grounds every week ending with Sunday from a depot fixed for registration of the holder of the permit in a quantity specified in the permit as the weekly quota;
- (j) "sale" includes transfer;
- (k) "treasury opium" means opium or medicinal preparation of opium supplied by or on behalf of the Central Government.

(2) Expressions not defined in these rules shall have the same meaning as in the Opium Act, 1878 (1 of 1878), except that

- (i) the expression "opium" shall not include the capsules of the poppy (*Papaver Somniferum L*) which have been lanced and dried and from which juice has been extracted and whether they are in their original form or are in cut, crushed or powdered form; and
- (ii) the expression "capsules" shall mean only those capsules of the poppy (*Papaver Somniferum L*) which have been lanced and dried and from which juice has been extracted and whether they are in their original form or are in cut, crushed or powdered form.

#### POSSESSION

3. Subject to the provision of rules 17, 21 and 25 the possession of opium within West Bengal in any quantity by any person is prohibited except under and subject to the terms and conditions of

- (i) a ration card granted under these rules or any rules previously in force;
- (ii) a permit that may be granted by the Superintendent of Excise of a district to a person registered under section 9 of the Bengal Opium Smoking Act, 1932 (Bengal Act X of 1932), authorising possession of such quantity of treasury opium as may be specified in the permit not exceeding three grams at a time; or
- (iii) a license or permit granted under the Dangerous Drugs Act, 1930 (II of 1930), or the Medicinal and Toilet Preparations (Excise Duties) Act, 1955 (XVI of 1955):

Provided that medicinal preparations containing mixture of opium may be possessed up to the extent of fifty grams at a time by any person if such preparation -

- (i) has been manufactured by him from treasury opium lawfully possessed by him for his personal consumption and not for sale; or
- (ii) has been purchased for bona fide medicinal purposes from a licensed Kabiraj or Hakim.



4. (1) Any person ordinarily residing within West Bengal who holds a valid ration card issued under these rules or any rules previously in force and desires to obtain a ration card under these rules for any period between the 1 April and the 31 March following may make an application together with a medical certificate in Form I appended to these rules between the 1st and the last day of February preceeding and shall deposit such application on or before the last day of February with the manager-in-charge of the depot where he desires to have his ration card registered or where his ration card is already registered under these rules:

Provided that a person who comes to or visits West Bengal may, within one month from the date of his arrival within West Bengal, make such application before the Superintendent of Excise of the district in which such person takes up or intends to take up his residence.

(2) Notwithstanding anything contained in sub-rule (1) the Superintendent of Excise may, in exceptional circumstances and on sufficient grounds, accept from a person as aforesaid, an application with a medical certificate in Form I submitted otherwise than in accordance with the provisions of the said sub-rule.

(3) The manager-in-charge of a depot shall receive applications which are tendered under sub-rule (1) after detaching and furnishing to the applicants counterfoils of the applications duly signed, as token of receipt, and shall forward the applications to the Superintendent of Excise of the district in accordance with his instructions issued from time to time in this behalf.

(4) No person shall make more than one application for a ration card at a time.

(5) (1) The Superintendent of Excise of the district shall consider all applications made under rule 4 and, in respect of the applications whose applications he decides to allow, shall, subject to other provisions of these rules, either issue ration cards in Form II appended to these rules or pass orders renewing the ration cards previously issued under these rules or any rules previously in force in favour of the applicants, whereupon such ration cards shall be deemed to have been duly issued under these rules:

Provided that the Superintendent of Excise shall not issue or renew a ration card in favour of a person who is unable to produce to the satisfaction of the Superintendent of Excise evidence that he was addicted to taking opium on medical grounds prior to his application, as aforesaid.

(2) The Superintendent of Excise of the district shall, at the time of issuing or renewing a ration card, specify

- (i) the period for which the ration card is issued or renewed;
- (ii) the depot where the ration card is to be registered; and
- (iii) the weekly quota of treasury opium that may be purchased on the authority of the ration card so issued or renewed;

Provided that the Superintendent of Excise may specify as weekly quota

- (i) such quantity of treasury opium as has been recommended in the medical certificate; or
- (ii) the quantity of treasury opium which was authorised on the ration card, if any, previously issued under these rules or any rules previously in force; or
- (iii) twelve grams of treasury opium,

whichever is least.

(3) Notwithstanding anything contained in the foregoing sub-rules, the Superintendent of Excise of the district shall abide by the instructions, if any, issued from time to time by the Commissioner as respects

- (i) the class of persons whose applications for ration cards may or may not be allowed;
- (ii) the maximum quantity of treasury opium that may be specified as weekly quota on a ration card; and
- (iii) the circumstances in which an applicant shall be required to appear before a Presidency Surgeon or Chief Medical Officer of Health or such other medical authority as may be specified by the State Government for further examination and certification as to the quantity of treasury opium that may be required by the applicant, as a medical necessity.

(4) A ration card issued or renewed as aforesaid shall cease to be valid on the 31 March following unless it is further renewed in the manner hereinbefore provided:

Provided that the quantity of treasury opium purchased on the authority of a ration card which has ceased to be valid on the 31 March may be lawfully possessed till the following Sunday.

(5) Every card-holder shall be bound to comply with the instructions of the Superintendent of Excise of the district in connection with the issue and registration of ration cards.

6. (1) The Superintendent of Excise of the district may without previous notice increase or reduce the weekly quota of any ration card and send an intimation of such increase or reduction to the manager-in-charge of the depot in which the ration card stands registered.

(2) The holder of the ration card the weekly quota of which has been increased or reduced by the Superintendent of Excise shall, within four weeks of such increase or reduction, get the increased or reduced quota entered in his ration card by or under the authority of the Superintendent of Excise failing which the ration card shall cease to be valid.

