



UNITED NATIONS

E/NL.1977/45-47

13 March 1979

ENGLISH ONLY

LAWS AND REGULATIONS

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

INDIA

Communicated by the Government of India

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

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E/NL.1977/45

ADMINISTRATION OF THE UNION TERRITORY OF LAKSHADEEP

KAVARATTI
13.8.75

Notification F. No.1/16/72-Genl.

In exercise of the powers conferred by Section 13 of the Opium Act 1878 Act 1 of 1878) read with clause (b) of subsection (1) of section 6 of the Lakshadeep (Laws) Regulation 1965 (No. 8 of 1965), the Administrator, Union Territory of Lakshadeep hereby makes the following rules:

1. (a) These Rules may be called the Lakshadeep Opium Rules 1975
- (b) These Rules shall be applicable to the entire Union Territory of Lakshadeep with effect from the date on which the Rules are published in the Lakshadeep gazette.
2. In these Rules, unless there is anything repugnant in the subject or context:
 - (a) "Act" means the Opium Act, 1878 (1 of 1878),

- (b) "Administrator" means the Administrator of the Union Territory of Lakshadweep;
- (c) "Collector" means the Collector-Cum-Development Commission of Lakshadweep and
- (d) "Section" means a section of the Act.

3. Raw opium confiscated under the Act shall be forwarded by the Magistrate ordering confiscation to the Collector and the Collector shall keep in safe custody the raw opium so received from the Magistrate and take action to sell it to the Government of India Opium Factory, Ghazipur.

4. Whenever any confiscated opium or other articles has to be destroyed as it is liable to speedy and natural decay, it shall be destroyed with the sanction of the Administrator and under the supervision of such officer as authorized by the Administrator in each case.

5. The disposal of confiscated opium or other articles shall be deferred until the period of appeal against the order of confiscation has expired, or, if an appeal is filed against such an order, until the appeal is finally disposed of.

6. If an order of confiscation of any opium or other articles be reversed on appeal, such opium or articles or the sale proceedings thereof, after the deduction of the expenditure, if any, incurred in its maintenance or sale, shall be returned to the owner thereof or his duly authorized agent.

7. Opium or other articles in respect of which an offence has been committed under the Act and the offender is not known or cannot be found, shall be dealt with under Rule 3 above.

8. When any Magistrate convicts an offender under section 9 or when any magistrate or authorized officer orders the confiscation of raw opium or opium mixture under section 12, the Administrator may grant reward in such proportion as he may think fit to any officer of officers or informer of informers who have contributed to the seizure of raw opium or opium mixture, provided the total rewards so granted shall not exceed 50 per cent of the fine imposed or the value of the opium or opium mixture confiscated.

Signed

(M.C. Verma)
Administrator

Authorized for issue

Signed
(M. Kumaran)
Settlement Officer.

GUJARAT POPPY CAPSULES (AMENDMENT) RULES 1976

Notification No. SH/GH/567/BPA/1272/1180-P

The Gujarat Government Gazette Notification

Sachivalaya, Gandhinagar, 5 June 1976.

Bombay-Prohibition Act, 1949

WHEREAS certain draft rules further to amend the Gujarat Poppy Capsules Rules, 1963 ^{1/} were published as required by subsection (3) of section 143 of the Bombay Prohibition Act, 1949 (Bombay XXV of 1949) at pages 492 to 494 of the Gujarat Government Gazette, Part IV-B, dated 10 April 1975, under Government Notification, Education and Labour Department, No. GH/SH/220/BPA/1272/28222/P, dated 5 April 1975 inviting objections and suggestions from all persons likely to be affected thereby, till 28 May 1975.

And whereas objections or suggestions received on the said draft have been considered by the Government. NOW, THEREFORE, in exercise of the powers conferred by clause (G) of subsection (2) of section 143 of the Bombay Prohibition Act, 1949. (Bombay XXV of 1949), the Government of Gujarat hereby makes the following rules further to amend the Gujarat Poppy Capsules Rules, 1963, namely:

1. These rules may be called the Gujarat, Poppy Capsules (Amendment) Rules, 1976.
2. In rule 7 of the Gujarat Poppy Capsules Rules, 1963 (hereinafter referred to as "the said rules"):
 - (1) in subrule (2), item (x) shall be deleted;
 - (2) after subrule (3), the following subrules shall be inserted, namely:
 - "(4) The importer shall obtain from the exporter a certificate in the form prescribed on the reverse of the quadruplicate of the pass in form Poppy-3.
 - (5) The importer shall produce before the licensing authority within 48 hours a quadruplicate copy of the pass in Form Poppy 3 from the time of the receipt of the Poppy Capsules consignment under the relevant import pass with the certificate of the exporter".
 - (3) In the counterfoil, duplicate and triplicate of Form Poppy 3 appended to the said rules, for condition (2), the following condition shall be substituted, namely:-
 - "(2) This pass shall remain in force for 15 days from the date of issue".
4. In the quadruplicate of form Poppy 3 appended to the said rules:-
 - (i) for condition (2), the following condition shall be substituted, namely:-

"(2) This pass shall remain in force for 15 days from the date of its issue".

