

Revenue (1898) Department.

MISCELLANEOUS SERIES.

G.O., No. 2585

DATED 17th June 1898

[Despatch Abstract.]

Approving the amended form of licence ~~referred~~
to be granted to medical practitioners to
manufacture nitrochlorine drugs for purposes
other than smoking.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

REVENUE DEPARTMENT.

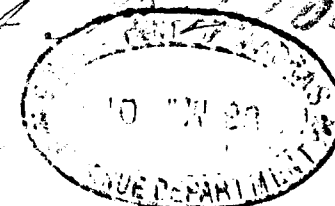
1898.

Current

Board of Revenue

(Separate Revenue),

MADRAS.



Sp. Rev. Secy. 11/6/98

Printed June 4th.

Read 10 a

Regis 12 a

Proceedings, No. 110, 5th April 1898.

G.O. No. 2585 d/14th June 98.

The amended form of license submitted by the Board of Revenue is approved.

APRIL.

KD
16/6/98

8/7/98

Note

The form of license to be provided by the Board of Rev requires the previous "sanction of the Government in Council" (vide Rule 5 on page 5 of G.O. 562 26-10-96)

To the B. of Rev (L.R.) - D. 21.6.98.

Communicating to all Collectors and Deputy and Assistant Commissioners and Inspectors of Salt, Abkari and Customs Department Government Order directing the publication in the Fort St. George Gazette of a notification making certain modifications in the rules under the Opium Act, 1878, fixing the maximum limit of sale by retail in the Agencies of the Ganjam, Vizagapatam and Godavari districts, and submitting to Government for approval an amended form of the license to be granted to medical practitioners.

PROCEEDINGS OF THE BOARD OF REVENUE
(SEPARATE REVENUE).

READ—the following G.O., No. 59, Revenue, dated 31st January 1898 :—

Read—the following letter from W. S. MEYER, Esq., Officiating Deputy Secretary to the Government of India, Finance and Commerce Department, to the Secretary to the Government of Madras, Revenue Department, dated Calcutta, the 19th January 1898, No. 270-Ex. :—

I am directed to acknowledge the receipt of your letter No. 740, dated the 31st August 1897, submitting, for the approval of the Government of India, a draft notification making certain modifications in the rules under the Opium Act, 1878, in force in the Madras Presidency with a view (1) to adapt them to the special circumstances of the Agency tracts of Ganjám, Vizagapatam and Górávari, and (2) to provide for the transport, on account of the Government, of opium, intoxicating drugs and poppy-heads throughout the Presidency.

2. I am to say that the Government of India approve in substance of the amendments proposed, but that they are of opinion that their form might, with advantage, be modified as in the revised draft notification enclosed. The principal modifications therein made, as compared with the draft submitted with your letter, are the following :—

(1) The definitions of “wholesale” and “retail” sale in clauses (12) and (13) of Rule I of the Madras Opium Rules have been amplified in accordance with amendment of Rules III and XXVIII.

(2) In the new Rule VIIA proposed by the Madras Government, the words “used for purposes other than smoking” have been omitted as unnecessary, for under present conditions the transport of smoking preparations by or on account of Government is out of the question.

(3) The amendment of Rule XXXI has been worded so as to make it clear that the words inserted are qualified by the words “at the commencement of each year” occurring at the close of the penultimate sentence of the rule as it now stands, which is presumably what is intended.

(4) In the amendment of Rule XXXV it has been made clear that the words “monopolies of supply and of vend” and “manufacture and vend” relate to the monopolies of supply and vend of opium, and manufacture and vend of intoxicating drugs, respectively.

