Final Act of the United Nations Opium Conference held at United Nations Headquarters, New York, from 11 May to 18 June 1953;

Protocol for Limiting and Regulating the Cultivation of the Poppy Plant, the Production of, International and Wholesale Trade in, and Use of Opium.

Both done at New York, on 23 June 1953

Official texts : English, French, Chinese, Russian and Spanish.

Registered ex officio on 8 March 1963.
No. 6555. FINAL ACT OF THE UNITED NATIONS OPIUM CONFERENCE HELD AT UNITED NATIONS HEADQUARTERS, NEW YORK, FROM 11 MAY TO 18 JUNE 1953. DONE AT NEW YORK, ON 23 JUNE 1953

The United Nations Opium Conference was convened by the Secretary-General of the United Nations in conformity with resolution 436 A (XIV)\(^1\) of the United Nations Economic and Social Council, dated 27 May 1952.

In accordance with the terms of that resolution, States Members of the United Nations and non-member States parties to the international Conventions concerning narcotic drugs were invited to the Conference. Libya, Nepal, the Republic of Korea and Spain were also invited to attend the Conference in accordance with the terms of resolution 478 (XV)\(^2\) of the Council. Representatives of the specialized agencies, the Permanent Central Board and the Supervisory Body were also invited with the same rights and privileges as they enjoy at sessions of the Council.

The Conference was held at United Nations Headquarters, New York, from 11 May to 18 June 1953.

The Governments of the following States were represented at the Conference by representatives:

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The Governments of the following States were represented at the Conference by observers:

Argentina  Indonesia
Bolivia  Sweden
Costa Rica  Thailand
Haiti

The representatives of the following organizations took part in the work of the Conference:

Permanent Central Board: Mr. Herbert L. May, President of the Permanent Central Board.
Supervisory Body: Col. C. H. L. Sharman, Vice-Chairman of the Supervisory Body.

World Health Organization: Dr. M. S. Ingalls, liaison officer; Mrs. S. Meagher, liaison officer.

In accordance with rules 46 and 47 of the rules of procedure adopted by the Conference, the observers and the representatives of the above-mentioned organizations participated in the work of the Conference without the right to vote.

The Conference elected as President Dr. Auguste Lindt, Switzerland, and as Vice-Presidents:

Mr. D. M. Johnson, Canada (Alternate: Mr. K. C. Hossick);
Sr. R. Ortega Masson, Chile;
Dr. H. Danner, Federal Republic of Germany;
Mr. E. S. Krishnamoorthy, India;
Dr. A. G. Ardalan, Iran;
Mr. J. H. Walker, United Kingdom of Great Britain and Northern Ireland.

The Conference set up a Business Committee consisting of the President and the Vice-Presidents of the Conference. The Chairmen of the Committees established by the Conference, who were not among the seven officers referred to above, were invited to participate in the proceedings of the Business Committee without vote.

The Conference established a Main Committee, consisting of representatives of all States participating in the Conference, which elected Mr. Charles Vaille, representative of France, as Chairman, and Dr. C. L. Hsia, representative of China, and Dr. Cemalettin Or, representative of Turkey, as Vice-Chairmen. The Conference also set up a Drafting Committee, which elected Mr. Dragan Nikolic, representative of Yugoslavia, as Chairman, and Mr. Robert E. Curran, Q.C., member of the Canadian...
delegation, as Vice-Chairman, and a Credentials Committee, which elected Sr. Luciano Joublanc Rivas, representative of Mexico, as Chairman.

The Conference took as the basis of discussion the text of the Protocol drawn up by the Secretary-General in accordance with the principles adopted by the Commission on Narcotic Drugs at its sixth session held from 10 April to 24 May 1951.

The Conference adopted and opened for signature the Protocol for Limiting and Regulating the Cultivation of the Poppy Plant, the Production of, International and Wholesale Trade in, and use of Opium, annexed to this Final Act; the Conference also adopted the resolutions annexed to this Final Act.

IN WITNESS WHEREOF, the undersigned representatives and observers have signed this Final Act, reserving the position of their respective governments as regards adhesion to the Protocol.

DONE at New York, this twenty-third day of June, one thousand nine hundred and fifty-three, in one copy, in the Chinese, English, French, Russian and Spanish languages, each text being equally authentic. This Final Act and the Protocol annexed thereto shall be deposited with the Secretary-General of the United Nations who shall send certified true copies thereof to Members of the United Nations and to all other States referred to in articles 16 and 18 of the Protocol.
FOR THE KINGDOM OF BELGIUM:
Pour le Royaume de Belgique:
比利時王國:
За Королевство Бельгии:
Por el Reino de Bélgica:

J. Woubroun

FOR THE UNION OF BURMA:
Pour l'Union birmane:
緬甸聯邦:
За Бирманский Союз:
Por la Unión Birmana:

U Ba Maung

FOR CAMBODIA:
Pour le Cambodge:
柬埔寨:
За Камбоджу:
Por Camboya:

Charles Vaille

FOR CANADA:
Pour le Canada:
加拿大:
За Канаду:
Por el Canadá:

