UNITED NATIONS

E/NL. 1981/4
19 March 1985
ENGLISH ONLY

LAWS AND REGULATIONS

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

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.

INDIA

Communicated by the Government of India

NOTE BY THE SECRETARIAT

(a) Some editing of texts may be done by the Secretariat in the interest of clarity. In this connection, words in square brackets [ ] have been added or changed by the Secretariat.

(b) Only passages directly relevant to the control of narcotic drugs or psychotropic substances have been reproduced in this document. Non-relevant parts of laws and regulations have been deleted by the Secretariat; such deletions are indicated by [...].

Punjab Government Gazette
Legislative Supplement
14 March 1980

GOVERNMENT OF PUNJAB
DEPARTMENT OF HEALTH AND FAMILY WELFARE
4 March 1980

NOTIFICATION 1/

No.G.S.R. 19/C.A.2/30/S.8/Amd(7)/80. With reference to Government of Punjab, Department of Health and Family Welfare Notification No.G.S.R. 118/C.A.2/30/S.8/Amd./79, dated 2 August 1979, and in exercise of the powers conferred by sub-section (2) of section 8 of the Dangerous Drugs Act, 1930 (Central Act No.2 of 1930) 2/ and all other powers enabling him in this behalf, the President of India is pleased to make the following rules further to amend the Punjab Manufactured Drugs Rules, 1959, 3/ namely:

1. These rules may be called the Punjab Manufactured Drugs (Amendment) Rules, 1980.

2. In the Punjab Manufactured Drugs Rules, 1959 (hereinafter referred to as the said rules), in rule 2 (i) for clauses (3), (4) and (5), the following clauses shall be substituted respectively, namely:

"(3) "State Drugs Controller" means an officer who is the head of the Drugs Control Administration in the State of Punjab appointed by the State Government;

(4) "Divisional Drugs Inspector" means an Inspector appointed under section 21 of the Drugs and Cosmetics Act, 1940 (Central Act No. XXIII of 1940);

1/ The present document is a direct reproduction of the text received by the Secretariat

2/ Note by the Secretariat: E/NL.1980/34

3/ Note by the Secretariat: E/NL.1962/70

(5) "Drugs Inspector" means an Inspector appointed under section 21 of the Drugs and Cosmetics Act, 1940 (Central Act No. XXIII of 1940) ;

(ii) clause (6) shall be omitted ;
(iii) for clauses (8) and (9), the following clauses shall be substituted, namely :—

"(8) "Licensed Chemist" means a person who has obtained a licence for the possession, compounding, manufacture and sale of Coca Derivatives. Opium alkaloidal Derivatives and Drugs declared to be manufactured drugs in pursuance of sub-clause (ii) of clause (g) of section 2 of the Dangerous Drugs Act, 1930 (Central Act 2 of 1930), under these rules ;

(9) "Licensed Druggist" means a person who has obtained a licence for the possession, compounding, manufacture and sale of medicinal hemp or medicinal opium intended for use as medicine under these rules ;".

3. In the said rules, in rules 7 and 8 for the words "Excise Commissioner" wherever occurring, the words "State Drugs Controller" shall be substituted.

4. In the said rules, in rule 14, for the words "The Deputy Excise and Taxation Commissioner or such other officer as the Excise Commissioner", the words "The State Drugs Controller or such other officer as he" shall be substituted.

5. In the said rules in rule 15,—

(i) for the words "The Deputy Excise and Taxation Commissioner or such other officer as the Excise Commissioner", the words "The State Drugs Controller or such other officer as he" shall be substituted ;

(ii) for explanation, the following explanation shall be substituted, namely :—

"*Explanation.*—An indent for opium alkaloidal derivatives, coca derivatives or any manufactured drugs countersigned by the State Drugs Controller or a Civil Surgeon or a Medical Superintendent of a Medical Institution or Principal Medical Officer, Nangal or Talwara or a Superintendent of a Civil Veterinary Department or Director, Animal Husbandry in a State shall for the purpose of this rule be deemed to be a permit and shall not require further countersignature".

6. In the said rules, in rule 16,—

(i) in sub-rule (I) for the second proviso, the following proviso shall be substituted, namely :—

"Provided further that the State Drugs Controller may authorise any such practitioner to possess any quantity larger than the aforesaid quantity of drugs ";

(ii) in sub-rule (2),—

(a) for clause (V), the following clause shall be substituted, namely :—

"(V) The stock of manufactured drugs in the possession of a medical practitioner and the accounts relating thereto shall be open for inspection by any officer of the Drugs Control Administration not below the rank of a Drugs Inspector. The medical practitioner shall, if required to do so by the Divisional Drugs Inspector or Drugs Inspector submit such information relating to the transaction in manufactured drugs as may be demanded from him ";

(iii) for sub-rule (3), the following sub-rule shall be substituted, namely :—

"(3) A medical practitioner who wishes to possess or dispense the manufactured drugs other than prepared opium for use in his practice and not for sale, shall get himself registered on application with the State Drugs Controller. The full particulars of such registration shall be maintained in a register in Form D.D. 7-B. No fee shall be charged for such registration. The State Drugs Controller shall immediately after registration of the medical practitioner, issue him a Registration Certificate in Form D.D. 7-C which shall be produced on demand by any officer of the Drugs Control Administration of or above the rank of a Drugs Inspector for inspection".

