

# POISONS ACT, 1919



# Introduction

- The Poisons Act was passed on 3<sup>rd</sup> Sep., 1919 with a view to control the import, possession and sale of poisons.
- The act extends to the whole of India except the state of Jammu & Kashmir where only certain provisions related to the importation of specified poisons into are applicable.

# IMPORT of POISONS

- ✓ The import of poisons is permitted only by person to have been granted licence for the purpose by the Central Government.
- ✓ Such persons may import poisons across one of the defined custom frontiers (Approaching a wave or obstacle forward, rather than backward).  
and in accordance with the condition of the licence.

# Possession, Possession for sale and sale of any Poison

1. **Possession for sale and sale of any poison:**
  - State government.
    - i. Grant of license and fixing fees.
    - ii. Classes of persons to whom license is granted.
    - iii. Maximum quantity of poison sold to any person.
    - iv. Maintenance of register for sale of poison.
    - v. Safe custody and labeling.
    - vi. Inspection and examination of poison possessed for sale.



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## 2. Possession of any poison:

- **State Government:**

- i. Used for murder or poisoning cattle's.
- ii. Break of this rule punishable with **imprisonment of 1 year or fine of 1000 rupees or both.**

## 3. Import of Poison:

- Allowed under specific conditions of license, central government regulates grant of such license.

# Inspection and Examination of any such poison possessed by a vendor for Sale

- The poisons and the records maintained for their sale are subject to inspection, by persons, authorised in this behalf by the State Governments.
- The State Governments are also empowered to regulate the possession of any specified poison in any local area.

# Offences and Penalties

- Penalty for unlawful importation, possession for sale
- and sale of any poison.
  1. Unlawful possession for sale of poison.
  2. Importation without license.
  3. Breach of condition of license.
- Punishable with:-
  1. imprisonment:- 3 months or fine 500 rupees or both on first conviction.
  2. Imprisonment:- 6 months or fine 1000 rupees or both on
- second or subsequent conviction

# List of Poisonous substances

- **List A:-** Aconite, Arsenic, Coca, Digitalis, Lead etc.
- **List B:-** Eessential oils of almonds, Chloroform, Carbolic acids, All oxides of mercury, Sulphonal, Zinc Chloride etc.



# Issue of Warrants

The District Magistrate, the Sub-divisional Magistrates and the Commissioner of Police have been empowered to issue warrants for the search of any place, where they have reasons to believe or suspect, that a contraband poison is sold, kept or concealed.

