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**Diploma in Pharmacy 2<sup>nd</sup> Year**  
**Pharmacy Law & Ethics**  
**Important Questions**  
**Chapter 4 : Narcotic Drugs and Psychotropic Substances Act 1985 and Rules**

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# Chapter 4

## Narcotic Drugs and Psychotropic Substances Act 1985 and Rules

### IMPORTANT Questions

#### Q1. Write a note on Narcotic drugs and Psychotropic Substance Act 1985 & Rules.

##### Ans.

- The central acts like Opium Act 1857, the opium Act, 1878 & the Dangerous Drugs Act, 1930 were enacted a long time ago.
- With the changing circumstances and the developments in the field illicit drugs traffic and drugs abuse at national and International level many drawbacks have come to notice in the said Acts.
- The government of India has repealed these old Acts passed the:
- These Acts established in 14 November 1985.
- It also provides the licensing system for both central & state government.

#### Objectives

- To amend and consolidate the law related to narcotics drugs.
- To control, prohibit and regulate the operations related to NDPS.
- To make stringent provisions to control and regulate the operations/ activities related to narcotic drugs and psychotropic substances.
- To provide licensing system to regulate cultivation, manufacturing, import, export, sale, transportation of narcotic drugs and psychotropic substances.
- To provide a mechanism for the implementation of the Provisions of the International Conventions on NDPS.

#### Q2. Describe the Prohibition, Control and Regulation of NDPS

##### Ans. Prohibition of Certain Operations

- Cultivation of any Coca plant or gathering of any portion of Coca.
- Cultivation of opium Poppy or any Cannabis plant.
- Production, Manufacture, Possess, sell, Purchase, transport, store, use, Import Inter-state, export inter-state, import into India, Export from India any narcotic drug or psychotropic substances.
- And activities related to these things.

#### Control And Regulation

- The Central and State Government provides permit, license and regulate:
- The cultivation and collection of Coca and opium plant and possession, sale, purchase Import, export manufacture etc

### Q3. Give the Offences and Penalties under NDPS Act 1985.

Ans.

## Offences and Penalties

Offences	Penalties
a. Contravention of Act and rules related to NDPS	Rigorous Imprisonment for 10-20 years .
a.) illegal import or export into or out of India or dealings in NDPS . b.) Allowing use of premises , vehicles etc. For doing offences under the act . c.) Embezzlement of opium by licensed Cultivators . d.) Contravention relating to cannabis plant and cannabis other than ganja .	1-2 lacs Rs. or more
Contravention relating to cannabis plant and cannabis related to ganja	Rigorous Imprisonment for up to 5 years and fine up to 50, 000 rupees
Failure to keep accounts submit returns as required or keeping false accounts or making false statements	Rigorous Imprisonment for up to 5 years and fine up to 50, 000 rupees
a) failure to produce license , permits etc . on demand by authorities . b) willful breaking of any provision of Act , for which no penalty is mentioned	Rigorous Imprisonment for up to 3 years or fine or both
Illegal possession for personal use or consumption of NDPS	Rigorous Imprisonment for up to 1 year or fine or both
Offences for which no punishment is separately provided .	Rigorous Imprisonment for up to 6 months or fine
Attempt of above offenses	Rigorous Imprisonment for up to 6 months or fine

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