7. In the said rules, in rule 18 ,—

(a) in clause (I), for the words "The Deputy Excise and Taxation Commissioner may, with the previous sanction of the Excise Commissioner", the words "The State Drugs Controller may" shall be substituted ;

(b) in clause (2), for the words "The Deputy Excise and Taxation Commissioner", the words "The State Drugs Controller" shall be substituted ; and

(c) in clause (3), for the words "The Deputy Excise and Taxation Commissioner shall then refer the case to the Excise Commissioner, Punjab, who", the words "The State Drugs Controller" shall be substituted.

8. In the said rules, in rule 19, for the words "The Deputy Excise and Taxation Commissioner or any other officer empowered in this behalf by the Excise Commissioner", the words "The State Drugs Controller", shall be substituted.

9. In the said rules, in rule 20,—

(i) in sub-rule (a),—

(a) for the opening paragraph and the proviso thereto the following shall be substituted, namely :—

"(a) The State Drugs Controller or any other officer specially empowered by him in this behalf may, on the recommendation of the Divisional Drugs Inspector or Drugs Inspector grant to any person a druggist's licence in Form D.D. 5 on payment of a fee of two hundred rupees subject to the following conditions :

Provided that no licence in Form D.D. 5 shall be granted to a person, who does not hold the requisite licence under the Drugs and Cosmetics Rules, 1945 ;

(b) for condition (3), the following condition shall be substituted, namely :—

"(3) "The licensee shall not permit any manufactured drug, which he is authorised to sell, to be dispensed or handled by any person other than a Registered Pharmacist under the Pharmacy Act, 1948 (Central Act No. VIII of 1948) or a qualified person as defined under sub-rule (15) of rule 65 of the Drugs and Cosmetics Rules, 1945";

(c) in condition (6), for the words "the Deputy Excise and Taxation Commissioner", the words "State Drugs Controller", shall be substituted ;

(d) in condition (7), the following shall be added at the end, namely :—
"The licensee shall maintain correct accounts of manufacturing and sale of all drugs in Form D.D. 9 and Form D.D. 10. ";

(e) in condition (8) after the word "transactions", the words, letters and figure "in form D.D. 8" shall be inserted, and for the words "Excise Officer", the words "Drugs Inspector" shall be substituted ;

(f) for condition (11), the following condition shall be substituted, namely :—
"(II) All stocks of pure opium, medicinal hemp and medicinal opium and all accounts and records of transactions under the licence shall be open to inspection by any officer of the Drugs Control Administration not below the rank of a Drugs Inspector".

(g) in condition (12), for the words "Excise Commissioner", the words "State Drugs Controller" shall be substituted.

(h) in condition (13), for the words, "the Excise and Taxation Officer of the district concerned", the words "Divisional Drugs Inspector or Drugs Inspector" shall be substituted.

(i) for condition (14), the following condition shall be substituted, namely:—
"(14) If on the expiry or cancellation of the licence, any stocks of pure opium, medicinal hemp, medicinal opium or any other manufactured drugs remain in possession of the licensee, he shall at once surrender these stocks to the Divisional Drugs Inspector or the Drugs Inspector concerned. If any portion of these stocks is declared by the Civil Surgeon to be unfit for human consumption, the Divisional Drugs Inspector or the Drugs Inspector, as the case may be, shall forthwith cause that portion to be destroyed, and the licensee shall not be entitled to claim any compensation for loss resulting from the destruction of such a portion of the drugs." ;

(j) in conditions (15) and (16), for the words "Deputy Excise and Taxation Commissioner", wherever they occur, the words "Divisional Drugs Inspector or the Drugs Inspector, as the case may be", shall be substituted ; and

(ii) in sub-rule (b),—

(a) in clause (1), for the words "Excise Commissioner", the words "State Drugs Controller" shall be substituted; and

(b) in clause (2), in sub-clause (i), for the words "Excise Officer not below the rank of an Excise Sub-Inspector", the words "Officer of the Drugs Control Administration not below the rank of a Drugs Inspector" shall be substituted.

10. In the said rules, in rule 21,

(i) in sub-rule (a),—

(a) for the opening paragraph and the provisos thereto, the following shall be substituted, namely :—

(a) The State Drugs Controller or any other officer specially empowered by him in this behalf may on the recommendation of the Divisional Drugs Inspector or the Drugs Inspecto, grant to any person a Chemist's licence in Form D.D.6 on payment of a fee of two hundred rupees subject to the following conditions :

Provided that no licence in Form D.D. 6 shall be granted to a person who does not hold the requisite licence under the Drugs and Cosmetics Rules, 1945;

Provided further that except with the special sanction of the State Drugs Controller such a licence shall not authorise the chemist to possess a quantity greater than 120 grams of opium alkaloidal derivatives or 120 grams of coca derivatives";

(b) for condition (3), the following conditions shall be substituted, namely :—

"(3) The licensee shall not permit any manufactured drug, which he is authorised to sell, to be dispensed or handled by any person other than a pharmacist registered under the Pharmacy Act, 1948 (Central Act No. VIII of 1948) or a qualified person as defined under sub-rule (15) of rule 65 of the Drugs and Cosmetics Rules, 1945;