David M. Johnson

FOR CHILE:
Pour le Chili:
智利:
За Чили:
Por Chile:

Rudecindo Ortega

No. 6555
FOR CHINA:
POUR LA CHINE:
中 国：
3a 委 委：
POR LA CHINA:

Ching Lin Hsia

FOR DENMARK:
POUR LE DANEMARK:
丹 麦：
3a Дания：
POR DINAMARCA:

William Borberg

FOR THE DOMINICAN REPUBLIC:
POUR LA RÉPUBLIQUE DOMINICAINE:
多明尼加共和國：
3a Доминиканскую Республику：
POR LA REPÚBLICA DOMINICANA:

Joaquín E. Salazar

FOR ECUADOR:
POUR L'EQUATEUR:
厄 华 多：
3a Эквадор：
POR EL ECUADOR:

Arturo Meneses Pallares

FOR EGYPT:
POUR L'EGYPTE:
埃 及：
3a Египет：
POR EGIPTO:

Yehia Sami

No 6555
FOR FRANCE:
POUR LA FRANCE:
法蘭西:
За Францію:
Por Francia:

Charles Vaille

FOR THE FEDERAL REPUBLIC OF GERMANY:
POUR LA RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE:
徳意志聯邦共和國:
За Федеративную Республику Германию:
Por la República Federal Alemana:

Dr. Hans E. Riesser
Dr. Heinrich Danner

FOR GREECE:
POUR LA GRÈCE:
希臘:
За Грецию:
Por Grecia:

Alexis Kyrou

FOR INDIA:
POUR L'INDE:
印度:
За Индию:
Por la India:

E. S. Krishnamoorthy

FOR IRAN:
POUR L'IRAN:
伊朗:
За Иран:
Por Irán:

N. A. Umari
For Iraq:
Pour l'Iрак:
伊拉克:
За Ирак:
Por Irak:

N. A. Umari

For Israel:
Pour Israël:
以色列:
За Израиль:
Por Israel:

Moshe Tov

For Italy:
Pour l'Italie:
義大利:
За Италию:
Por Italia:

Guerino Roberti

For Japan:
Pour le Japon:
日本:
 За Японию:
Por el Japón:

Torao Ushiroku

For the Republic of Korea:
Pour la République de Corée:
大韓民國:
За Корейскую Республику:
Por la República de Corea:

D. Y. Namkoong

No 6555
FOR LEBANON:
Pour le Liban:
黎巴嫩:
За Ливан:
Por el Líbano:

Halim Shebea

FOR LIECHTENSTEIN:
Pour le Liechtenstein:
力昇滕斯坦因:
За Лихтенштейн:
Por Liechtenstein:

A. Lindt

FOR MEXICO:
Pour le Mexique:
墨西哥:
За Мексикой:
Por México:

Luciano Joublanc Rivas

FOR MONACO:
Pour Monaco:
摩納哥:
За Монако:
Por Mónaco:

M. Palmaro

FOR THE KINGDOM OF THE NETHERLANDS:
Pour le Royaume des Pays-Bas:
荷蘭王國:
За Королевство Нидерландов:
Por el Reino de los Países Bajos:

H. Jonker

No. 6555
For Pakistan:
Pour le Pakistan:
巴基斯坦:
За Пакистан:
Por el Pakistán:

V. A. Hamdani

For the Philippine Republic:
Pour la République des Philippines:
菲律宾共和国:
За Филиппинскую Республику:
Por la República de Filipinas:

Eduardo Quintero
Melquiades Ibáñez

For Spain:
Pour l'Espagne:
西班牙:
За Испанию:
Por España:

R. de la Presilla

For Switzerland:
Pour la Suisse:
瑞士:
За Швейцарию:
Por Suiza:

A. Lindt

For Turkey:
Pour la Turquie:
土耳其:
За Турцию:
Por Turquía:

Dr. Cemalettin Or

N° 6555
FOR THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND:
POUR LE ROYAUME-UNI DE GRANDE-BRETAGNE ET D'IRLANDE DU NORD:
大不列颠及北愛爾蘭聯合王國:
За Сочиненное Королевство Великобритании и Северной Ирландии:
POR EL REINO UNIDO DE LA GRAN BRETAÑA E IRLANDA DEL NORTE:

J. H. WALKER
J. K. T. JONES

FOR THE UNITED STATES OF AMERICA:
POUR LES ÉTATS-UNIS D'AMÉRIQUE:
美利堅合眾國:
За Соединенные Штаты Америки:
POR LOS ESTADOS UNIDOS DE AMÉRICA:

Harry J. ANSLINGER

FOR VIET-NAM:
POUR LE VIETNAM:
越南:
За Вьетнам:
POR VIETNAM:

PHAN-HUY-TY

FOR YUGOSLAVIA:
POUR LA YOUGOSLAVIE:
南斯拉夫:
За Югославию:
POR YUGOSLAVIA:

Dragan Nikolić

No. 6355
For Argentina:
Pour l'Argentine:
阿根廷:
За Аргентину:
Por la Argentina:

For Bolivia:
Pour la Bolivie:
玻利維亞:
За Болівію:
Por Bolivia:

