

DANGEROUS DRUGS

PART III. *Prepared Opium*

Export or  
import of  
prepared  
opium.  
17/1987  
S. 6.

6. Every person who imports or brings into, or exports from, the Island any prepared opium shall be guilty of an offence against this Act.

Manufac-  
turing, sell-  
ing, using,  
etc., pre-  
pared  
opium  
an offence.  
17/1987  
S. 5 (a), (b).

7. Every person who—

(a) manufactures, sells, or otherwise deals in, prepared opium; or

(b) has in his possession any prepared opium; or

(c) being the occupier of any premises permits those premises to be used for the purpose of the preparation of opium for smoking or for the sale, or smoking, of prepared opium; or

17/1987  
S. 5(c).

(d) is concerned in the management of any premises which he knows is being used for any such purpose as is set out in paragraph (c); or

(e) has in his possession any pipes or other utensils for use in connection with the smoking of opium, or any utensils used in connection with the preparation of opium for smoking; or

(f) smokes or otherwise uses prepared opium, or frequents any place used for the purpose of opium smoking,

shall be guilty of an offence against this Act.

17/1987  
S. 6.

PART IIIA. *Ganja*

Export or  
import of  
ganja.

7A.—(1) Every person who imports or exports or takes any steps preparatory to exporting ganja shall be guilty of an offence and—

(a) on conviction before a Circuit Court, shall be sentenced to a fine of not less than five hundred dollars for each ounce of ganja which the Court is satisfied is the subject-matter of the offence or to imprisonment for a term not exceeding thirty-five years or to both such fine and imprisonment; or

30/1994  
S. 3 (a).

(b) on summary conviction before a Resident Magistrate, notwithstanding section 44 of the Interpretation Act, shall be liable—

(i) to a fine which shall not be less than three hundred dollars, nor more than five hundred dollars, for each ounce of ganja which the Resident Magistrate is satisfied is the subject-matter of the offence, so, however, that any such fine shall not exceed five hundred thousand dollars; or

30/1994  
S. 3 (b).

(ii) to imprisonment for a term not exceeding three years; or

(iii) to both such fine and imprisonment.

(2) Where there is evidence—

(a) that the ganja for which an accused person has been charged under this section is packaged in such a way as to make it reasonably suitable for exporting; or

(b) that the ganja for which a person is charged was found to be in or at any prescribed port or place, that evidence shall be *prima facie* evidence of steps being taken preparatory to the exporting of the ganja by the person charged.

(3) In this section the expressions “export” and “import” shall have the same meanings as in section 12.