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# LAWS AND REGULATIONS

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

# YUGOSLAVIA

COMMUNICATED BY THE GOVERNMENT OF

**YUGOSLAVIA**

Lake Success,
New York, 1950

## Note by the Secretary-General

In accordance with Article 21 of the Convention of 13 July 1931 for Limiting the Manufacture and Regulating the Distribution of Narcotic Drugs, as amended by the Protocol of 11 December 1946, the Secretary-General has the honour to communicate hereafter the text of a regulation.

Original: Croatian

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# DECREE

In virtue of Article 74, paragraph 6, of the Constitution and Article 4, paragraph 9, of the Act on the Presidium of the National Assembly of the FPRY, the Presidium of the National Assembly of the FPRY hereby promulgates an Act on Narcotic Drugs, communicated to it by the Federal Council and the People's Council of the National Assembly of the FPRY at their meeting of 21 January 1950 and reading as follows:

# ACT

# ON NARCOTIC DRUGS

## *I. General Provisions*

### Article 1

In order to protect the health of the nation and to prevent the unlawful use of narcotic drugs and the raw materials thereof, the cultivation, manufacture and preparation of and traffic in narcotic drugs and the raw materials thereof shall be placed under State control, which shall be exercised as part of the State economic plan.

### Article 2

For the purposes of this Act narcotic drugs are:

Group I

(a) Raw opium;
(b) Coca leaves;
(c) Indian hemp.

Group II

(a) Medicinal opium and preparations made directly from opium and containing more than 0.2 per cent of morphine;

(b) Preparations of Indian hemp (extracts, tinctures and resins);

(c) Morphine, its salts and officinal and non-officinal preparations containing more than 0.2 per cent of morphine;

(d) Diacetylmorphine (heroin) and other esters of morphine, their salts and all preparations containing diacetylmorphine;

(e) Dihydrohydrooxycodeinone (eucodal), dihydrocodeinone (dicodide), dihydromorphinone (dilaudide), methyldihydromorphinone (metopon), acetyldihydrocodeinone (acedicone), dihydromorphine (paramorphan), their esters and the salts of any of them or of their esters, morphine-N-oxide (genomorphine), the morphine-N-oxide derivatives and any other pentavalent nitrogen morphine derivatives;

(f) Cocaine, its salts and all preparations containing more than 0.1 per cent of cocaine;

(g) Ecgonine, esters of ecgonine and their salts;

(h) Synthetic preparations: 1-methyl-4-phenylpiperidine-4 carboxylic acid (dolantine, pethidine, demarol) and 6-dimethylamino-4.4-diphenyl-3-heptanone (amidon, miadone, adanon, dolophine, physepton).

Group III

(a) Thebaine and its salts; and

(b) Methylmorphine (codeine), ethylmorphine (dionin), benzylmorphine (peronine) and their salts.

The Chairman of the Public Health Committee of the Government of the FPRY is authorized to designate the narcotic drugs and other products which are known to be capable of producing drug addiction or which may be transformed into drugs causing drug addiction.

## *II. Cultivation, Manufacture and Preparation of Narcotic Drugs*

### Article 3

Raw opium may be cultivated only in specified areas. The Minister of Agriculture of the FPRY shall determine for each economic year the areas and the places in each area which shall be sown with poppies for opium production.

Raw opium may be cultivated by public agricultural undertakings, rural concerns and public agricultural co-operatives and agricultural households with the approval of the regional committee or the town (or district) people's committee in whose area the raw opium is cultivated. The cultivators shall deliver the total amount of raw opium produced during the year to the authorized public purchasing undertaking.

### Article 4

The cultivation of coca leaves and Indian hemp is prohibited;

Provided that coca leaves and Indian hemp may be cultivated by specified scientific research institutions in their own experimental fields for scientific purposes, under the conditions and in the quantities prescribed by the Chairman of the Public Health Committee of the Government of the FPRY.

### Article 5

The manufacture and preparation of narcotic drugs is permitted only for medical and scientific purposes.

The manufacture and preparation of narcotic drugs shall be carried out by the public undertakings appointed by the Minister of Light Industry of the FPRY.

### Article 6

The cultivation, manufacture and preparation of narcotic drugs may be carried out only in the quantities prescribed by the State economic plan for each year.