For Costa Rica:
Pour le Costa-Rica:
哥斯大黎加:
За Коста-Рику:
Por Costa Rica:

Rubén Esquivel

For Haiti:
Pour Haïti:
海地:
За Гаїті:
Por Haití:

Bertil Renborg
FOR INDONESIA:
Pour l'Indonésie:
印度尼西亚 :
За Индонезию :
Por Indonesia:

For Sweden:
Pour la Suède:
瑞典 :
За Швецию :
Por Suecia:

Bertil Renborg

For Thailand:
Pour la Thaïlande:
泰国 :
За Таиланд :
Por Tailandia:

The President of the Conference:
Le Président de la Conférence:
會議主席 :
Президетль Конференции:
El Presidente de la Conferencia:

A. Lindt

No. 6555
THE SECRETARY-GENERAL OF THE UNITED NATIONS:
Le Secrétaire général de l'Organisation des Nations Unies:
Генеральный Секретарь Организации Объединенных Наций:
聯合國秘書長：
El Secretario General de las Naciones Unidas:

Dag Hammarskjold

THE EXECUTIVE SECRETARY OF THE CONFERENCE:
Le Secrétaire exécutif de la Conférence:
会议行政秘书：
Исполнительный секретарь Конференции:
El Secretario Ejecutivo de la Conferencia:

G. E. Yates
RESOLUTIONS ADOPTED BY THE UNITED NATIONS
OPium Conference

I. The Conference,

Considering the importance of bringing into force with the least possible delay the Protocol for Limiting and Regulating the Cultivation of the Poppy Plant, the Production of, International and Wholesale Trade in, and Use of Opium signed this day and of its adoption and implementation by the largest possible number of States,

Requests the Economic and Social Council and the Secretary-General of the United Nations to use their best endeavours to secure:

(a) The ratification of or accession as soon as possible to the Protocol of all Members of the United Nations and of non-member States invited, in accordance with the instructions of the Council, to participate in the Conference which drew up the Protocol and of any other State to which the Secretary-General at the request of the Council has sent a copy of the Protocol; and

(b) The implementation so far as may be practicable of the provisions of the Protocol by States which have not become Parties.

II. The Conference

Declares that the terms “narcotic substances”, “narcotic drugs”, “narcotic alkaloids” and other similar expressions used in the Protocol shall denote the drugs derived from opium which come within the provisions of the 1931 Convention.

III. The Conference

Declares that the term “cultivate” as used in the Protocol shall be understood to include the meaning of the term “grow”, and any term derived from the term “cultivate” shall be understood to include the meaning of the corresponding derivative of the term “grow”.

IV. The Conference,

Recalling the provisions of article 4 of the Protocol,

Declares that it is understood that the control measures therein provided do not apply to poppy grown exclusively for ornamental purposes.

V. The Conference,

Recalling the provisions of paragraph 5 of article 7 of the Protocol, relating to exports of seized opium under certain circumstances,
1. Suggests that the Permanent Central Board should ordinarily permit the export referred to in that paragraph, provided that the conditions mentioned therein are fulfilled; and

2. Declares that no such export may be made or authorized by the Party concerned until the Board’s permission has been obtained.

VI. THE CONFERENCE,

Recalling that the definition of opium in chapter I of the Protocol excludes galenical preparations which are obtained from opium such as tincture of opium, laudanum, Dover powder, paregoric,

Declares that it is agreed that Parties to the Protocol shall, in accordance with the provisions of article 9 of the Protocol, furnish full statistics of the amounts of opium used in the preparation of galenical preparations, which are included among the opium preparations referred to in sub-paragraph (a) (iii) of paragraph 1 of article 9.

VII. THE CONFERENCE

Declares that wherever the term “year” is used in the Protocol, it means the twelve months from 1 January to 31 December.

VIII. THE CONFERENCE,

Considering that international supervision over opium production and trade based on statistics supplied by Parties to the Protocol is an essential element of the limitation and regulation of opium as provided in the Protocol,

Declares that the Permanent Central Board, which, under articles 8 and 9 of the Protocol, has the duty of prescribing the forms in accordance with which estimates and statistics are to be furnished, has thus authority to require that estimates and statistics be furnished with an indication of the moisture content of the opium referred to.

IX. THE CONFERENCE,

Recalling the provisions of article 11 of the Protocol, concerning local inquiry by the Permanent Central Board,

Declares that it is understood that the Board will cause a local inquiry to be made only as it may appear necessary for the elucidation of the situation in any country or territory as regards the observance of important provisions of the Protocol or where there is reason to believe that a gravely unsatisfactory opium situation exists.

No. 6555
X. THE CONFERENCE,

Recalling that, under The Hague Opium Convention of 1912, the Geneva Opium Agreement of 1925 and the Bangkok Opium Agreement of 1931, the two latter as amended by the Protocol of 11 December 1946, the Parties to these instruments have undertaken to bring about the suppression of the manufacture, internal trade in and use of the prepared opium and of opium smoking,

Declares that nothing in the Protocol, and, in particular, neither the inclusion of prepared opium in the definition of opium, nor the presence of the transitional measures in article 19 may be interpreted as affecting the obligation of the States concerned to suppress finally and completely, with the least possible delay, the use of prepared opium and opium smoking.

