

1201  
23/02/2018

No. EXC/3373/2017-XC4

Commissionerate of Excise  
Thiruvananthapuram  
Dated : 22/02/2018

**CIRCULAR**

Sub:- NDPS Rules, 1985 – Amendment as per Narcotic Drugs and Psychotropic Substances (Third Amendment) Rules, 2015 – Possession, Inter-State Import and Export, Sale, Purchase, Consumption and Use of formulations of Essential Narcotic Drugs – Powers for grant/ renewal/ suspension/ cancellation of permits – Reg:-

- Ref:-
1. Narcotic Drugs and Psychotropic Substances (Third Amendment) Rules, 2015.
  2. Minutes of the high level meeting held on 06/06/2017, on the implementation of provisions of NDPS (3<sup>rd</sup> Amendment) Rules, 2015.
  3. Government letter No. F1/103/2017/H&FWD dated 16/11/2017.
  4. Letter No. B.5495/2017/DC dated 18/12/2017, of the Drugs Controller, Kerala, Thiruvananthapuram.
  5. Letter No. B.15086/2017/DC dated 05/01/2018, of the Drugs Controller, Kerala, Thiruvananthapuram.

The Narcotic Drugs and Psychotropic Substances (Third Amendment) Rules, 2015, was notified vide G.S.R. 359(E) dated 05/05/2015. As per the notification S.O. 1181(E) dated 05/05/2015, the narcotic medicines such as Morphine, Codeine, Oxycodone, Hydrocodone, Fentanyl, Methadone and its salt are termed as Essential Narcotic Drugs (END). As per the rules, the Drugs Controller of the respective State has been designated as the authorized officer for providing recognition to a medical institution as Recognized Medical Institution (RMI), in Form 3G, for possessing, dispensing or selling END for medical purposes.

In the above circumstances, and as per the decision in the high level meeting on the implementation of the provisions of the Narcotic Drugs and Psychotropic Substances (Third Amendment) Rules, 2015, cited 3<sup>rd</sup> above, the following instructions are hereby issued for strict compliance.

23/2/18  
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1. In the case of ND1/ND3 Licence, issuance/renewal of licence can be done except in the case of Essential Narcotic Drugs. In the case of Essential Narcotic Drugs, the Drugs Controller is the competent authority. Hence, the present licence may also be modified accordingly.
2. In the case of Import Certificate for all the narcotic drugs except Essential Narcotic Drugs, the application may be forwarded to Excise Commissioner. In the case of Essential Narcotic Drugs, only consignment note under Form 3C is needed for any person who is permitted to possess the same, upto the quantity he is permitted to possess.
3. After 01/01/2018, for the destruction of expired stock of Essential Narcotic Drugs, the Drugs Controller is authorized as per rule 52M(2) of the Narcotic Drugs and Psychotropic Substances Rules, 1985. Hence, fresh application in this regard need not be forwarded to Excise Commissioner.

Sd/-

**EXCISE COMMISSIONER**

- Copy to :
1. Additional Excise Commissioner (Enft) / (Admn)
  2. Joint Excise Commissioner/ Deputy Excise Commissioner (All)
  3. The Drugs Controller, Kerala, Thiruvananthapuram.
  4. Order File / Stock File.

Forwarded/By order

*M. S. V. N. M. S.*  
Superintendent