3. Opportunity has also been taken of the present amendment of the rules to make provision therein (a) for the manufacture without a license by private individuals for their domestic consumption of intoxicating drugs, other than those used for smoking, in such quantities and from such opium as they may be lawfully entitled to possess; (b) for the possession by these persons of the said drugs when so manufactured; and (c) for the manufacture by medical practitioners licensed under Rule V of similar drugs in accordance with the terms of their license. The drugs in question, I am to observe, include medicinal and quasi-medicinal preparations of opium; and in dealing with the revision of the Opium Rules of other provinces with reference to the policy of prohibiting the sale of preparations of opium used for smoking and of restricting their manufacture and use by private individuals, the Government of India have decided that it is unnecessary to extend the special restrictions necessary in regard to the manufacture and use of these latter to non-smoking preparations. Rules II and III of the existing Madras Rules, which permit of the manufacture of drugs not used for smoking only by farmers and licensed vendors in accordance with the terms of their license, and allow of their possession by private persons only if obtained by purchase from licensed vendors, &c., have accordingly been amended so as to give effect to the above decision.

4. I am to say that if the revised draft notification herewith forwarded meets with the approval of His Excellency the Governor in Council, it may be published in the *Fort St. George Gazette* without further reference to this department.

Order—No. 59, Revenue, dated 31st January 1898.

Separate Revenue, No. 8.

Communicated to the Board of Revenue in continuation of G.O., No. 739, dated 31st August 1897.

2. The notification will be published in three successive issues of the *Fort St. George Gazette*.

(True Extract.)

(Signed) G. S. FORBES,
Ag. Secretary to Government.

To the Board of Revenue (Separate Revenue).
„ Superintendent, Government Press,
with notification.

NOTIFICATION.

In exercise of the power conferred by section 5 of the Opium Act, 1878 (I of 1878), and with the previous sanction of the Governor-General in Council, the Governor of Fort St. George in Council is pleased to make the following amendments and additions to the rules published with Notification No. 556, dated the 26th October 1896, at pages 1431 to 1444 of the *Fort St. George Gazette*, dated the 24th November 1896, Part I, namely :—

1. In clauses (12) and (13) of Rule I, after the words “three tolas” the following shall be added, namely :—

“(and in the Agencies of Ganjám, Vizagapatam and Górávari, such limit up to six tolas as the Board may from time to time prescribe.)”

2. For rule II the following rule shall be substituted, namely :—

“II.—The manufacture of intoxicating drugs is permitted—

(a) by any person, for his private consumption and not for sale, in such quantities and from such opium as he may be entitled to possess under Rule III or Rule VI;

(b) by any farmer, licensed vendor or medical practitioner in accordance with the terms of his farm or license.”

3. For Rule III the following rule shall be substituted, namely :—

“III.—Any person may have in his possession—

(a) in the Agencies of Ganjám, Vizagapatam and Górávari any quantity up to such limit, not exceeding six tolas, as the Board may from time to time prescribe, and elsewhere any quantity not exceeding three tolas, of raw opium or intoxicating drugs used for purposes other than smoking;

(b) any quantity not exceeding five seers of poppy heads;

(c) any quantity not exceeding one tola of intoxicating drugs used for smoking.

Provided that the said articles not being intoxicating drugs used for smoking, shall have been obtained by purchase from the Government or from a farmer, licensed vendor or medical practitioner; or, being intoxicating drugs whether used for smoking or other purposes, shall have been manufactured for private consumption from opium so obtained.”

4. After Rule VII the following rule shall be inserted, namely :—

“VIIA.—The transport of opium, intoxicating drugs, and poppy heads on account of Government is permitted.”

5. To Rule VIII the following paragraph shall be added, namely :—

“For the purposes of this rule the Agencies of Ganjám, Vizagapatam and Górávari shall be deemed to be separate districts.”

6. In Rule XXVIII, after the words “three tolas” the following shall be added, namely :—

“(and in the Agencies of Ganjám, Vizagapatam and Górávari up to such limit not exceeding six tolas as the Board may from time to time prescribe.)”

7. In Rule XXXI, after the words "put up to auction" the following shall be added, namely:—
 "(or in the Agencies of Ganjám, Vizagapatam and Gó dávari may be granted on tenders, or for fixed fees or free of fee, as the Board may order.)"
8. For the first fifty-eight words of Rule XXXV—the following shall be substituted, namely:—
 "With the sanction of the Board, the Collector may let in farm for a term not exceeding five years the duties leviable on the supply and vend of opium, or the manufacture and vend of intoxicating drugs used for purposes other than smoking, either jointly or severally. The Board may prescribe rules (a) for the invitation and acceptance of tenders for such farm or for its sale by public auction ;".