(c) in condition (6), for the words "the Deputy Excise and Taxation Commissioner", the words "the State Drugs Controller" shall be substituted;

(d) in condition (7), the following shall be added at the end, namely :—

"The licensee shall maintain correct accounts of manufacture and sale of all drugs in Form D.D. 9 and Form D.D. 10";

(e) in condition (9), after the word "transactions", the words, letters and figure "in Form D.D. 8" shall be inserted;

(f) for condition (11), the following condition shall be substituted, namely :—

(11) "All stocks of cocaine, morphine, or diacetylmorphine or any manufactured drug and preparations thereof, and all accounts and records of transactions under the licence shall be open to inspection by an officer of the Drugs Control Administration not below the rank of Drugs Inspector";

(g) in condition (12), for the words "Excise Commissioner", the words "State Drugs Controller", shall be substituted;

(h) in condition 13, for the words "the Excise and Taxation Officer of the district concerned", the words "Divisional Drugs Inspector or Drugs Inspector" shall be substituted;

(i) for condition (14), the following condition shall be substituted namely :—

"(14) If on the expiry or cancellation of the licence, any stocks of the drugs remain in the possession of the licensee, he shall at once surrender these stocks to the Divisional Drugs Inspector or the Drugs Inspector. If any portion of these drugs is declared by the Civil Surgeon to be unfit for human consumption, the Divisional Drugs Inspector, or the Drugs Inspector, as the case may be, shall henceforth cause that portion to be destroyed and the licensee shall not be entitled to claim any compensation for loss resulting from the destruction of such a portion of the drugs."

(j) in conditions (15) and (16), for the words "the Deputy Excise and Taxation Commissioner" wherever they occur, the words "the Divisional Drugs Inspector or the Drugs Inspector" shall be substituted ; and

(ii) in sub-rule (b)—

(a) in clause (1), for the words "Excise Commissioner", the words "State Dr ugs Controller" shall be substituted ; and

(b) in clause (*ii*), in sub-clause (1), for the words "Excise Officer not below the rank of an Excise Sub-Inspector", the words "Officer of the Drugs Control Administration not below the rank of a Drugs Inspector" shall be substituted.

11. In the said rules, in rule 24, for the words "Excise and Taxation Officer of the district concerned", the words "State Drugs Controller" shall be substituted.

12. In the said rules, in rule 27, in the proviso to sub-rule (2), for the words "Excise Commissioner", the words "State Drugs Controller" shall be substituted.

13. In the said rules, in rule 28, for the words "Excise Commissioner" the words "State Drugs Controller" shall be substituted.

14. In the said rules, in rule 29, for sub-rule (1), the following sub-rule shall be substituted, namely :—

"(1) An appeal shall lie from an original or appellate order of an officer of the Drugs Control Administration to—

(a) the State Drugs Controller, when the order is made by the Divisional Drugs Inspector or Drugs Inspector ; and

(b) the State Government when the order is made by the State Drugs Controller."

15. In the said rules, for rule 30, the following rule shall be substituted, namely :—

"30. The State Government may revise any order passed by the State Drugs Controller under these rules ; provided that no application for revision from a licensee or permit-holder, shall be entertained if it is not made within ninety days of the date of communication of the order sought to be revised."

16. In the said rules, for rule 31, the following rule shall be substituted, namely :—

"31. The State Government may review its own order; provided that no such order shall be passed against any licensee or permit-holder unless he has been given a reasonable opportunity of being heard".

17. In the said rules, for all the forms appended thereto, the following forms shall be substituted, namely :—

FORM D.D. 1

APPLICATION FOR PERMIT TO IMPORT MANUFACTURED DRUGS OTHER THAN PREPARED OPIUM INTO THE STATE OF PUNJAB

1. Name and address of the applicant———————————
2. Licence No.————Date up to which valid————
3. The above named being a Licensed Druggist/Licensed Chemist in ————————District, is licensed to possess—

Medicinal hemp

Medicinal opium

Coca derivatives

Opium derivatives

Any other manufactured drug.

4. Name, designation of the officer and address of Government department requiring the manufactured drugs other than prepared opium in official capacity.

5. Stock in hand of manufactured drugs other than prepared opium :

Name of the drug	Quantity in hand

6. Name and address of the firm from whom manufactured drugs other than prepared opium is to be imported :

Name of drug	Quantity to be imported

Dated, the————————

Signature and address of the Licensee.

Note.—The application should be submitted to the Divisional Drugs Inspector/Drugs Inspector of his area in duplicate who will after verification submit the same to the State Drugs Controller.

No.———— Dated————

Forwarded to the State Drugs Controller, Punjab, Chandigarh, with the emarks that————

Divisional Drugs Inspector/
Drugs Inspector.

FORM D.D. 2

(*See* rule 14)

FOIL TO BE RETAINED IN THE OFFICE OF ISSUE

Permit and Pass (on the reverse) for the Import Permit for the transport of manufactured Drugs other than prepared Opium in the Punjab State

Before the drugs covered by the permit are exported from any other State, the permit must be presented to the Collector of the District of export and the export pass on reverse must be completed and signed by such officer.