7. (1) No card holder shall have for his use more than one ration card at a time.

(2) Any person to whom a ration card has been issued shall immediately on receipt thereof put down his signature or thumb impression both on the ration card and its counterfoil at the places indicated therein and shall, within two weeks of the date of issue of the ration card, get the same registered with the depot specified in the ration card failing which the ration card shall cease to be valid.

(3) If any card-holder does not draw his weekly quota of opium consecutively for four weeks, his ration card shall cease to be valid.

8. (1) If a ration card is lost, the holder thereof shall forthwith report the loss to the Superintendent of Excise of the district and may make an application to the Superintendent of Excise for the issue of a new ration card. When such a card is in any way mutilated, torn or illegible owing to mishandling or otherwise, the holder thereof may also make an application, accompanied by the said ration card, to the Superintendent of Excise for issue of a new ration card.

(2) Whenever the Superintendent of Excise receives an application about the loss of any ration card before or after registration thereof, he shall forthwith inform the manager-in-charge of the depot in which such ration card was fixed for registration, or was registered.

9. If the holder of a ration card desires to change within the same district the depot where his ration card is registered or fixed for registration, he may make an application in this behalf to the Superintendent of Excise of the district but no change of depot shall be allowable except for reasons explained to the satisfaction of the Superintendent of Excise. The Superintendent of Excise may by an order in writing require the registration of any ration card afresh in any depot other than the one in which it was previously registered.

10. (1) If any card-holder leaves the district in which his ration card is for the time being registered for a period of four weeks or more, or does not require further supplies of opium for any reason, he shall surrender his ration card to the District Excise Office and obtain therefor a receipt in Form III appended to these rules. Such card-holder may, when he returns to the district or requires further supplies of opium submit an application to the Superintendent of Excise of the district, accompanied by the receipt referred to above for the issue of the ration card.

(2) If a card-holder on account of change of residence from one district to another desires registration of his card in the district of his new residence, he shall deposit his ration card with the District Excise Office of the district in which the card is already registered or is fixed for registration with a petition stating the reasons for depositing the card and obtain a receipt in Form III appended to these rules for the ration card so deposited and shall thereafter submit an application to the Superintendent of Excise of the district in which he wants to draw his rationed quota of opium, accompanied by the receipt referred to above, for the issue of a ration card in his name.

(3) The Superintendent of Excise to whom an application is made under sub-rule (1) or sub-rule (2) shall, after such enquiry as he may deem necessary and if there is no objection, issue ordinarily within a week from the date of receipt of such application, a new ration card or the applicant's old ration card previously surrendered, duly revalidated, for registration or re-registration, as the case may be, in a depot specified in the ration card.

11. (1) Any person whose ration card has ceased to be valid may make an application to the Superintendent of Excise of the district for revalidation of the ration card which shall be sent along with the application. Such revalidation, if allowed, shall be made by entering the word "Revalidated" on the ration card and on its counterfoil under the signature (which shall be dated) of the Superintendent of Excise and the revalidation shall take effect from the date of such signature. Whenever ration card is revalidated an intimation thereof shall be sent to the manager-in-charge of the depot in which the card is fixed for registration or is registered.

(2) When any ration card is revalidated, the manager-in-charge concerned shall, if the ration card is not already registered, register the same when duly tendered for such registration.

(3) Supply of the weekly quota of treasury opium against any revalidated ration card shall be allowable from the week of revalidation or registration whichever is later.

12. No card-holder shall have in his possession any treasury opium which has not been supplied to him in accordance with these rules from the depot in which his ration card is registered or at a time in any quantity exceeding the quota, if any, that he has purchased in the week and the balance of unconsumed stock, if any, from the quota that he had purchased last.

13. Any ration card issued under these rules shall be regarded as the property of Government and shall not be transferable. Such a ration card shall not be used or allowed to be used in taking any supply of treasury opium except

- (a) from the depot in which the ration card is fixed for registration and is registered; or
- (b) by the person on whose application and to whom the ration card was issued; or
- (c) by an agent authorised by the card-holder in writing in this behalf.

14. If any depot in which ration cards are for the time being registered or fixed for registration ceases to function or is not in a position to meet the legitimate demand of the card-holders already registered or to be registered in the depot, the Superintendent of Excise of the district may, notwithstanding anything contained in these rules

- (a) cause the unregistered ration cards fixed for registration in such depot to be registered in any other depot;
- (b) require the registered ration cards to be re-registered in any other depot; and
- (c) take such other step or steps for the supply of the weekly quota of treasury opium to the card-holders as the Superintendent of Excise may deem necessary.

15. If any card-holder contravenes any provision of the Act or the Dangerous Drugs Act, 1930 (II of 1930), or any rule or order made thereunder or makes any default in complying with any condition upon which the ration card has been issued, his ration card shall be liable to cancellation, suspension or withdrawal by the Superintendent of Excise in his discretion. Any such order of cancellation, suspension or withdrawal shall be communicated to the manager-in-charge of the depot in which the ration card is fixed for registration or is registered and also to the holder there or by post or in such other manner as the Superintendent of Excise may think fit.

16. No supply of opium shall be given or taken against any ration card which has ceased to be valid or has been suspended, withdrawn or cancelled and such card shall be surrendered to the nearest Excise Officer.