RESOLUTION—No. 110, dated 5th April 1898.

Communicated to all Collectors and to Deputy and Assistant Commissioners and Inspectors of the Salt, Abkari and Customs Department.

2. Under revised Rule XXVIII the Board prescribes 3 tolas of raw opium or preparations thereof used for purposes other than smoking, as the maximum limit of retail sale in the Agencies of the Ganjam and Vizagapatam districts and 6 tolas in the Gó dávari Agency as heretofore.

3. In revising the Opium Rules the Government of India has added a new provision permitting medical practitioners to manufacture intoxicating drugs used for purposes other than smoking in accordance with the terms of their license. The Board accordingly begs to submit for the approval of Government, under Rule V of the Opium Rules, an amended form of the license to be granted to medical practitioners.

(True Copy and Extract.)

(Signed)

(True Copy.)

C. G. TODHUNTER,
Acting Secretary.

Acting Secretary.

Ag. Asst. Secretary.

To the Secretary to Government, Revenue Department.
 „ all Collectors (D.Os.—Tahsils and independent).

„ Deputy Commissioners of Salt, Abkari and Customs.

„ Assistant Commissioners of Salt, Abkari and Customs Department.
„ Inspectors.

„ Inspectors. Commissioners of Salt, Abkari and Customs Department.

APPENDIX.

Special License to Medical Practitioner under Rule V of the Opium Rules.
(To be granted by the Collector.)

(To be granted by the Collector.)

District _____
 Number of License in Register _____
 Name of Medical Practitioner _____
 Locality of shop _____

Be it known that

by the Collector of district, following the profession of Medical Practitioner, is hereby authorised to possess and retail opium, intoxicating drugs used for purposes other than smoking, or poppy-heads, (and to manufacture intoxicating drugs used for purposes other than smoking) from the date of this license to the day of 189 , subject to the following conditions:—

I. That he shall sell no opium

I. That he shall sell no opium or poppy-heads but such as he may purchase from Government or from a licensed importer or vendor or a farmer under Rule XXVI of the Opium Rules (and that he shall sell no intoxicating drugs used for purposes other than smoking but such as he may purchase, or manufacture from opium purchased from Government or from a licensed importer or vendor or a farmer under the said rule.)

II. That he shall use such opium, intoxicating drugs used for purposes other than smoking or poppy-heads, *bonâ fide* as medicine, or in medical preparations or prescriptions only.

II. That he shall use such opium, intoxicating drugs used for purposes other than smoking or poppy-heads, *bonâ fide* as medicine, or in medical preparations or prescriptions only.

III. That he shall not keep or sell such opium, intoxicating drugs used for purposes other than smoking, or poppy-heads or manufacture such intoxicating drugs in virtue of this license at any other place than the premises the boundaries of which are specified in the schedule hereunto annexed, nor sell such opium, &c., except for medicinal purposes.

IV. That he shall keep no greater quantity than seers of opium, seers
of intoxicating drugs used for purposes other than smoking, and seers of poppy-heads, and
manufacture no greater quantity than seers of such intoxicating drugs; in virtue of this
license at the same time.

V. That he shall be bound by any additional general rules which may, from time to time, be prescribed under the Opium Act now in force, or such other law as may hereafter be enacted, and shall, on requisition by the Collector, or by any officer duly authorized by the Collector, deliver up his license for amendment or for the issue of a fresh license accordingly.

Dated

(Signed)

SCHEDULE showing the boundaries of the shop.

Street and Door number or other particulars.	Bounded on the				Remarks.
	North by	East by	South by	West by	

Date _____

Collector.

Huzur Sheristadar.

Vernacular Clerk.

Exd. A. F. Eccleston

When given for copying _____
When copied _____
When examined _____
When signed _____

189 .

READ AGAIN G.O., No.

DATED

189 ,

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

.. .. A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—

A = Copy in full.
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