Permit No.————————————for the transport/import of—

Medicinal hemp

Medicinal opium

Coca derivatives

Opium alkaloidal derivatives

Any other manufcactured drug.

Permit granted to (a)————————————————————
to import/transport by land from (b)————————————————
into————————————————the following drugs :—

Serial No.	Name of the drug with batch No.	Quantity	Remarks, if any

Note.—The permit must be used within————months from the date of its issue. One copy of the permit and the pass on the reverse shall be delivered on arrival of the consignment noted above and its destination to————
(C)————————————————————

The bulk of the consignment shall not be broken in transit.

Dated———————— State Drugs Controller, Punjab,

(a) Here state the name and the designation of the consignee.
(b) Here state the locality and district.
(c) Here state the official designation of the person to whom this is to be delivered.

FORM D.D. 2 (Duplicate)

(TO BE GIVEN TO THE IMPORTER)

Permit and Pass (on the reverse) for the Import/Permit for the transport of manufactured Drugs other than prepared Opium in the Punjab State

Before the drugs covered by the permit are exported from any other State, the permit must be presented to the Collector of the District of export and the export pass on the reverse must be completed and signed by such officer.

Permit No.————————for the transport//import of—

Medicinal hemp

Medicinal opium

Coca derivatives

Opium alkaloidal derivatives

Any other manufactured drug:—

Permit granted to (a)————————to import/ transport by land from (b)————————into———— the following drugs: —

Serial No.	Name of the drug with batch No.	Quantity	Remarks, if any

Note.—The permit must be used within————months from the date of its issue. One copy of the permit and the pass on the reverse shall be delivered on arrival of the consignment noted above and its destination to————————
(C)————————
the bulk of the consignment shall not be broken in transit.

Dated———— State Drugs Controller, Punjab.

(a) Here state the name and deisgnation of the consignee.

(b) Here state the locality and district.

(c) Here state the official designation of the person to whom the pass is to be delivered.

FORM D.D. 2 (Triplicate)

(TO BE SENT TO THE COLLECTOR OF EXPORTING DISTRICT)

Permit and Pass (on the reverse) for the Import/Permit Transport of Manufactured Drugs other than prepared Opium into Punjab State

Before the drugs covered by the permit are exported from any other State, the permit must be presented to the Collector of the District of export and the export pass on the reverse must be completed and signed by such officer.

Permit No.————————for the transport/Import of—

Medicinal hemp

Medicinal opium

Coca derivatives

Opium alkaloidal derivatives

Any other manufactured drug.

Permit granted to (a)————————————————to import/transport by land from (b)————————————————into————————————, the following drugs :—

Serial No.	Name of the drug with batch No.	Quantity	Remarks, if any

Note.—The permit must be used within————months from the date of its issue. One copy of the permit and the pass on the reverse shall be delivered on arrival of the consignment noted above at its destination to————————————————

(c)————————————————

The bulk of the consignment shall not be broken in transit.

Dated———————— State Drugs Controller, Punjab.

(a) Here state the name and the designation of the consignee.

(b) Here state the locality and district.

(c) Here state the official designation of the person to whom the pass is to be delivered.

FORM D.D. 2 (Reverse)
(FOIL)
Pass for the export of Medicinal hemp.

Medicinal opium
Opium alkaloidal derivatives
Coca derivatives
Any other manufactured drug.

This pass is to remain in force from (a)————to (a)————
The

Medicinal hemp
Medicinal opium
Coca derivatives
Opium alkaloidal derivatives covered by any other manufactured drug

shall be conveyed by (b)————incharge of (c)————
in (d)————

Collector of Customs
Collector,
Dated the———— District————

(a) Here specify date and hour.
(b) Here state route and mode of conveyance.
(c) Here give name of person, if any.
(d) Here state description and number of packages.

FORM D.D. 2 (Reverse)
(DUPLICATE)

Pass for the export of

Medicinal hemp
Medicinal opium
Coca derivatives
Opium alkaloidal derivatives
Any other manufactured drug.

This pass is to remain in force from (a)————
to (a)————.
The

Medicinal hemp
Medicinal opium
Coca derivatives
Opium alkaloidal derivatives covered by
any other manufactured drug

shall be conveyed by (b)————
incharge of (c) ————
in (d) ————.

Collector of Customs,
Collector,
Dated, the———— District————

(a) Here specify date and hour.
(b) Here state route and mode of conveyance.
(c) Here give name of person, if any.
(d) Here state description and number of package.

FORM D.D. 2 (Reverse)
(Triplicate)

Pass for the export of
Medicinal hemp
Medicinal opium
Coca derivatives
Opium alkaloidal derivatives
Any other manufactured drug.

This pass is to remain in force from (a)———
to (a)———
The
Medicinal hemp
Medicinal opium
Coca derivatives
Opium alkaloidal derivatives
Any other manufactured drug
shall be conveyed by (b)———
incharge of (c)———
in (d)———
Dated, the———

Collector of Customs
Collector
District———

(a) Here specify date and hour.
(b) Here state route and mode of conveyance.
(c) Here give name of person, if any.
(d) Here state description and number of packages.