#### IMPORT

17. No opium other than treasury opium shall be imported into West Bengal and no treasury opium shall be imported unless its import has been authorised by the Commissioner:

Provided that a person who comes to or visits West Bengal may import in person such quantity of opium as he may lawfully possess for his personal consumption and not for sale under a valid ration card or permit, in his custody, which has been granted to him under any law for the time being in force in the State or the Union territory from which he comes, subject to the condition that, on the expiry of one month from the date of his arrival in West Bengal the quantity of opium in his possession shall stand confiscated and shall be surrendered by him to the Superintendent of Excise of the district concerned unless he has in the meanwhile applied for and obtained a ration card under these rules:

Provided further that a person who comes to or visits West Bengal may import in person such quantity of medicinal preparation containing mixture of opium not exceeding fifty grams, as he may lawfully possess for his personal consumption and not for sale under any law for the time being in force in the State or the Union territory from which he comes.

## EXPORT

18. No opium other than treasury opium shall be exported:

Provided that a person who leaves West Bengal may export in person the quantity of opium or medicinal preparation containing mixture of opium which he lawfully possessed in West Bengal, to such extent as he may possess under any law for the time being in force at the place of export.

## TRANSPORT

19. No opium shall be transported within West Bengal except when

- (i) it is transported to a treasury, sub-treasury or a place appointed by the Commissioner under rule 25; or
- (ii) it is transported from a treasury, sub-treasury or a place referred to in clause (i) to a depot or from one depot to another or to such custody as the Collector may direct under sub-rule (i) of rule 41 under cover of a pass in West Bengal Excise Form No. 493 granted by a Superintendent of Excise or an Excise officer authorised in this behalf by the Superintendent of Excise or a Treasury or Sub-Treasury officer; or
- (iii) it is transported by a card-holder or his authorised agent up to the quantity that the card-holder may lawfully possess under these rules or is transported by a person up to the quantity that he has imported into West Bengal and lawfully possesses under proviso to rule 17:

Provided that medicinal preparation containing mixture of opium may be transported by a person who is entitled to possess it under these rules or his agent up to the quantity that he may lawfully possess under these rules.

## Transmission by post

20. Save as otherwise provided in these rules, treasury opium or medicinal preparation containing mixture of opium may be imported, transported and exported only by means other than that of the post.

## SALE

## A. Treasury Opium

21. Treasury opium shall be sold only from depots established under these rules and opium to be so sold shall not be stored at any place other than depots except with the previous sanction of the Collector nor shall such opium be adulterated or allowed to deteriorate in any way.

22. Depots for the sale of treasury opium shall be established at such places as the Commissioner or the Collector with the previous sanction of the Commissioner may decide and may be discontinued at any time, in his discretion, by the Commissioner or the Collector subject to approval by the Commissioner.

23. Depots established under these rules shall be in charge of Excise officers not below the rank of Sub-Inspector of Excise so placed in charge by the Collector with the approval of the Commissioner or such other persons as are appointed, subject to instructions issued by the Commissioner in this behalf, by the Collector to be managers of the depots for the period from the 1 April to the 31 March following or for any shorter period and are granted letters of appointment in Form IV appended to these rules.

24. Depots shall be open for sale during such days and hours as may be fixed by the Commissioner. There shall be fixed in a prominent position at each depot a signboard showing in large characters that the premises are or contain a depot for the sale of treasury opium, the name of the manager-in-charge and the days and hours during which the depot shall remain open for such sale.

25. Treasury opium required for sale from a depot shall be obtained from the Central Government and stored at such treasuries, sub-treasuries and other places in West Bengal as the Commissioner may appoint from time to time.

26. (1) Treasury opium obtained from the Central Government under rule 25 shall be supplied to depots established under these rules in such quantities as may be prescribed by the Commissioner from time to time on prepayment by a manager-in-charge who is not an Excise Officer of the price of treasury opium at such rates as the State Government may from time to time prescribe by notification in the "Calcutta Gazette".

(2) Such opium shall be sold from depots at such prices as the State Government may prescribe from time to time by notification in the "Calcutta Gazette" and no opium shall be sold except on payment in cash of the price thereof.

27. Treasury opium shall be sold from a depot only to

- (i) a holder of a ration card which is fixed for registration and has been registered in the depot in accordance with the provisions of these rules;
- (ii) a holder of a permit referred to in clause (ii) of rule 3 of these rules, subject to the terms and conditions of the said permit; or
- (iii) a holder of a licence or permit granted under the Dangerous Drugs Act, 1930 (II of 1930), or the Medicinal and Toilet Preparations (Excise Duties) Act, 1955 (XVI of 1955), subject to the terms and conditions of the said licence or permit:

Provided that the sale of treasury opium to a holder of permit or licence (or permit) referred to in clause (ii) or clause (iii) shall also be subject to such instructions and restrictions as may be issued and prescribed by the Commissioner from time to time.

28. The sale proceeds of opium shall be accounted for from day to day at each depot in a cash book in West Bengal Form No. 925 and, after they have been so accounted, for, shall be deposited in a treasury or sub-treasury by a manager-in-charge who is an Excise officer in such manner as may be prescribed by the State Government in this behalf and shall be retained by a manager-in-charge who is not an Excise officer as his remuneration for the expenditure incurred and the duties performed by him at and in connection with the depot.

29. Regular and accurate account shall be maintained of all treasury opium received at and sold from a depot in West Bengal Form No. 886 or in such other form as may be specified by the Commissioner from time to time and shall be written up as soon as transactions for each day are closed and shall be attested by the manager-in-charge.

30. The manager-in-charge shall register in a register to be maintained at the depot in Form V appended to these rules, called the Register of Card-Holders, any ration card which is fixed for registration in such depot and is duly tendered for such registration.

Thereafter if and when a ration card is renewed, the manager-in-charge shall make necessary entries in the Register of Card Holders immediately on receipt of the orders of the Superintendent of Excise of the district in that behalf.

