

6. All original storage and removal permits shall be delivered to the Godown Company or the Opium Farmer as the case may be and shall be forthwith returned by them to the Superintendent of Imports and Exports.

7. The Superintendent of Imports and Exports, his staff and the Police shall at all times have access to all morphine and compounds of opium stored in bonded warehouses.

A. G. M. FLETCHER,
Clerk of Councils.

COUNCIL CHAMBER,
8th November, 1906.

FORM 1.

Store Permit.

_____ is authorized to land from
the _____ packages of _____ with
numbers and marks as noted below, and to store the same in the

Hongkong,

190 .

Superintendent.

FORM 2.

Removal Permit.

_____ is authorized to remove
packages of _____
marked and numbered as below, from
_____ for exportation.

Hongkong,

190 .

Superintendent.

LEGISLATIVE COUNCIL.

No. 934.—His Excellency the Governor has given his assent, in the name and on behalf of His Majesty the KING, to the following Ordinance passed by the Legislative Council:—

Ordinance No. 15 of 1906.—An Ordinance to amend the Prepared Opium Ordinance, 1891.

HONGKONG.

No. 15 OF 1906.

An Ordinance to amend The Prepared Opium Ordinance, 1891.



M. NATHAN,

Governor.

[8th November, 1906.]

BE it enacted by the Governor of Hongkong, with the advice and consent of the Legislative Council thereof, as follows:—

Short title and construction.

1. This Ordinance may be cited as The Prepared Opium Amendment Ordinance, 1906, and shall be read and construed as one with The Prepared Opium Ordinance, 1891, hereinafter called the Principal Ordinance.

Amendment of section 2 of the Principal Ordinance.

2. Section 2 of the Principal Ordinance shall be amended by the addition of the following definitions:—

Definitions of "compound of opium" and "morphine".

"The expression "compound of opium" means any substance, not coming within the above definition of prepared opium, which contains opium, or any constituent or alkaloid thereof, however the original form of such opium may have been altered.

"Morphine" includes morphia and all salts of morphine and any solution or preparation containing morphine."

New proviso substituted for proviso to section 10 of the Principal Ordinance.

3. The proviso to section 10 of the Principal Ordinance is hereby repealed and the following substituted therefor:—

"Provided that no trader in opium shall be prevented from *bonâ fide* testing samples of opium obtained in accordance with the provisions of any Ordinance for the time being in force relating to raw opium and keeping the same for the purposes of his trade, the burden of proof whereof shall in each case be upon any person alleging the same in his defence."

Conditional licence for importing &c., morphine and compounds of opium for sale or use within the Colony.

4. After section 12 of the Principal Ordinance the following shall be inserted:—

"Compounds of Opium.

12a. (1.) It shall be lawful for the Governor-in-Council to grant licences to such persons as he may think fit in such numbers as he may deem suitable and on such conditions as he may consider proper for importing for sale or use within the Colony, preparing, manufacturing, or dealing in morphine and compounds of opium, and any person so importing, manufacturing, or dealing in morphine or any compound of opium without such licence shall be guilty of an offence against this Ordinance.

This sub-section shall not apply to morphine or compounds of opium in transit.

(2.) Any such licence may be revoked by the Governor-in-Council at his discretion and without assigning cause.

(3.) There shall be paid for each such licence an annual fee of twenty-five dollars which shall be awarded to the Opium Farmer.

(4.) If the holder of any such licence does not comply with the conditions he shall be guilty of an offence against this Ordinance.

12b. Every importer whether for exportation from or for sale or use within the Colony of morphine or any compound of opium shall on the importation thereof truly declare before the Superintendent of Imports and Exports the amount of morphine or opium contained therein and any such importer making a false declaration in this regard shall be guilty of an offence against this Ordinance. Declaration on importation.

12c. Every importer of morphine or any compound of opium which is intended for sale or use in the Colony shall pay to the Opium Farmer a royalty thereon calculated at the rate of thirty dollars per tael of morphine and three dollars per tael of opium which royalty shall be paid to the Opium Farmer and may be recovered by the Opium Farmer in a summary way before a Magistrate. Royalty on morphine and compounds of opium imported for use in the Colony.

The Governor-in-Council may at his discretion exempt any medicine containing morphine or opium or any compound of opium manufactured in and imported from Europe, America, or any British Colony from the provisions of the Principal Ordinance and this Ordinance: the name and description of any medicine so exempted shall be published in *The Gazette*. Exemptions.

12d. The Governor shall and the Opium Farmer may establish one or more bonded warehouses for the use of dealers in morphine and compounds of opium imported for exportation and not for use or sale in the Colony and all such morphine and compounds of opium shall be stored in such warehouse or warehouses. Bonded warehouses for morphine and compounds of opium.

The Governor-in-Council may from time to time make, vary and rescind regulations with regard to the storage and removal of morphine and compounds of opium in and from such warehouses, to the payment of charges for storage therein and to such other purposes as the Governor-in-Council may deem desirable and such regulations when published in *The Gazette* shall have the force of law. Regulations.

5. Section 30 of the Principal Ordinance is hereby amended by inserting the words "compounds of opium, morphine," after the words "gross opium". Amendment of section 30 of the Principal Ordinance to include compounds of opium and morphine.

6. The Prepared Opium Amendment Ordinance, 1904, is hereby repealed. Repeal of Ordinance No. 10 of 1904.

Passed the Legislative Council of Hongkong, this 11th day of October, 1906.

A. G. M. FLETCHER,
Clerk of Councils.

Assented to by His Excellency the Governor, the 8th day of November, 1906.

T. SERCOMBE SMITH,
Colonial Secretary.