FORM D.D. 3
(See rule 15)
(FOIL)
(To be retained in the Office of the Issue)

Pass for the export of manufactured drugs other than prepared opium
No.——— Dated———
Licensed Chemist/Licensed Druggist at———
authorised to possess :
Medicinal hemp
Medicinal opium
Coca derivatives
Opium alkaloidal derivatives
Any oher manufactured drug
up to———is hereby authorised to export———
from his licensed premises at———to the licensed premises of———at———.

This pass shall be carried with the consignment of the drugs, the export of which is intended to cover and is valid uptill———
(one copy of this pass must be filed in the licensed premises).
Dated———
Signature and full official designation of the officer granting the pass.

Omit in the case of export to a Government or State official.

FORM D.D. 3
(DUPLICATE)
(To be given to the Exporter)

Pass for the export of manufactured drugs other than prepared opium.

No.———— Dated————
Licensed Chemist/Licensed Druggist at————
authorised to possess :

Medicinal hemp
———
Medicinal opium
———
Coca derivatives
———
Opium alkaloidal derivatives
———
Any other manufactured drug

up to————is hereby authorised to export————
from his licensed premises at————to the licensed premises
of————at————.

This pass shall be carried with the consignment of the drug, the export of which is intended to cover and is valid uptill————
(one copy of this pass must be filed in the licensed premises).

Dated———— Signature and full official designation of the officer granting the pass.

———

Omit in the case of export to a Government or State official.

FORM D.D. 3
(TRIPLICATE)
(To be sent to the Collector of the District of Destination)

Pass for the export of manufactured drugs other than prepared opium.

No.———— Dated————
Licensed Chemist/Licensed Druggist at————
authorised to possess :

Medicinal hemp.
———
Medicinal opium
———
Coca derivatives
———
Opium alkaloidal derivatives
———
Any other manufactured drug

upto————is hereby authorised to export————
from his licensed premises at————to the licensed premises of————at————.

This pass shall be carried with the consignment of the drug, the export of which is intended to cover and is valid uptill————
(one copy of this pass must be filed in the licensed premises).

Dated———— Signature and full official designation of the officer granting the pass.

———

Omit in the case of the export to a Government or State official.

FORM D.D. 4
(*See* rule 15)
(FOIL)
(To be retained in the office of issue)

Pass for the transport of manufactured drugs other than prepared opium.

No.———— Dated————

Licensed Chemist/Licenced Druggist at———— authorised to transport:—

Medicinal hemp
———
Medicinal opium
———
Coca derivatives
———
Opium alkaloidal derivatives
———
Any other manufactured drug

up to————is hereby authorised to transport———— of———— from his licensed premises at———— to the licensed premises of————at————.

Note.—One copy of this pass shall be carried with the consignment of drugs, the transport of which it is intended to cover, and is valid uptill———

(One copy of this pass must be filed in the licensed premises).

Dated———— Signature and full official designation of the officer granting the pass.

FORM D.D. 4
(DUPLICATE)
(To be given to the transporter)

Pass for the transport of manufactured drugs other than prepared opium

No.———— Dated————

Licensed Chemist/Licensed Druggist at———— aurhorised to transport:—

Medicinal hemp
———
Medicinal opium
———
Coca derivatives
———
Opium alkaloidal derivatives
———
any other manufactured drug

up to———— is hereby authorised to transport————of————from his licensed premises at————to the licensed premises of————at————.

Note.—One copy of this pass shall be carried with the consignment of the drugs, the transport of which it is intended to cover, and is valid uptill————.

(One copy of this pass must be filed in the licensed premises).

Dated———— Signature and full official designation of the officer granting the pass.

FORM D.D. 4

(TRIPLICATE)

(To be sent to the Drugs Inspector of the District of Destination)

Pass for the transport of manufactured drugs other than prepared opiums

No.————————Dated————————

Licensed Chemist/Licensed Druggist at————————authorise to transport:

Medicinal hemp

Medicinal opium

Coca derivatives

Opium alkaloidal derivatives

Any other manufactured drug

up to————is hereby authorised to transport————of———— from his licensed premises at———— to the licensed premises of———— at————.

Note.—One copy of this pass shall be carried with the consignment of the drugs, the transport of which it is intended to cover and is valid uptill————.

One copy of this pass must be filed in the licensed premises.

Dated————

Signature and full official designation of the officer granting the pass.

FORM D.D. 5

[*See* rule 20 (a)]

DRUGGISTS LICENCE

Licence for sale by licensed Druggists of Medicinal hemp

Medicinal opium

Granted on payment of a fee of two hundred rupees.

District———— No. of Licence————

Name and description of Licence

Locality of vend premises————

The person named above, and hereinafter called the licensee, is hereby authorised by the State Drugs Controller to possess and sell medicinal hemp and medicinal opium hereinafter referred to as "the Drugs" from the date of this licence to the 31st day of March subject to the following conditions :—

(1) The Licensee shall be bound by the provisions of the Dangerous Drugs Act, 1930 (Central Act II of 1930), and the Punjab Manufactured Drugs Rules, 1959, and any other rules which may from time to time be prescribed under the said Act,

(2) The Licensee shall be responsible for the acts and omissions of every person employed by him in carrying on his business, and all of his servants, as if the said acts and omissions were his own.