31. (1) The manager-in-charge shall after the registration of a ration card, separate the counterfoil from the ration card, return the ration card to the holder thereof or to his authorised agent and deposit the counterfoil on proper receipt in the District Excise Officer.

(2) The counterfoil of a ration card shall not be separated from the ration card except by the manager-in-charge registering such ration card in accordance with these rules.

32. (1) No manager-in-charge shall sell or supply treasury opium to any card-holder in any week more than once or in any quantity below one week's quota or in excess of four weeks' quota specified in the ration card:

Provided that treasury opium shall not be sold or supplied for any week ending beyond the Sunday following the 31st day of March.

(2) When treasury opium is sold or supplied in a quantity in excess of one week's quota under this rule such quantity shall be in multiples of the weekly quota.

(3) The sale or supply under this rule shall relate to the week in which the sale or supply is made and the subsequent week or weeks, if any, immediately following.

33. (1) No manager-in-charge shall sell or supply treasury opium to a card-holder except on the production of the ration card already registered in the depot and whenever any such opium is sold to a card-holder, the space on the ration card for the week or weeks for which the sale is made shall be scored out by the manager-in-charge.

(2) As soon as the sale or supply is made, the manager-in-charge shall record

- (i) the name of the card-holder,
- (ii) the number of the ration-card,
- (iii) the quantity of treasury opium sold or supplied, and
- (iv) the price charged for the opium so sold or supplied,

in a manuscript register to be maintained by him from day to day.

(3) At the end of transactions on each day, the manager-in-charge shall register all sales or supplies of opium made as aforesaid in a register to be maintained by him in Form VI appended to these rules, called the Off-take Register.

(4) At the end of each calendar month the manager-in-charge shall submit to the Superintendent of Excise of the district a statement in duplicate recording

- (i) the number of ration cards registered in his depot on the 1st day of the month;
- (ii) the total quantity of weekly quota of the ration cards so registered; and
- (iii) the total quantity of treasury opium sold in the month and the progressive total of the quantity of treasury opium sold, from 1 April to the end of the month.

34. (1) No manager-in-charge shall sell or supply treasury opium against a ration card which is in any way mutilated or is illegible due to mishandling or is torn or has ceased to be valid or has been suspended, cancelled or withdrawn or when the space on the ration card for the week or weeks for which the sale or supply is asked for has already been scored out.

(2) No treasury opium shall be sold from any depot against a ration card for any week after the expiry of that week.

35. Whenever a manager-in-charge refuses to sell or supply treasury opium against a ration card on account of its being mutilated or being illegible due to mishandling or being torn, he shall note the fact in the Register of Card Holders against the entry relating to such card and also on the ration card against which sale or supply is refused.

36. Whenever a manager-in-charge receives any report or intimation about

- (i) the loss of any ration card registered in his depot,
- (ii) the issue of a new ration card in place of an old ration card or renewal of an old ration card registered in his depot,
- (iii) the suspension, withdrawal or cancellation of a ration card registered in his depot,
- (iv) the increase or reduction of the weekly quota of a ration card registered in his depot,

he shall forthwith make necessary alteration or entries, as the case may be in regard to the card in the Register of Card Holders and the Off-take Register.

37. (1) Each manager-in-charge shall maintain such supply of treasury opium as the Superintendent of Excise of the district may consider sufficient to meet local requirements therefor and shall not refuse to sell treasury opium except in accordance with or as required under these rules.

(2) At each depot a sufficient number of packets of opium of such weights as may be necessary for sale to the card-holders shall be prepared from day to day and accounted for in West Bengal Form No. 923:

Provided that whenever opium is supplied to a depot otherwise than in lump, such opium shall be accounted for and sold in such manner as may be directed by the Commissioner.



(38) (1) Each manager-in-charge shall provide himself with accurate scale and such weights as the Commissioner may require from time to time and shall keep them in good condition. He shall also purchase as and when necessary such forms as are prescribed by or under these rules and are available for sale in the District Excise Offices.

(2) All sales of treasury opium shall, when not conducted personally by the manager-in-charge, be conducted by such persons, not below the age of 21 years, whose names and particulars have been submitted previously to the Collector or the Superintendent of Excise of the district for approval and who have been so approved.

39. Depots for the sale of treasury opium shall be liable to be inspected from time to time by Excise officers not below the rank of Sub-Inspector of Excise at any hour of the day or night in accordance with such instructions, if any, as may be issued by the Commissioner in this behalf and, during any such inspection, the manager-in-charge shall produce his letter of appointment (if any), the accounts required to be maintained at the depot, the sale proceeds of opium, if any, and the stock of opium at the depot and shall assist the inspecting officer in examining the accounts, the sale proceeds and the stock of opium and also otherwise.

40. The Collector may

- (a) allow a manager-in-charge other than an Excise officer to relinquish his appointment as such on a notice to be given in writing by the said manager-in-charge, for such period, not exceeding two months, as the Collector may require; and
- (b) terminate, in his discretion, the appointment of a manager-in-charge other than an Excise officer without notice either on the discontinuance of a depot or otherwise:

Provided that, in the event of any breach of any provision, made by or under these rules, by a manager-in-charge or by any one acting on his behalf with his express or implied permission, the Collector may, instead of terminating the appointment of the manager-in-charge, accept from him payment of a sum of money not exceeding five hundred rupees.

41. (1) On the discontinuance of a depot or on the death, relinquishment or termination of appointment of a manager-in-charge other than an Excise officer, treasury opium at the depot shall be surrendered to such custody as the Collector may direct, together with all accounts maintained at the depot.