XI. THE CONFERENCE,

Recalling the transitional measures under article 19 of the Protocol regarding the use of opium for quasi-medical purposes,

Declares that the use of opium for quasi-medical purposes shall, for the application of the Protocol, denote the use of opium without medical aid for relief of pain other than that caused by addiction to opium or to other narcotic drugs, but shall not include:

(a) The use of opium dispensed in accordance with the provisions of article 9 of the 1925 Convention;
(b) The use of drugs containing opium and exempted under article 8 of the 1925 Convention; and
(c) Opium smoking.


XII. The Conference,

Recalling the transitional measures under article 19 of the Protocol regarding the use of opium for quasi-medical purposes,

Notwithstanding the maximum period permitted in that article for the abolition of the use of opium for quasi-medical purposes,

1. Appeals urgently to the Parties making declarations under article 19 to abolish, as soon as possible, the use of opium for such purposes; and

2. Declares that nothing contained in article 19 should be regarded as implying permission to relax any restriction already imposed by these Parties in this respect.

XIII. The Conference,

Recalling the transitional measures referred to in article 19 regarding the use of opium for quasi-medical purposes,

Declares that stocks of opium held by retail vendors licensed to sell opium issued to them by the competent government authorities for use for quasi-medical purposes, in accordance with the rules and regulations in force governing such use, shall not be considered as forming part of "stocks" as defined in article 1 of the Protocol.

XIV. The Conference,

Recalling that the model codes for the application of the 1925 and 1931 Conventions (League of Nations document C.774.M.365.1932.XI) were of considerable value to a number of governments as a guide in framing legislative and administrative measures for the application of the Conventions in their territories,

1. Recommends that a similar code should be drawn up and should be circulated to governments with a request that they should be guided as far as possible by the code in framing the necessary legislative and administrative measures for the application on their territories of the Protocol;

2. Requests the Economic and Social Council to ask the Commission on Narcotic Drugs to prepare such a code.

XV. The Conference,

Recalling that the Economic and Social Council approved the proposal of the Commission on Narcotic Drugs that for the purposes of the Protocol only the countries which exported opium in the year 1950 should be permitted to export opium,

Considering that the limitation of the number of countries producing opium for export is necessary in order to limit the production of opium,
Having therefore decided to adopt the principle of limiting such countries and to give effect thereto in the Protocol by limiting to Bulgaria, Greece, India, Iran, Turkey, the Union of Soviet Socialist Republics and Yugoslavia the right to export opium, provided that these countries become Parties to the Protocol,

Deeming it desirable that the international trade in opium should be as unrestricted as is compatible with an effective limitation of the production of opium,

Recommends that Parties should take all appropriate steps to prevent restrictive business practices (such as price-fixing, allocation or limitation of production or markets, and price discrimination) that would interfere with the normal international trade in opium for medical and scientific purposes at fair and reasonable prices, terms and conditions, and that if an inter-governmental body or agency should be established with competence to deal with such restrictive business practices, Parties should refer matters involving such practices to that body or agency.

XVI. THE CONFERENCE,

Recalling that restrictions on the freedom of activity of States are necessary in the international trade in opium in order to combat the illicit traffic and to protect humanity against the danger of addiction,

Declares, nevertheless, that restrictions in the international trade in opium, contained in the Protocol, shall not be considered as a precedent for restrictions of the freedom of activity in international trade.

XVII. THE CONFERENCE,

Having regard to the functions and responsibilities exercised by the United Nations in the international control of narcotic drugs, and

Considering that the arrangements established in the Protocol fall within the framework of the United Nations,

1. Invites the Economic and Social Council to recommend to the General Assembly:
   (i) To approve the assumption of the functions and responsibilities attributed by the Protocol to organs of the United Nations; and
   (ii) To include the Protocol among the international instruments relating to the control of narcotic drugs for the purpose of assessment, in accordance with resolution 455 (V) of the General Assembly, of Parties non-members of the United Nations of their fair share of the expenses borne by the United Nations in connexion with those instruments; and

2. Invites the Economic and Social Council to propose the inclusion of this item in the provisional agenda of the eighth session of the General Assembly.
PROTOCOL 1 FOR LIMITING AND REGULATING THE CULTIVATION OF THE POPPY PLANT, THE PRODUCTION OF, INTERNATIONAL AND WHOLESALE TRADE IN, AND USE OF OPIUM, DONE AT NEW-YORK, ON 23 JUNE 1953

Preamble

Determined to continue their efforts to combat drug addiction and illicit traffic in narcotic substances and aware that these efforts can only achieve the desired results by close collaboration between all States,

Recalling that, through a series of international instruments, efforts have been directed to the development of an effective system of narcotics control and desiring to strengthen such control at both the national and international level,

1 In accordance with article 21, the Protocol came into force on 8 March 1963, the thirtieth day after the date of deposit of the instruments of ratification or accession of at least twenty-five States including at least three of the producing States named in sub-paragraph (a) of paragraph 2 of article 6 and at least three of the manufacturing States named in article 21. Following is a list of 45 States which have deposited instruments of ratification or accession (a) of paragraph 2 of article 6 and seven of the manufacturing States (M) mentioned in article 21.