(3) The Licensee shall not permit any drug, which he is authorised to sell, to be dispensed or handled by any person other than pharmacists registered under the Pharmacy Act, 1948 (Central Act No. VIII of 1948) or a qualified person as defined under rule 65 (15) of the Drugs and Cosmetics Rules, 1945.

(4) The Licensee shall not at any time have in his possession the drugs in greater quantities than the following and keep the same in the premises described above (Quantity to be entered here by the State Drugs Controller).

(5) The Licensee shall obtain the drugs either from a licensed vendor in Punjab or by importation from a licensed vendor in some other State, after obtaining from the State Drugs Controller, the necessary permit in the Form D.D.2. The importation of his supplies by post is absolutely prohibited.

(6) The Licensee is authorised to manufacture medicinal opium and to compound any preparation containing medicinal hemp or medicinal opium from the materials which he is lawfully entitled to possess. He shall maintain correct record of manufacture and sale of all drugs in Form D.D.9 and Form D.D. 10.

(7) The Licensee shall maintain correct accounts of all transactions in Form D.D. 8. Such accounts shall show in respect of each receipt, the source of supply and the quantity received, and in respect of issue, the quantity issued each day. Such accounts shall be preserved for not less than two years from the date of the last entry in the accounts and should be signed by any officer of the Drugs Control Administration of or above the rank of the Drugs Inspector who inspects the licensed premises.

(8) Any package or bottle containing the drugs shall before sale be marked with the quantity of the drug in the package or bottle.

(9) A preparation admixture, extract or other substance containing the drugs shall be sold only in a package or a bottle plainly marked (i) in the case of powder, solution or ointment with the total quantity thereof in the package or bottle and the percentage of the drug in the powder, solution or ointment. (ii) in the case of tablets or other articles, with the quantity of the drugs in each article and the number of articles in the package or the bottle.

(10) All stocks of drugs and all accounts and records of transaction under this Licence shall be open to inspection by any Officer of the Drugs Control Administration on or above the rank of a Drugs Inspector.

(11) The Licensee shall, on requisition by the State Drugs Controller or by any officer duly authorised by him in this behalf deliver up his licence for amendment or for the issue of a fresh licence.

(12) The licensee shall on the first day of every quarter, submit a correct quarterly statement in Form D.D. 11 to the Divisional Drugs Inspector or Drugs Inspector of his area showing the quanity of the drugs received by him during the quarter, the quantity sold by him and the quantity remaining in his possession.

(13) If on the expiry or cancellation of the licence, any stocks of pure opium, medicinal hemp or medicinal opium remain in the possession of the licensee, he shall at once surrender these stocks to the Divisional Drugs Inspector or Drugs Inspector. If any portion of these stocks is declared by the Drugs Control Administration to be unfit for human consumption, the Divisional Drugs Inspector or Drugs Inspector shall forthwith casue that portion to be destroyed and the licensee shall not be entitled to claim any compensation for loss resulting from destruction of such a portion of the drugs.

(14) If any portion of drugs is fit for human consumption, the Divisional Drugs Inspector or Drugs Inspector shall make over such medicinal hemp or medicinal opium, in any quantity not exceeding that which the transferee is likely to sell within two months to the in-coming licensed vendor who is taking place of the previous licensee or to any other licenced vendor if the latter has surrendered the drugs in question to the Divisional Drugs Inspector or Drugs Inspector.

(15) The licensee shall be bound to accept from the Divisional Drugs Inspector or Drugs Inspector any portion of the Drugs which in the opinion of the Divisional Drugs Inspector or Drugs Inspector does not amount to more than two months' supply, at such a price as shall be determined by the Divsional Drugs Inspector or Drugs Inspector. The price shall be paid to the previous licensee, if he has surrendered the drugs in question to the Divisional Drugs Inspector or Drugs Inspector.

Schedule showing the boundaries of the premises :—

1. Street and house number or other particulars.

_____

_____

_____

2. Bounded on the :—

North_____

East_____

South_____

West_____

Place_____ State Drugs Controller, Punjab.

Dated_____

FORM D.D.6

[*See* rule 21(a)]

Chemist's Licence granted on payment of a fee of two hundred rupees. Licence for sale by Licensed Chemist of—

(a) Coca derivatives.

(b) Morphine.

(c) Diacetylmorphine (heroin).

(d) All preparations containing more than 0.2 per cent of morphine or containing diacetylmorphine.

(e) Manufactured drugs excluding medicinal hemp and medicinal opium.

District———————No. of licence———————
Name and description of Licnesee———————
Locality of vend premises———————

The person named above, and hereinafter called the Licensee is hereby authorised by the State Drugs Controller to possess and sell—hereinafter referred to as "the Drugs" from the date of this licence to the 31st March, 19 subject to the following conditions:—

(1) The Licensee shall be bound by the provisions of the Dangerous Drugs Act, 1930 (Central Act No. II of 1930), the Punjab Manufactured Drugs Rules, 1959 and any other rules which may from time to time be made under the said Act.

(2) The licensee shall be responsible for the acts and omissions of every person employed by him in carrying on his business and of all his servants, as if the said acts and omissions were his own.

