

PART IV

MISCELLANEOUS

Provisions of sections 3, 4, 5, 6, 7 and 8 to apply to Parts II and III.

29. The provisions of sections 3, 4, 5, 6, 7 and 8 of this Act shall mutatis mutandis apply to and in relation to the provisions of Parts II and III of the Act.

Amendment of First Schedule by Resolution of Parliament.

30. (1) Parliament may by Resolution amend the First Schedule to this Act, by adding any substance to Table I or Table II thereto, or omitting any drug from the aforesaid Tables or transferring any substance from one Table to the other, in order to give effect to the changes made to Table I and Table II of the 1988 United Nations Convention.

(2) Upon the Resolution seeking to amend the Schedule being approved by Parliament in accordance with the Standing Orders of Parliament, the Secretary to the Ministry of the Minister shall publish a Notification in the Gazette setting out the content of the Resolution in such manner as indicates the amendment made to the Schedule.

Regulations.

31. (1) The Minister may make regulations under this Act for the any matter authorized or required to be made under this Act, or for the purpose of carrying out or giving effect to the principles and provisions of this Act.

(2) Without prejudice to the generality of the powers conferred him by subsection (1), the Minister may make regulations in respect of all or any of the following matters

(a) the manner in which applications for licenses and registration of premises under sections 19 and 20 are to be made, the forms to be used for such purpose and the fees to be charged ;

(b) the registers and records that need to be maintained by importers and exporters in terms of sections 19 and 20 including details of

(i) the names and addresses of importers or exporters and where possible the name of the consignees;

(ii) the name of the substance being imported or exported with details of quantities ;

(iii) points of entry and dates of dispatch of the substances ;

(iv) the purpose, in relation to the particular industry, for which the substance is imported;

(c) the matters to be included in the quarterly returns to be submitted in terms of section 20, reflecting the details of imports, exports, use, manufacture and distribution of the substances included in Table I and Table II of the 1988 United Nations Convention ; and

(d) the manner of monitoring and the persons responsible for monitoring the activities and records specified in the Act.

(3) Every regulation made by the Minister shall be published in the Gazette and shall come into operation on the date of such publication or on such later date as may be specified in the regulation.

(4) Every regulation made by the Minister shall as soon as convenient after its publication in the Gazette be brought before Parliament for its approval. Any regulation which is not so approved shall be deemed to be rescinded as from the date of disapproval but without prejudice to. Anything previously done thereunder.

(5) Notification of the date on which a regulation is deemed to be rescinded shall be published in the Gazette.

Sinhala text to prevail in case of inconsistency.

32. In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail.

Interpretation.

33. In this Act—

"cannabis plant" means any plant of the genus cannabis ;

"coca bush" means the plant of any species of the genus Erythroxylon ;

"narcotic drug" means any drug specified in the Third Schedule to the Act;

"opium poppy" means the plant of the species papaver somniferum ;

"Precursor Control Authority" means the person or body of persons that the Minister shall by Order published in the Gazette appoint as the Authority for the purposes of section 18;

"proceeds" means any property derived from or obtained, directly or indirectly, through the commission of an offence established in accordance with paragraph (a) of subsection (1) of section 2 ;

"property" means, assets of every kind whether corporeal or incorporeal , movable or immovable, tangible or intangible and legal documents or instruments evidencing title to, or interest in such assets ;

"psychotropic substance" means any substance natural or synthetic or any natural material specified in the Fourth Schedule to the Act.