(2) The Collector may require the manager-in-charge of one or more depots to purchase the opium as aforesaid in such quantity as he may specify not exceeding the quantity that is ordinarily saleable from the depot in two months, on payment of the price at which the opium was originally purchased, to the person whose appointment as manager-in-charge has terminated or to the heir or legal representative of the manager-in-charge who has died:

Provided that if such opium or any part thereof be declared by the Chemical Examiner to the Government of West Bengal to be unfit for oral consumption, the Collector may cause it or that part to be destroyed without any compensation being claimable by or on behalf of the manager-in-charge.

(3) Such treasury opium as cannot be disposed of in the manner hereinbefore prescribed shall be disposed of in such other manner as the State Government may direct.

42. No manager-in-charge shall be entitled to any compensation for any loss suffered or alleged to have been suffered except to the extent permissible under the foregoing rules.

B. Medicinal preparation containing mixture of opium

43. The sale of medicinal preparation containing mixture of opium is prohibited in West Bengal save under and in accordance with the conditions of a license granted by the Collector in Form VII appended to these rules.

44. (1) A license in Form VII appended to these rules may be granted by the Collector only to a licensed Kaviraj or Hakim on payment in advance of a fee of Rs. 5 per annum and may be suspended or cancelled by the Collector

- (a) in the event of any breach, by the holder thereof or by any person in his employ and acting on his behalf, of any of the conditions thereof or of any provision of the Opium Act, 1878, or any rule or order made thereunder; or
- (b) in the event of suspension or revocation of any license held by the holder under the Medicinal and Toilet Preparations (Excise Duties) Act, 1955 (XVI of 1955); or
- (c) if the holder thereof is convicted of any offence punishable under the Act or the Medicinal and Toilet Preparations (Excise Duties) Act, 1955 (XVI of 1955), or the Bengal Excise Act, 1909 (Bengal Act V of 1909), or of any cognizable and non-bailable offence:

Provided that the Collector or the Superintendent of Excise of a district may accept, from any person whose license is liable to suspension or cancellation under clause (a), payment of a sum of money not exceeding Rs. 200 in lieu of such suspension or cancellation.

(2) The holder of a license shall not be entitled to any compensation for its suspension or cancellation or to the refund of any fee paid.

Capsules of the poppy

45. (1) No capsules of the poppy shall be possessed for the purpose of sale or shall be sold in West Bengal save under and in accordance with the conditions of a license in Form VIII appended to these rules.

(2) A license in Form VIII appended to these rules may be granted in his discretion by the Superintendent of Excise of a district for the period from the 1st April to the 31st March following or for any shorter period on payment, in advance, of a fee of Rs. 25 per quintal or a portion thereof of capsules authorised for possession under the license.

(3) The license, as aforesaid, may be suspended or cancelled by the Superintendent of Excise

- (a) in the event of any breach, by the holder thereof or by any person in his employ and acting on his behalf, of any of the conditions thereof or any provision of the Act or any rule or order made thereunder; or
- (b) if the holder thereof is convicted of any offence punishable under the Act or the Bengal Excise Act, 1909 (Ben. Act V of 1909), or any cognizable and non-bailable offence:

Provided that the Superintendent of Excise may accept, from any person, whose license is liable to suspension or cancellation under clause (a), payment of a sum of money not exceeding Rs. 100 in lieu of such suspension or cancellation.

(4) The holder of license shall not be entitled to any compensation for its suspension or cancellation or to the refund of any fee paid.

46. (1) No capsules shall be imported into West Bengal except by a person who holds a license in Form VIII appended to these rules and otherwise than in accordance with a pass granted in that behalf by the Superintendent of Excise of a district in Form IX appended to these rules on payment, in advance, of a fee at the rate of twenty-five paise per kilogram or a portion thereof of capsules intended to be imported:

Provided that a person who comes to or visits West Bengal may import in person a quantity of capsules not exceeding a kilogram without a pass.

(2) No capsules shall be exported from West Bengal otherwise than under an import pass or a no-objection certificate granted or issued by a competent authority in the importing State or the Union territory in India and an export pass granted by the Superintendent of Excise of the exporting district on payment in advance of a fee of twenty of paise per kilogram or a portion thereof of capsules intended to be exported:

Provided that a person who leaves West Bengal may export in person such quantity of capsules as he may possess under any law for the time being in force at the place of export.

(3) No portion of the fee as aforesaid paid in advance shall be refundable under any circumstances.

#### Disposal of things confiscated

47. (1) All articles confiscated under the Act except opium and capsules of the poppy shall be disposed of by public auction by the Collector or the Deputy Commissioner of Excise or any other person authorised in this behalf by the Collector or the Deputy Commissioner of Excise:

Provided that any such article or articles may be retained for departmental use with the sanction of the Commissioner who may, in special cases, refer the matter to the State Government for orders.

(2) Confiscated opium may, in such quantity as the Commissioner may determine in this behalf, be sent to

- (i) the Chemical Examiner to the Government of West Bengal for such examination and report as may be specified in this behalf even if such opium has already been examined by him in connexion with the case in which it was confiscated; and
- (ii) The Chief Chemist, Central Revenues Control Laboratory, New Delhi, or such other officer or authority as the Commissioner may direct.

(3) The confiscated opium shall thereupon be either retained for use in accordance with such instructions as the State Government may issue from time to time or sent for final disposal to an Opium Factory of the Government of India at such time and in such manner as the Commissioner may determine from time to time:

Provided that, when the quantity confiscated at any one time does not exceed 250 grams, the opium shall be destroyed unless the Commissioner directs otherwise.

(4) Confiscated capsules of the poppy shall be destroyed, unless the State Government directs otherwise.

#### Appeal and Revision

48. The Collector shall, in all proceedings under these rules, be subject to the control of the Commissioner and the Superintendent of Excise of a district shall, in all proceedings, be subject to the control of the Collector.

