

Opium Act, 1857

Section 1 - SHORT TITLE AND EXTENT

OPIUM ACT, 1857 OPIUM ACT, 1857 An Act to consolidate and amend the law relating to the cultivation of the poppy and the manufacture of opium 2 [* *]. Preamble.-Whereas the existing law relating to the cultivation of the poppy and the manufacture of opium on account of Government is in some respects inconsistent with the practice which now obtains under agreement between the Opium Agents and the cultivators, and it is expedient that such in- consistency should be removed; And whereas it is also expedient3[* * *] that the laws for preventing the illicit cultivation of the poppy, and for regulating the cultivation of the poppy and the manufacture of opium on account of Government, should be consolidated and amended; It is enacted as follows:- This Act has been declared to be in force throughout the former Province of Bengal and the former North-Western Provinces except the Scheduled Districts by the Laws Local Extent Act, 1874 (15 of 1874), Sections 6 and 7. It has also been declared to be in force in the Santhal Parganaa (now in Bihar) by Regn. III of 1872, Section 3 (1) and Schedule; and in Oudh (now in Uttar Pradesh), subject to certain modifications by Section 3 (e) of the Oudh Laws Act, 1876 (18 of 1876), and Schedule II. Sections 21 to 23 and 25 to 29 of the Act have been declared to be in force in the Central Provinces (Mahakoshal Region of the Madhya Pradesh State): by Sec. 3 of the C. P. Laws Act, 1875 (20 of 1875), and Schedule. It has been declared by notification under the Scheduled Districts Act, 1874 (14 of 1874), 'Section 3, to be in force in- West Jalpaiguri in the Jalpaiguri District (West Bengal): see Gazette of India, 1881, Pt. I, page 74; Kumaon, Garhwal, the Schedule portion of the Mirzapur District and the Taral Parganas (Uttar Pradesh): see Gazette of India, 1879, Pt. I, p. 383. the Districts of Hazaribagh, Ranchi, Palamau and Manbhum, and Pargana Dhal- bhum and the Kolhan and the Porahat Estate in the district of Singhbhum In the Chota Nagpur Division (Bihar): see Gazette of India, 1881, Pt. I, p. 504. The Act has been extended to the new Provinces and merged States by the Merged States (Laws) Act, 1949 (59 of 1949), Section 3(1-1-1950) and to the States of Manipur, Tripura and Vindhya Pradesh by the Union Territories (Laws) Act, 1950 (30 of 1950), Section 3(16-4-1950). Manipur and Tripura are full-fledged States with effect from 21-1-1972. Vindhya Pradesh now forms part of the State of Madhya Pradesh-See Act 37 of 1956, Section 9 (1) (e). It has also been extended to States merged in the State of- Madhya Pradesh: see Madhya Pradesh Act XII of 1950, Section 3 (3-4-1950); Punjab: see Punjab Act V of 1950, Section 3 (15-4-1950). The Act has been now extended to the Union territories of Goa, Daman and Diu by Regn. XII of 1962 (31-3-1963) and to Laccadive, Minicoy and Amindivi Islands by Regn. VIII of 1965 (1-10-1967). The Act enforced in Union Territory of Goa, Daman and Diu on 31-1-1963, See Goa Govt. Gaz., 31-1-1963, Sr. I, No. 5 (Supplement) p. 31. It has also been extended to the Union territory of Dadra and Nagar Haveli by Notification No. G.S.R. 450 of 1968 published under Sec. 10 of Act 35 of 1961, with effect from 1-4-1968. It extends to Jammu and Kashmir as well-See Section 2 of Act 62 of 1956. The validity of the Act is not affected by the Dangerous Drugs Act, 1930 (11 of 1930), or by the rules made there under: see Section 39 (2) of that Act. 1) This Act may be called THE OPIUM ACT, 1857. (2) It extends to the whole of India 5 [* * *].]

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