Argentina . . . . 24 March 1958 (a)
Australia (also applicable to Papua and Norfolk and the Trust-Territories of New Guinea and Nauru) . . . . 13 January 1955 (a)
Belgium (a) (also applicable to the Belgian Congo and Ruanda-Urundi) . . . . 30 June 1958 (a)
Brazil . . . . 3 November 1959 (a)
Cambodia . . . . 22 March 1957
Cameroon* . . . . 15 January 1962
Canada . . . . 7 May 1954
Central African Republic* . . . . 4 September 1962
Ceylon . . . . 4 December 1957 (a)
Chile . . . . 9 May 1957
China . . . . 25 May 1954
Congo (Brazzaville)* . . . . 15 October 1962
Congo (Leopoldville)** . . . . 31 May 1962
Cuba . . . . 8 September 1954 (a)
Denmark . . . . 20 July 1954
Dominican Republic . . . . 9 June 1958
Ecuador . . . . 17 August 1955
El Salvador . . . . 31 December 1959 (a)
Federal Republic of Germany (a) (also applicable to Berlin) . . . . 12 August 1959
France (a) (also applicable to the Territories of the French Union) . . . . 21 April 1954
Greece (a) . . . . 6 February 1963
Guatemala . . . . 29 May 1956 (a)
India (a) (Confirming the declaration made at the time of signature: see p. 173 of this volume) . . . . 30 April 1954
Indonesia . . . . 11 July 1957 (a)
Iran (a) (With declaration)*** . . . . 30 December 1959
Israel . . . . 8 October 1957
Italy (a) . . . . 13 November 1957
Ivory Coast* . . . . 8 December 1961
Japan (a) . . . . 21 July 1954
Jordan . . . . 7 May 1958 (a)
Liechtenstein . . . . 24 May 1961
Luxembourg . . . . 28 June 1955 (a)
Monaco . . . . 12 April 1956
New Zealand (also applicable to the Cook Islands (including Niue), the Tokelau Islands and the Trust Territory of Western Samoa) . . . . 2 November 1956
Nicaragua . . . . 11 December 1959 (a)
(Continued on page 58)
**Considering**, however, that it is essential to limit to medical and scientific needs and regulate the production of the raw materials from which natural narcotic drugs are obtained and realizing that the most urgent problems are those of the control of the cultivation of the poppy and of the production of opium,

*The Contracting Parties,*

*Having resolved* to conclude a Protocol for these purposes,

*Have agreed* as follows:

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(Continued from page 56)

Pakistan (with declara-

*tion)** . . . . . 10 March 1955 Switzerland (M) .... 27 November 1956

Panama . . . . . 13 April 1954 United Arab Republic 8 March 1954

Philippines . . . . 1 June 1955 United States of Ame-

rica (M) also appli-

icable to South

-West Africa) . . . . 9 March 1960 United States (responsible) . . . 18 February 1955

Republic of Korea . . 29 April 1958 Panama ..... 13 April 1954

Spain . . . . . 15 June 1956

Sweden . . . . . 16 January 1958 (a)

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* By communications received on 15 January 1962, 4 September 1962, 15 October 1962 and 8 December 1961, respectively, the Governments of Cameroon, Central African Republic, Congo (Brazzaville) and Ivory Coast notified the Secretary-General that they consider themselves bound by the ratification by the Government of France of the Protocol Limiting and Regulating the Cultivation of the Poppy Plant, the Production of, International and Wholesale Trade in, and Use of Opium, done at New York on 23 June 1953, which was effective for their territories prior to the attainment of independence.

** By communication received on 31 May 1962 the Government of Congo (Leopoldville) notified the Secretary-General that it considers itself bound by the ratification by the Government of Belgium of the Protocol Limiting and Regulating the Cultivation of the Poppy Plant, the Production of, International and Wholesale Trade in, and Use of Opium, done at New York on 23 June 1953, which was effective for the territory of the Congo prior to the attainment of independence.

*** "The Imperial Government of Iran, in accordance with article 25 of the Protocol for Limiting and Regulating the Cultivation of the Poppy Plant, the Production of, International and Wholesale Trade in, and Use of Opium, done at New York on 23 June 1953, and in accordance with article 16 of the Bill approved by the Iranian Parliament on 16 Bahman 1337, declares its ratification of the Protocol, and hereby further specifies that its ratification of the Protocol will in no way affect the status of the Law providing for the Prohibition of the Poppy Cultivation, as approved by Parliament on 7 Aban 1334."

**** "The Government of Pakistan will permit for a period of fifteen years after the coming into effect of the said Protocol: (i) the use of opium for quasi-medical purposes; and (ii) the production of opium and/or import thereof from India or Iran for such purposes."