49. An appeal shall lie from an original or appellate order

- (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;
- (c) to the Board of Revenue when the order is made by the Commissioner:

Provided that

- (i) when an original order is confirmed on first appeal, a second 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.

50. (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.

51. The State Government may revise any order passed by any officer or authority under these rules.

By order of the Governor,  
J. K. RAY,  
Addl. Secy. to the Govt. of West Bengal.

#### FORM I

#### Application-cum-Medical Certificate for Ration Card

(See rule 4)

(Note - No application is complete and can be accepted unless it is accompanied by a medical certificate in the form appended hereto from an Approved Medical Authority, namely, a person registered as a medical practitioner under the Indian Medical Council Act, 1956, whether in Government employ or otherwise.)

To

The SUPERINTENDENT OF EXCISE ..... DISTRICT

1. Name of applicant (with aliases, if any) -
2. Father's or husband's name -
3. (a) Permanent home address in full -  
(b) Temporary address in full, if any -
4. Age on 1st February -
5. (a) How long the applicant is addicted to opium -  
(b) Reason for addiction to opium -
6. (a) Number of the ration card held by the applicant -  
(b) Address of depot where the ration card is registered on the date of application -  
(c) Weekly quota allowed on the ration card (gram-milligram) -
7. (To be filled up by an applicant who has come to or visits West Bengal):  
(a) Permanent address outside West Bengal -  
(b) Period of intended stay in West Bengal -  
(c) Evidence in support of change of residence and addiction to opium -  
(d) Requirement of treasury opium for personal consumption per week (gram-milligram)-  
(e) Address of depot where the applicant wants to purchase treasury opium against ration card -
8. Period for which a ration card is required -

Date .....

Signature or thumb impression of  
applicant.

---

Counterfoil

Received an application of which this is the counterfoil from Shri/Shrimati/  
Kumari

son/daughter/wife of

Date .....

(i) Signature of Manager-in-charge of depot

(ii) Signature of Superintendent of Excise.

(N.B. - This receipt should be surrendered as and when a ration card is issued  
or renewed.)

B. Medical Certificate

(This certificate may be issued only by an Approved Medical Authority namely a  
person registered as a medical practitioner under the Indian Medical  
Council Act, 1956, whether in Government employ or otherwise.)

This is to certify that the applicant Shri/Shrimati/Kumari  
(religion) who is, by  
his/her statement, aged years and is apparently about years of age residing  
at has by his/her statement and on  
examination been found to be habituated to consume opium.

2. The applicant states that he/she is suffering from .....  
..... and on examination is found to be suffering from .....  
..... does not appear to suffer from any incurable or .....  
..... or painful disease.

3. I am of the opinion that the said Shri/Shrimati/Kumari  
requires opium for his/her personal consumption  
as a medical necessity and recommend that he/she be permitted to consume opium in a quantity  
not exceeding per week for a period of

4. The personal identification marks of the abovementioned Shri/Shrimati/Kumari are -

- (i) .....
- (ii) .....
- (iii) .....

Place -

Date -

Signature (in full) .....

Address (in full) .....

Registration No. ....

FORM II  
(See rule 5.)

Not transferable

State Serial.....

GOVERNMENT OF WEST BENGAL

RATION CARD

N.B. - Unless renewed, the card will expire on 31st March 19 .

District.....District Serial

Excise Circle.....Area Serial

Name of holder.....

Address.....

Age on 1st February 19 .....

Name of father or husband.....

Name and address of depot fixed for registration.....

.....

Weekly quota gram milligram

.....

.....

Signature or thumb impression  
of card-holder.

Signature of Superintendent of  
Excise.

Date.....

Date.....

Registered against serial No.....in the Register of Card-  
holders.

Signature of Manager-in-charge of  
depot.

Date.....

---

Counterfoil..... State Serial.....

District..... District Serial.....

Excise Circle.....Area Serial.....

Name and address of depot for registration.....

.....

Weekly quota supplied during the week ending Sunday on -


Conditions

1. This ration card shall be liable to cancellation suspension or withdrawal in the event of breach of any of the provisions of the Opium Act, 1878, or of the Dangerous Drugs Act, 1930, or of any rule or order made thereunder or any of these conditions.

2. This ration card shall not be used by any one except the holder or his/her authorised agent.

3. Supply of treasury opium against this ration card shall be allowable not more than once in a week and no supply for a week can be drawn after the expiry of the week.

4. If no opium is drawn for four weeks consecutively, this ration card shall cease to be valid and no further supply can be given or taken unless the ration card is revalidated by the Superintendent of Excise.

5. Loss of the ration card must be reported forthwith to the District Superintendent of Excise.

6. This ration card shall be surrendered to the District Excise Officer on the holder leaving the district or on his not requiring further supplies of opium for any reason. In the event of the death of the card-holder, the ration card shall be similarly surrendered by any one in possession of the ration card.

7. A new ration card may after proper enquiry be issued in place of a ration card which is lost or is torn or mutilated or is illegible due to mis-handling.

Name of card-holder.....

Address.....

Registered under serial number.....in the Register of card-holders.

.....  
Signature or thumb impression  
of card-holder.

.....  
Signature of Manager-in-charge  
of the depot.

Date.....

Date.....



FORM III

(See rule 10)

Form of receipt for Ration Card surrendered or deposited under rule 10

Received on deposit an opium ration card with the following particulars:-

District ..... Excise Circle .....

State Serial ..... District Serial .....

Area Serial ..... Weekly quota .....

Name of the card-holder .....

Name and address of depot .....

Week up to which weekly quota has been drawn .....

Reasons given by the card-holder for depositing the card .....

.....

Signature .....