(3) The Licensee shall not permit any drug, which he is authorised to sell, to be dispensed or handled by any person other than a pharmacist, registered under the Pharmacy Act, 1948 (Central Act No. VIII of 1948) or a qualified person as defined under sub-rule (15) of rule 65 of the drugs and Cosmetics Rules, 1945.

4. The Licensee is authorised to sell the following drugs (here mention the name(s) of the Drug(s) to—

(a) a medical practitioner.

(b) a chemist licensed under these rules or under any rules for the time being in force in any State.

(c) Any person authorised under rule 21 of the Punjab Manufactured Drugs Rules, 1959, or any other corresponding rule for the time being in force.

(d) Any person holding the prescription of Form D.D. 7 of a medical practitioner.

Provided that the drugs shall not be delivered to any person not licensed or otherwise authorised to be in possession of the drugs, who purports to be sent by or on behalf of a person so licensed or so authorised, unless such a person produces an authority in writing signed by the person so licensed, or so authorised, to receive the drugs on his behalf, and unless the licensee is satisfied that the authority is genuine.

(5) The licensee shall not sell or keep the drugs in any other place except in the premises described above.

(6) The Licensee shall not at any time have in his possession the drugs in greater quantities than the following :—

Sr. No.	Name of the drug	Possession limit

(Quantity to be entered here by the State Drugs Controller)

(7) The licensee shall obtain his supplies of drugs either by direct importation from another State or from another licensed vendor in Punjab after obtaining from the State Durgs Controller necessary permit in Form D.D. 2. The importation of the drugs by post is absoultey prohibited.

(8) The licensee is authorised to manufacture any preparation containing morphine, diacetylmorphine, cocaine or to manufacture another "Manufactured drug" so listed in this licence from the materials which he is lawfully entitled to possess.

He shall maintain correct record of manufacture and sale of all drugs on Forms D.D. 9 and D.D. 10.

(9) The name of the person, firm or body corporate dispensing the prescriptions, the address of the premises at which and the date on which it is dispensed must be entered in the prescription.

(10) All prescriptions for the dispensing of such drugs shall be written out in the Form D.D. 7 and the licensee shall be responsible that the prescriptions on the authority of which such drugs are to be sold, are made out in this form.

(11) (i) The licensee shall sell the drugs in such quantities and for the use of such persons only as may be specified in the prescription.

(ii) If the prescription does not bear a superscription by any medical practitioner stating that it is to be repeated, and at what interval of time it is to be repeated, and how many times it is to be repeated he shall sell the drugs once only on such a prescription and shall retain the prescription.

(iii) If the prescription bears the requisite superscription he shall enter in the prescription the date of sale, and shall sign and seal the prescription, giving particulars as laid down in condition 9.

(12) In the case of every sale, otherwise than on prescription, the licensee shall obtain a pass in Form D.D. 3 or D.D. 4 to cover the export or the transport of the consignment to its destination.

(13) The licnecee shall maintain correct accounts of all transactions in Form D.D. 8 such accounts shall show in respect of each receipt, the source of supply, and the quantity received, and in respect of each issue the quantity issued and the name and address of the person to whom it is issued. He shall file in support of his accounts of receipts, the export or transport passes, and in respect of his account of issues, the original prescription on which they have been made up, and in the case of issue made otherwise than on the prescription, receipts from the person to whom the issues were made such accounts and documents shall be preserved for not less than two years from the date of last entry in the accounts.

(14) All stocks of drugs and all accounts and records of transactions under this licence shall be open to inspection by any officer of the Drugs Control Administration of or above the rank of Drugs Inspector.

(15) The Licensee shall on requisition by the State Drugs Controller or by any officer duly authorised by him in this behalf, deliver up his licence for amendment or for the issue of a fresh licence.

(16) The licensee shall on the first day of every quarter submit a correct quarterly statement in Form D.D. 11 to the Drugs Inspector or Divisional Drugs Inspector of his area showing the quantities of drugs received by him during the quarter, the quantity sold by him and the quantity remaining in his possession.

(17) If on the expiry or cancellation of the licence, any stocks of drugs remain in the possession of the licensee, he shall at once surrender the stocks to the Divisional Drugs Inspector or Drugs Inspector. If any portion of these stocks is declared by the Drugs Control Administration to be unfit for human consumption, the Divisional Drugs Inspector or Drugs Inspector, shall forthwith cause that portion to be destroyed, and the licensee shall not be entitled to claim any compensation for loss resulting from the destruction of such portion of the drugs.

(18) If any portion of the drug is fit for human consumption, the Divisional Drugs Inspector or Drugs Inspector shall make over such portion of the drugs, in any quantity not exceeding that the transferee is likely to sell within two months to the incoming licensed vendor, who is taking the place of the previous licnesee if the latter has surrendered the drugs in question to the Divisional Drugs Inspector or Drugs Inspector or to any other licensed vendor.

(19) The licensee shall be bound to accept from the Divisional Drugs Inspector or Drugs Inspector any portion of the drugs which in the opinion of the Divisional Drugs Inspector or Drugs Inspector does not amount to more than two months supply at such a price as shall be determined by the Divisional Drugs Inspector or Drugs Inspector. The price shall be paid to the previous licensee if he has surrenedred the drugs in question to the Divisional Drugs Inspector or the Drugs Inspector.