No. 6555
CHAPTER I
DEFINITIONS

Article 1
Definitions

Except where otherwise expressly indicated, or where the context otherwise requires, the following definitions shall apply throughout this Protocol:

"1925 Convention" means the International Opium Convention, signed at Geneva on 19 February 1925, as amended by the Protocol of 11 December 1946;

"1931 Convention" means the Convention for limiting the manufacture and regulating the distribution of narcotic drugs, signed at Geneva on 13 July 1931, as amended by the Protocol of 11 December 1946;

"Board" means the Permanent Central Board set up under article 19 of the 1925 Convention;

"Supervisory Body" means the Supervisory Body set up under article 5 of the 1931 Convention;

"Commission" means the Commission on Narcotic Drugs of the Economic and Social Council of the United Nations;

"Council" means the Economic and Social Council of the United Nations;

"Secretary-General" means the Secretary-General of the United Nations;

"Poppy" means the plant Papaver somniferum L., and any other species of Papaver which may be used for the production of opium;

"Poppy straw" means all parts of the poppy after mowing (except the seeds) from which narcotics can be extracted;

"Opium" means the coagulated juice of the poppy in whatever form including raw opium, medicinal opium, and prepared opium, but excluding galenical preparations;

"Production" means the cultivation of the poppy with a view to harvesting opium;

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2 See footnote 4, p. 34 of this volume.

"Stocks" means the total amount of opium lawfully held in a State other than (1) opium held by retail pharmacists and by institutions or qualified persons in the duly authorized exercise of therapeutic or scientific functions, and (2) opium held by, or under the control of, the government of that State for military purposes;

"Territory" means any part of a State which is treated as a separate entity in the application of the system of import certificates and export authorizations provided for in the 1925 Convention;

"Export" and "import" mean, in their respective connotations, the physical transfer of opium from one State to another State or from one territory to another territory of the same State.

CHAPTER II

REGULATION OF THE PRODUCTION AND USE OF OPIUM, AND TRADE IN OPIUM

Article 2

USE OF OPIUM

The Parties shall limit the use of opium exclusively to medical and scientific needs.

Article 3

CONTROL IN PRODUCING STATES

With a view to controlling the production and use of opium, and trade in opium:

1. Every producing State shall establish, if it has not already done so, and maintain one or more government agencies (hereafter in this article referred to as the Agency) to perform the functions assigned to it or to them, as the case may be, in this article. The functions referred to in paragraphs 2 to 6 of this article shall be discharged by a single agency if the Constitution of the State concerned permits it.

2. Production shall be limited to areas designated by the Agency or other competent government authorities.

3. Only cultivators licensed by the Agency or other competent government authorities shall be permitted to engage in production.

4. Each licence shall specify the extent of the area on which the cultivation of the poppy is permitted.
5. All cultivators of the poppy shall be required to deliver their total opium crops to the Agency. The Agency shall purchase and take physical possession of such opium crops as soon as possible.

6. The Agency or other competent government authorities shall have the exclusive right of importing, exporting and wholesale trading in, opium and of maintaining opium stocks other than those held by manufacturers licensed to manufacture alkaloids from opium.

7. Nothing in this article shall be deemed to permit derogation from the obligations already assumed or to detract from the effect of the laws enacted by any Party in accordance with existing Conventions with respect to the control of the cultivation of the poppy.

Article 4

CONTROL OF THE POPPY PLANT CULTIVATED FOR PURPOSES OTHER THAN THE PRODUCTION OF OPIUM

A Party which permits the cultivation and use of the poppy for purposes other than the production of opium shall, whether or not it also permits the production of opium:

(a) Enact all such laws or regulations as may be necessary to ensure

(i) That opium is not produced from poppies cultivated for a purpose other than the production of opium, and

(ii) That the manufacture of narcotic substances from poppy straw is adequately controlled;

(b) Transmit to the Secretary-General copies of any laws or regulations so enacted; and

(c) Transmit annually to the Board, at a date fixed by it, the statistics of poppy straw imported or exported during the previous year for any purpose whatsoever.

Article 5

LIMITATION OF STOCKS

With a view to limiting to medical and scientific needs the quantity of opium produced in the world:

1. The Parties shall regulate the production, export and import of opium in such a way as to ensure that the stocks held by any Party shall not, on 31 December of any year, exceed the following amounts:

(a) In the case of a producing State listed in sub-paragraph (a) of paragraph 2 of article 6, the total amount of opium exported from that State for medical and
scientific purposes, and of opium used within that State for the manufacture of alkaloids in any two years, plus a quantity equal to one half the amount exported and used for the manufacture of alkaloids in any other year at that Party's choice, provided that the years selected shall not include any year before 1 January 1946. Any such Party shall be entitled to select different periods for the computation of the amounts exported and the amounts used;

(b) In the case of any Party (other than a Party referred to in sub-paragraph (a) of this paragraph) which, having regard to the provisions of the 1925 and 1931 Conventions in so far as applicable to such Party, permits the manufacture of alkaloids, its normal requirements for a period of two years. Such requirements shall be determined by the Board;

(c) In the case of any other Party, the total amount of opium consumed during the preceding five years.