Designation .....

Date .....

FORM IV

(See rule 23).

Letter of Appointment of Manager-in-charge

Serial No.	Depot (The premises to be described)
------------	--------------------------------------

The undersigned, Collector of ..... is pleased to (i) establish a depot for the sale of treasury opium at the premises described above within the village Ward No..... of the ..... Municipality/within the police-station and I (ii) appoint Shri ....., son of ....., resident of ..... to be the manager-in-charge of the said depot for the period from ..... till the 31st March 19..... on the following conditions:-

- (1) That the aforesaid depot may be discontinued at any time and on such discontinuance or otherwise the appointment as manager-in-charge may be terminated without notice by the undersigned Collector in his discretion;
- (2) That the manager-in-charge shall duly and faithfully observe and abide by the provisions of the Opium Act, 1878 and rules and orders that have been made or may hereafter be made thereunder; and
- (3) That the breach of any provision on the Opium Act, 1878 or any rule or order made thereunder will subject the holder of this letter of appointment to all or any of the penalties prescribed by law for the time being in force.

Date .....

Counterpart Agreement

I ..... son of .....  
inhabitant of ....., at present resident at .....  
hereby agree and bind myself and my legal representatives to observe and abide by all  
the conditions written and expressed in this letter of appointment.

Date .....

Witness .....

Signature .....

FORM V

(See rule 30.)

Register of Card-holders

To be maintained at the depot .....  
at .....  
district .....

---

Serial number of regis- tration.	Ration card number.			Name of card-holder.	Address.	Weekly quota.	Period of validity of ration card.	Date up to which the ration card has been renewed (quote the number and date of order in this behalf).
	State serial.	District serial.	Area serial.					

---

FORM VI

[See rule 33(3).]

Off-take Register

To be maintained at the depot .....  
at .....  
district .....

Serial number of registration.	Name of card-holder.	State serial.	District serial.	Area serial.	Weekly quota supplied in week ending on Sunday.	Remarks.
--------------------------------	----------------------	---------------	------------------	--------------	---	----------

FORM VII

(See rule 43.)

License to a Kabiraj or Hakim for the sale of Medicinal Preparations containing mixture of opium to his own patients for bona fide medical purposes.

Counterfoil

Name of the district .....  
 Number of license in register No. 178 .....  
 Name of Kabiraj or Hakim .....  
 Locality .....  
 Current from ..... to .....  
 Date of License .....  
 Amount of fee, paid in advance, of Rs. .... by chalan No. .... dated .....  
 Received the license of which this is the counterfoil.  
 Signature of the licensed Kabiraj or Hakim.

License to a Kabiraj or Hakim for the sale of Medicinal Preparations containing mixture of opium to his own patients for bona fide medical purposes.

(Note. - The counterfoil of this license is to be signed by the Kabiraj or Hakim and filed in the District Excise Office).

District .....  
 Number of license in Register No. 178 .....  
 Shri .....  
 son of .....  
 residing at .....  
 and, being, by profession, a Kabiraj/Hakim, having paid, in advance, a fee of Rupees ..... by chalan No. .... dated ..... at the Treasury/Sub-treasury at ..... is hereby authorised by the undersigned to sell medicinal preparations containing mixture of opium to his own patients for bona fide medicinal purpose at ..... from ..... to the 31st March 19.....

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

- I. That he does not transfer this license to any other person.
- II. That he sells only such medicinal preparations containing mixture of opium as he has manufactured under an appropriate license granted to and held by him under the provisions of the Medicinal and Toilet Preparations (Excise Duties) Act, 1955, or has purchased, with the permission in writing of the

undersigned, those preparations from a person whose license for the sale thereof has expired either by non-renewal, cancellation or otherwise.

III. That he does not sell to any one of his patients at one time more than fifty grams of medicinal preparations containing mixture of opium.

IV. That, on the expiration of his license, he sells the closing stock of the preparations containing mixture of opium to another licensed vendor thereof, with the permission in writing of the undersigned, within a period of one month from the expiration of the license or such longer period as the undersigned may, in his discretion, allow on his application. In case he is unable to dispose of the stock within the period, as aforesaid, the stock shall be destroyed by him at his expense in the preparations by any Excise Officer of or above the rank of Sub-undersigned, without any compensation being claimed.

V. That he keeps regular and accurate account of all medicinal preparations containing mixture of opium, such account being written up and attested as soon as the transactions for each day have been closed and that he at all times affords every facility for the inspection of such account and of his stock of the said preparations by any Excise Officer of or above the rank of Sub-Inspector.

VI. That breach of any of the aforesaid conditions or of the provisions of the Opium Act, 1878, or any rule or order made thereunder by him or by any person in his employ and acting on his behalf as well as the cancellation of the license granted to and held by him or by any son in his employ and acting on his behalf Duties Act, 1955, authorizing him to manufacture preparations containing mixture of opium will subject him to forfeiture of this license and all or any of the penalties prescribed by law for the time being in force.

Date .....

Licensing Authority.

FORM VIII  
(See rule 45.)

License for the possession and sale of capsules of the Poppy (Papaver Somniferum L) which have been lanced and dried and from which juice has been extracted.

License for the possession and sale of capsules of the Poppy (Papaver Somniferum L) which have been lanced and dried and from which juice has been extracted.

(Note. - The counterfoil of this license is to be signed by the person to whom the license is granted and filed in the District Excise Office.)

Counterfoil

District .....  
Number of license in Register No. 178 .....  
.....  
Name of licensee .....  
Father's name .....  
Address .....  
Locality of Vend .....  
Date of license .....  
Current from ..... to .....  
Amount of fee paid in advance .....  
Vide chalan number, dated .....  
Received the license of which this is the counterfoil .....