(ii) after the words "signature and designation of the officer issuing the pass", the following shall be added, namely:

"Reverse of quadruplicate of the Form Poppy 3 Certified that a quantity of kgs. of Poppy capsules duly packed in in bags have been despatched by -

Railway under, receipt No. dated Road on through truck No. of (name of transport agent).

From Station to Station.

Signature of the exporter",

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

(G.J. Dave)

Under Secretary to Government.

E/NL.1977/47

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

12 March 1977

21st Phalguna, 1898 (SAKA)

GOVERNMENT OF INDIA

Department of Revenue and Banking (Revenue Wing)

NOTIFICATION NO. 7 - Dangerous drugs

New Delhi, 23 February 1977

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 Madhya Pradesh, Rajasthan and Uttar Pradesh specified in the Schedule annexed hereto as the tracts within which poppy may be cultivated on account of the Central Government during the opium year commencing on 1 October, 1976 and ending with the 30 September 1977.

THE SCHEDULE

PART I

STATE OF MADHYA PRADESH

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

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

PART II

STATE OF RAJASTHAN

Designation of tracts.	District.	EXTENT
		Tehsil/Pargana
1. Kota I Division	Kota	Atru, Sangod, Ramganjmandi, Ladpura and Baran.
	Bundi	Bundi
2. Kota II Division	Kota.	Chhipabarod, Chhabra, Kishanganj and Shahbad.
3. Jhalawar	Jhalawar	Patan and Pirawa
4. Aklera	Jhalawar	Khanpur and Aklera
5. Bhawanimandi	Jhalawar	Pachpahar and Gangdhar.
6. Chittorgarh I Division	Chittorgarh	Nimbahera (Part) Bhadesar Chittorgarh, Rashmi Kapasan.
	Udaipur	Udaipur Experimental farm
7. Chittorgarh II Division	Chittorgarh	Nimbahera (Part), Barisa, Chhotisadri and Doongla
	Udaipur	Mavli and Vallabh nagar

Designation of tracts.	District.	EXTENT
		Tehsil/Pargana.
8. Pratabgarh Opium Division	Chittorgarh Udaipur Banswara	Pratabgarh Dhariyawad Ghatol Tehsil (Semliavi village bordering Pratabgarh Tehsil only)
9. Bhilwara	Bhilwara Chittorgarh	Mandalgarh, Kotri and Jahazpur. Begun and Gangrar.

PART III

STATE OF UTTAR PRADESH

Designation of tracts.	District.	EXTENT
		Tehsil/Pargana.
1. Faizabad Opium Division	Faizabad Ghaziपुर Azamgarh Basti Gonda	Magalsi, Rath and Khandasa Zamania Ghosi and Nathoopur Amorha Mankapur, Utraula and Nawabganj.
2. Barabanki I Opium Division	Barabanki	Fatehpur, Ram Nagar, Nawabganj and Satrikh.
3. Barabanki II Opium Division	Barabanki	Baddoosarai, Partapganj and Daryabad.
4. Barabanki III Opium Division	Barabanki	Sidhaur, Surajpur, Mawai, Basudhi and Rudauli
5. Lucknow	Lucknow Rai-Bareilly Barabanki	Mohan-Lal-Ganj. Kumharwan. Haidergarh, Subeha, Dewa and Kursi
6. Shahjahanpur Opium Division	Shahjahanpur Bareilly	Kant, Jalalabad, Khera Bajhera and Tilhar Faridpur
7. Bareilly Opium Division	Bareilly	Sirauli South, Aonla, Saneha, Ballia, Sirauli North and Bareilly.
8. Budaun Opium Division	Budaun	Budaun, Ujhiani, Salempur, Usaihat, Sahaswan, Kot, Satasi Bisauli and Islamnagar.

Sd/- (R.K. Tewari)

Under Secretary to the Government of India.

Copy forwarded to:

1. The Secretary to the Government of Uttar Pradesh, Excise Department, Lucknow.
2. The Secretary to the Government of Madhya Pradesh, Separate Revenue Department, Bhopal.
3. The Secretary to the Government of Rajasthan, Excise Department, Jaipur.
4. Ministry of External Affairs (with four spare copies for onward transmission to the United Nations Secretariat, Geneva).
5. The Narcotics Commissioner of India, 19, The Mall, Morar, Gwalior-6 (M.P.) with ten spare copies for necessary action.
6. The Directorate of Inspection (Customs and Excise with four spare copies for incorporation in the bulletin.
7. Deputy Narcotics Commissioner, Neemuch (M.P.) with fifteen spare copies for necessary action.
8. Deputy Narcotics Commissioner, Kota (Rajasthan) with twelve spare copies for necessary action.
9. Deputy Narcotics Commissioner, Ghazipur (U.P.) with twelve spare copies for necessary action.
10. The Chief Controller of Factories, Saraswati House, 27, Nehru Place, New Delhi.

for UNDER SECRETARY TO THE GOVERNMENT OF INDIA.