Schedule showing the boundaries of the premises :—

1. Street and house number or other particulars ——————————————

2. Boundaries on the :—

North——————————

East——————————

South——————————

West——————————

Place——————— State Drugs Controller, Punjab.

Dated———————

FORM D. D. 7

[*See* rule 20(b)(3)]

OFFICIAL FORM OF PRESCRIPTION TO BE USED WHEN PREPARATIONS OF

Medicinal hemp

Medicinal opium

Coca derivatives

Opium alkaloidal derivatives or

any other manufactured drug, are prescribed

Not to be repeated/to be repeated at intervals of——— days———

1. Name and address of the patient.
2. Age———3. Sex———4. Disease———
5. Name of the drug prescribed alongwith quantity.

Dated———

(Signature)

Full name, qualification, Registeration No. and complete address of Medical practitioner (rubber Stamp be affixed here)

FORM NO. D. D. 7-A

[*See* rule 16(2)(i)]

FORM OF THE REGISTER TO BE MAINTAINED BY A MEDICAL PRACTITIONER PERMITTED TO POSSESS MANUFACTURED DRUGS UNDER THE MANUFACTURED DRUGS RULES

Date	Name and address of the licensee from whom the drug was purchased giving invoice No. and date	Batch No.	Quantity purchased	Quantity of drug administered	Name and address of the patient
1	2	3	4	5	6

Disease of the patient	Age	Duration of illness	Date of first consultation	Signatures of Medical Practitioner
7	8	9	10	11

Balance in hand

12.

Note.—For each manufactured drug, a separate page shall be allotted.

FORM D. D. 7-B

[*See* rule 16(3)]

To be maintained by the State Drugs Controller, Punjab

Register showing particulars of medical practitioners, registered with the State Drugs Controller, Punjab, for the possession of manufactured drugs other than prepared opium for use in his practice and not for sale.

Registration No. allotted to the medical practitioner by the Drugs Control Administration	Name, address and other particulars of the Medical practitioner	Medical Registration No.
1	2	3

Name of the Bazar/ Street/Mohallas in which shop is located	Name of the village town/city in which shop is located	Name of Tehsil	Remarks
4	5	6	7

FORM D. D. 7-C
[*See* rule 16(3)]

Certified that—

1. Dr.———

2. Son of———

3. Locality ———

4. Medical Registration No.——— has been registered in accordance with the provisions of the Punjab Manfactured Drugs Rules, 1959, and his registration No. is——— in the register prescribed in Form D.D. 7-B.

State Drugs Controller, Punjab.

(Seal).

N.B.—This certificate shall on demand by any officer of the Drugs Control Administration of or above the rank of Drugs Inspector will be produced by the Medical Practitioner for his inspection.

FORM D.D. 8

[*See* rule 20(a)(8)]

Register to Maintain Records of Purchase and Sale of Manufactured Drugs by Chemists and Druggists

A. RECORD OF PURCHASE :

Name of the drug—

Invoice No. and date	Name and address of firm from whom purchased	Batch No.	Quantity purchased
1	2	3	4

B. RECORD OF SALE :

Name of the Drug———————

Date of sale	Batch No.	Name and address of the person to whom sold	Name and address of the prescriber
1	2	3	4

Quantity sold	Prescription No. on form D.D. 7	Signature of Regd. Pharmacist or qualified person
5	6	7

Note.—A separate page should be allotted to each drug.

FORM D.D. 9

[*See* rule 20 (a) (7)]

Register showing particulars of manufactured drugs by a manufacturer:

Date of Manufacture	Quantity of the drug received for manufacture	Name of the drug to be manufactured	Batch No.5
1	2	3	4

Anticipated theoretical yield	Actual yield	Wastage in percentage	Quantity transferred to finished store	Remarks
5	6	7	8	9

Note.—For each manufactured drug, a separate page shall be allotted.

FORM D.D. 10

[*See* rule 20 (a)(7)]

Register showing particulars about the sale of manufactured drugs by a manufacturer to licensed druggist/chemist

Date of Sale	Name and Address of the firm to whom sold	D.D.5/D.D.6 Licence No. of the firm	Quantity sold	Batch No.
1	2	3	4	5

Mode of delivery	Closing balance	Remarks
6	7	8

Note.—For each manufacturing drug, a separate page shall be allotted.

FORM D.D. 11

[*See* D.D. 5 (12) and D.D. 6 (16)]

Proforma regarding quarterly statement to be supplied by D.D.5/D.D.6 Licensee

1. Name and complete address of the licensee ..
2. (i) Licence No. in Form D.D.5 ..
   (ii) Licence No. in Form D.D.6 ..
3. Name of the manufactured drugs
4. Opening balance at the beginning of the quarter ..
5. Quantity received during the quarter ..
6. Total of Serial Nos. 4 and 5 ..
7. Quantity sold during the quarter..
8. Balance in hand at the end of the quarter ..

_____

Signature of the licensee. "

HARDIAL SINGH,
Secretary to Government, Punjab,
Department of Health and Family Welfare.

40651 CS (P)—Govt. Press, Chd.