District  
Number of license in Register No. 178  
Shri  
son of  
residing at  
having paid in advance  
a fee of Rs.  
by chalan No. ,  
dated ,  
at the Treasury/Sub-treasury  
at

Signature of the Licensee.

is hereby authorized by the undersigned to possess for the purpose of sale and to sell capsules of the poppy (*Papaver Somniferum L*) which have been lanced and dried and from which juice has been extracted at from till the 31st March 19 .

2. It is required of the holder of this license, as a condition of its remaining in force, that he duly and faithfully performs and abides by the following conditions:-

Conditions

- I. That he does not possess more than ..... of capsules, under this license, during the entire period of its currency.
- II. That he does not receive, store or have in his possession any quantity of capsules which has not been purchased from a licensed vendor thereof in West Bengal under a Memorandum issued by him or from the person whose license to possess and sell capsules has expired, under a written authority in that behalf from the Superintendent of Excise or which has not been imported into West Bengal under a valid import pass granted in that behalf by the Superintendent of Excise.
- III. That he maintains day by day a regular and accurate account of capsules received and sold under the license in the following form namely:-

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
Date.	Opening balance of capsules.	Quantity of capsules received.	Whence received No. and date of Pass/memo./ authority.	Total to be accounted for.	Quantity sold.	Closing balance.	Remarks (if any) and dated signature of the licensee or his agent.

- IV. That he produced his license, accounts and stock of capsules for inspection on demand by an Excise Officer not below the rank of Sub-Inspector and assist him in taking account of the stock of capsules.
- V. That, on the expiration of his license, he sells the closing stock of capsules to another licensed vendor thereof with the permission in writing of the Superintendent of Excise within a period of one month from the expiration of the license or such longer period as the Superintendent of Excise may in his discretion allow on his application. In case he is unable to dispose of the capsules within the period as aforesaid, the capsules shall be destroyed by him at his expense in the presence of an Excise Officer deputed for the purpose by the Superintendent of Excise, without any compensation being claimed.
- VI. That breach of any of the aforesaid conditions or of the provisions of the Opium Act, 1878, or any rule or order made thereunder by the holder of the license or by any person in his employ and acting on his behalf will subject the holder of the license to forfeiture of the license and to all or any of the penalties prescribed by law for the time being in force.

Dated .....

Licensing Authority.

District Excise Office at .....

FORM IX

(Issued, vide rule 46 of the West Bengal Opium Rules, 1967.)

Pass for the import/export of capsules of the poppy (Papaver Somniferum L) which have been lanced and dried and from which juice has been extracted.

Serial No. .... Dated .....

Shri .....

of .....

holder of a license for the possession and sale of capsules of the poppy which have been lanced and dried and from which juice has been extracted, having applied for a pass for the import/export of the capsules of the poppy as aforesaid and having paid a fee amounting to Rupees ..... by Chalan No. ...., dated ....., into the Treasury/Sub-Treasury .....

is hereby permitted to import from/export to (state here the full name and address) to/from his licensed premises at ..... capsules of the poppy not exceeding (state here the quantity) which have been lanced and dried and from which juice has been extracted, within ..... days.

District Excise Office/Superintendent of Excise ..... at .....

Instructions

(1) The pass will be drawn up in quadruplicate.

(2) The original and the duplicate copy of the pass will be made over to the applicant for the pass who will return, immediately on the expiry of its currency, the duplicate copy of the pass to the Superintendent of Excise stating, by an endorsement on the reverse, how and when and what quantity of capsules, covered by the pass, is received at the licensed premises or is despatched therefrom or such other action as has been taken on it.

(3) The competent authority to whom the triplicate copy of the pass is sent is requested to send to the Superintendent of Excise issuing the pass a copy of the pass that he (the competent authority) may issue on the strength of this pass or, if no pass is issued, what action is taken on or in respect of the pass.

E/NL.1969/41

Home Department

GOVERNMENT OF MADRAS

ORDER NO. G.Om MS. No. 2801 of 4 October 1967

AMENDMENTS TO THE MADRAS MANUFACTURED DRUGS RULES, 1932

G.O. Ms. No. 1698, Home, dated 20.6.67.

From the Board of Revenue (Land Revenue), Madras, No. S3.2618/67-1 dated 8.8.67.

From the Drugs Controller, Madras, No. 235182/D1/67-1 dated 7.8.67.

From the Inspector-General of Police, Madras, No. K.Di s. 24520/C3/67 dated 15.9.67.

No objections or suggestions having been received to the draft amendments to the Madras Manufactured Drugs Rules, 1932, published with the Home Department Notification

S.R.O. No. A.552 of 1967, dated 20 June 1967, published at page 4 of Part V of the Fort St. George Gazette Extraordinary dated 20 June 1967, the amendments are hereby confirmed.  
2. The appended notification will be published in the Fort St. George Gazette.

(By order of the Governor)

A. Venkatesan,  
Secretary to Government

APPENDIX  
NOTIFICATION

In exercise of the powers conferred by sub-section (2) of section 8 of the Dangerous Drugs Act, 1930 (Central Act II of 1930), the Governor of Madras hereby makes the following amendments to the Madras Manufactured Drugs Rules, 1932, published with Revenue Department Notification No. 203 dated 29 April 1932, at pages 798 to 806 of Part I of the Fort St. George Gazette, dated 3 May 1932, as subsequently amended, the same having been previously published as required by sub-section (1) of section 36 of the said Act.

Amendments

In sub-rule (3) of rule 30 of the said rules, for the words, letters and figures "a fee of Rs.5", the words, letters and figures "a fee of Rs. 7.50" shall be substituted.

(Signed)

Superintendent