2. (a) If a producing State referred to in sub-paragraph (a) of paragraph 1 of this article decides to cease producing opium for export and wishes to be removed from the category of producing State under sub-paragraph (a) of article 6, it shall make a declaration to this effect to the Board at the time at which the next annual notification is due in accordance with sub-paragraph (b) of paragraph 3 of this article. Upon making such declaration, any such Party shall for the purposes of this Protocol be deemed no longer to be a State mentioned in sub-paragraph (a) of paragraph 2 of article 6 and may not be reinstated in that category; and the Board, upon receipt of such declaration, shall place such Party in the category referred to in sub-paragraphs (b) or (c) of paragraph 1 of this article, whichever is applicable, and shall notify all other Parties to this Protocol accordingly. For the purposes of this Protocol, any such change of category shall be effective as from the date of such notification by the Board;

(b) The procedure laid down in sub-paragraph (a) of this paragraph shall apply with respect to any declaration by any Party wishing to be changed from the category referred to in sub-paragraph (b) of paragraph 1 of this article to the category referred to in sub-paragraph (c) of paragraph 1 of this article or vice versa, except that any such Party may, at its request, be reinstated in its former category.

3. (a) The amount of opium referred to in sub-paragraphs (a) and (c) of paragraph 1 of this article shall be calculated on the basis of the statistics established by the Board in its annual report and including those for the period ending 31 December of the preceding year as published subsequently;

(b) Any Party to which sub-paragraph (a) or (b) of paragraph 1 of this article applies, shall annually notify to the Board:

(i) The periods it has chosen in accordance with sub-paragraph (a) of paragraph 1 of this article or, as the case may be,
(ii) The amount of opium it wishes to be considered as its normal requirements for determination by the Board in accordance with sub-paragraph (b) of paragraph 1 of this article;

(c) The notification referred to in the preceding sub-paragraph shall reach the Board not later than 1 August of the year preceding the date to which it refers;

(d) If a Party which is required to transmit a notification in accordance with sub-paragraph (b) of this paragraph fails to do so in time, the Board shall, without prejudice to the provisions of the following sub-paragraph, adopt the data contained in that Party's last relevant notification. If, however, the Board has never received a relevant notification from the Party concerned, it shall, without further consultation with the Party, but after giving due consideration to the information at its disposal, to the aims of this Protocol and to the interest of the Party:

(i) Choose the periods referred to in sub-paragraph (a) of paragraph 1 of this article; or, as the case may be,

(ii) Determine the normal requirements referred to in sub-paragraph (b) of paragraph 1 of this article;

(e) If the Board receives a notification at a date later than that prescribed by sub-paragraph (c) of this paragraph, it may proceed as if such notification had been received in time;

(f) The Board shall annually notify:

(i) Each Party referred to in sub-paragraph (a) of paragraph 1 of this article, of the years chosen in accordance with that sub-paragraph or with sub-paragraphs (d) and (e) of paragraph 3 of this article;

(ii) Each Party referred to in sub-paragraph (b) of paragraph 1 of this article, of the amount of opium which, in accordance with that sub-paragraph, it considered as that Party's normal requirements;

(g) The Board shall transmit the notification referred to in sub-paragraph (f) of this paragraph not later than 15 December of the year preceding the date to which the data contained therein refer.

4. (a) With respect to a State which is a Party to this Protocol on the date of its coming into force, the provisions of paragraph 1 of this article shall be effective as from 31 December of the year following the year in which the Protocol has come into force;

(b) With respect to any other State, the provisions of paragraph 1 of this article shall be effective as from 31 December of the year following the year in which any such State has become a Party.

5. (a) If the Board considers the circumstances exceptional, it may, under conditions to be prescribed and for a designated period of time, exempt a Party
from compliance with the requirements stipulated in paragraph 1 of this article as to the maximum level of opium stocks;

(b) If at the time of the coming into force of this Protocol, a producing State referred to in sub-paragraph (a) of paragraph 2 of article 6 has opium stocks in excess of the maximum level permitted by sub-paragraph (a) of paragraph 1 of this article, the Board shall, in the exercise of its discretion, have regard to this fact with a view to avoiding economic difficulties which would result in such State from too rapid a reduction of opium stocks to the maximum level prescribed in sub-paragraph (a) of paragraph 1 of this article.

Article 6
INTERNATIONAL TRADE IN OPIUM

1. The Parties shall limit the import and export of opium exclusively to medical and scientific purposes.

2. (a) Without prejudice to the provisions of article 7, paragraph 5, the Parties shall not permit the import and export of opium other than opium produced in any one of the following States which at the time of the import or export in question shall be a Party to this Protocol:

Bulgaria
Greece
India
Iran
Turkey
Union of Soviet Socialist Republics
Yugoslavia

(b) The Parties shall not permit the import of opium from any State which is not a Party to this Protocol.

3. Notwithstanding the provisions of sub-paragraph (a) of paragraph 2 of this article, a Party may authorize, exclusively for its domestic consumption, the import and export as between its territories of an amount of opium produced in any of those territories not exceeding its needs for one year.