## *III. Traffic in Narcotic Drugs*

### Article 7

The purchase of raw opium shall be effected by a State purchasing undertaking appointed by the competent Minister of the Government of the FPRY. This undertaking shall deliver all quantities of raw opium purchased by it to the State undertakings authorized to manufacture and prepare narcotic drugs.

### Article 8

The wholesale purchase of narcotic drugs for home needs and for export shall be carried out in accordance with a plan approved by the competent State undertakings.

### Article 9

The wholesale sale of narcotic drugs in the country shall be carried out by the Republican undertakings responsible for the supply and distribution of medicaments.

The retail sale of narcotic drugs shall be carried out by pharmacies, dispensaries and shops selling sera and medicaments for veterinary use.

### Article 10

The export and import of narcotic drugs may be carried out only by the State undertaking authorized by the Minister of Foreign Trade of the FPRY.

This undertaking shall export and import narcotic drugs in virtue of a special authorization issued for each consignment by the Ministry of Foreign Trade of the FPRY. An export authorization shall be granted subject to prior confirmation that a valid import certificate has been granted by the importing country.

### Article 11

Narcotic drugs may be imported for medical and scientific requirements.

## *IV. Control of cultivation, manufacture and preparation of and traffic in narcotic drugs*

### Article 12

Undertakings purchasing raw opium or manufacturing and preparing narcotic drugs or supplying and distributing medicaments in the Republic or exporting and importing narcotic drugs, and pharmacies, dispensaries and shops selling sera and medicaments for veterinary use shall keep special registers of receipt and issue of narcotic drugs.

### Article 13

Control of the cultivation, manufacture and preparation of and traffic in narcotic drugs shall be carried out by the Public Health Committee of the Government of the FPRY through specially-appointed agencies.

Control of the export and import of narcotic drugs shall be carried out by the Ministry of Foreign Trade of the FPRY.

The Chairman of the Public Health Committee of the Government of the FPRY is authorized to make detailed reports on the operation of the control referred to in this article.

### *V. Commission on Narcotic Drugs*

Article 14

A Commission on Narcotic Drugs, composed of representatives of the Ministries concerned, shall be set up under the Public Health Committee of the Government of the FPRY.

The duties of the Commission shall be to co-ordinate the work of the Ministries concerned in enforcing the provisions of this Act, to ensure the proper implementation of the Decree on narcotic drugs and on the binding obligations arising out of conventions and other international instruments, and to prepare the material required for participation in international conferences on narcotic drugs.

The Chairman of the Public Health Committee of the Government of the FPRY shall make rules for the composition and work of the Commission on Narcotic Drugs.

### *VI. Penal Provisions*

Article 15

Any manager or responsible official of an undertaking or establishment referred to in Article 12 of this Act failing to keep special registers of the receipt and issue of narcotic drugs shall be guilty of an offence and shall be liable to a fine not exceeding 20,000 dinars.

Article 16

Any cultivator failing to deliver to the authorized State purchasing undertaking the total quantity of raw opium produced by him in any year shall be guilty of an offence and shall be liable to a fine not exceeding 50,000 dinars or to correctional labour.

Article 17

Any person who unlawfully cultivates, manufactures or prepares narcotic drugs for gain, or unlawfully sells or in any other manner traffics in or purchases or transfers narcotic drugs shall be guilty of an offence and shall be liable to correctional labour or to imprisonment for a period not exceeding two years.

Any person who commits such an act as a member of a band of smugglers or for gain, or repeats the offence, shall be liable to imprisonment with forced labour for a period not exceeding three years.

Article 18

Any person who unlawfully exports or imports narcotic drugs shall be guilty of an offence and shall be liable to correctional labour or to imprisonment for a period not exceeding three years.

Any person who commits such an act as a member of a band of smugglers or for gain, or repeats the offence, shall be liable to imprisonment with forced labour for a period not exceeding five years.

Article 19

The narcotic drugs with which an offence under Articles 16, 17 and 18 of this Act is committed shall in every case be confiscated.

*VII. Final Provisions*

Article 20

Regulations concerning the quality, possession, custody and supply [of narcotic drugs] shall be made by the Chairman of the Public Health Committee of the Government of the FPRY.

Article 21

This Act shall enter into force on the date of its publication in the Official Gazette of the Federal People's Republic of Yugoslavia.

*The Presidium of the National Assembly of the Federal People's Republic of Yugoslavia*

Act No. 54

Belgrade, 23 January 1950

President

Secretary,
for the Vice-President