4. The Parties shall apply to the import and export of opium the system of import certificates and export authorizations provided for in chapter V of the 1925 Convention, except that article 18 thereof shall not apply. A Party may, however, impose, with respect to its imports and exports of opium, conditions more restrictive than those required by chapter V of the 1925 Convention.

Article 7
DISPOSAL OF SEIZED OPIUM

1. Except as provided in this article, all opium seized in the illicit traffic shall be destroyed.
2. A Party may, under Government control, convert, in whole or in part, the narcotic substances contained in such opium into non-narcotic substances, or appropriate, in whole or in part, such opium or the alkaloids manufactured therefrom for medical or scientific use by or under the control of the government.

3. Any producing State listed in sub-paragraph (a) of paragraph 2 of article 6 which is a Party to this Protocol may consume and export opium seized in its country, or the alkaloids manufactured therefrom.

4. Seized opium which can be identified as having been stolen from a government or licensed warehouse may be returned to its lawful owner.

5. A Party which permits neither the production of opium nor the manufacture of opium alkaloids may obtain permission from the Board to export in exchange for opium alkaloids or drugs containing opium alkaloids, or for the purpose of extracting such alkaloids for that Party's own medical or scientific needs, a specified quantity of opium seized by the authorities of that Party to the territory of a Party which manufactures opium alkaloids. However, the quantity of opium so exported in any one year may not exceed the equivalent, in opium, of one year's requirements of the exporting Party concerned in the form both of medicinal opium and of drugs containing opium or alkaloids thereof; and any surplus shall be destroyed.

CHAPTER III

INFORMATION TO BE SUPPLIED BY GOVERNMENTS

Article 8

Estimates

1. Each Party shall, in a similar manner to that required for drugs by the 1931 Convention, forward to the Board, in respect of each of its territories, estimates for the following year of:

(a) The quantity of opium required for use as such for medical and scientific needs, including the quantity required for the manufacture of preparations exempted under article 8 of the 1925 Convention;

(b) The quantity of opium required for the manufacture of alkaloids;

(c) The stocks which, having regard to the provisions of article 5, it proposes to maintain and the amount of opium necessary to add to or deduct from its existing stocks in order to bring those stocks to the desired level;
(d) The amounts of opium it proposes to add to its stocks, if any, held for military purposes, or to transfer therefrom to lawful trade.

2. The total of the estimates for each country or territory shall consist of the sum of the amounts specified under sub-paragraphs (a) and (b) of the preceding paragraph, with the addition of the amount necessary to bring the stocks specified under sub-paragraphs (c) and (d) of the same paragraph to the desired level or after the deduction of any amounts by which those stocks may exceed that level. These additions or deductions shall not, however, be taken into account except in so far as the Parties concerned have forwarded at the proper time the necessary estimates to the Board.

3. Each Party which permits the production of opium shall forward annually to the Board, in respect of each of its territories, an estimate of the extent of the area (in hectares) stated, as exactly as possible, on which it proposes to cultivate the poppy for the purpose of harvesting opium, and estimates, as accurate as practicable, of the amount of opium to be harvested, based on the average yield of opium in the preceding five years. If the cultivation of the poppy for this purpose is permitted in more than one region, this information shall be shown separately for each such region.

4. (a) The estimates referred to in paragraphs 1 and 3 of this article shall be made in the form prescribed from time to time by the Board.

(b) Every estimate shall be dispatched so as to reach the Board by a date determined by it. The Board may prescribe different dates for the estimates referred to in paragraph 1 of this article and for those referred to in paragraph 3 thereof; it may also, taking into consideration varying harvesting times, prescribe different dates for the estimates to be furnished by Parties under paragraph 3 of this article.

5. Every estimate shall be accompanied by a statement explaining the method by which it has been compiled and by which the several amounts in it have been calculated.

6. Supplementary estimates either decreasing or increasing the original estimates may be furnished and shall be sent to the Board without delay, together with an explanation of the reason for such revision. The provisions of this article, except sub-paragraph (b) of paragraph 4 and paragraph 9, shall apply to such supplementary estimates.

7. The estimates shall be examined by the Supervisory Body which may request any further information in order to make an estimate complete, or to explain anything contained therein and, with the consent of the government concerned, amend such estimates.
8. The Board shall request estimates for countries or territories to which this Protocol does not apply to be made in accordance with the provisions of this Protocol.

9. If in respect of any country or territory any estimates do not reach the Board by the date prescribed by it under sub-paragraph (b) of paragraph 4 of this article, such estimates shall, as far as practicable, be established by the Supervisory Body.

10. The estimates referred to in paragraph 1 of this article, including such estimates established by the Supervisory Body in accordance with paragraph 9 of this article, shall not be exceeded by the Parties unless or until they have been modified by supplementary estimates.

11. If it appears from the import and export returns made to the Board under article 9 of this Protocol or article 22 of the 1925 Convention that the quantity of opium exported to any country or territory exceeds the total of estimates for that country or territory as defined in paragraph 2 of this article, with the addition of the amounts shown to have been exported, the Board shall immediately notify all the Parties. The Parties agree that they will not, during the currency of the year in question, authorize any new exports to that country or territory except:

(a) In the event of a supplementary estimate being furnished for that country or territory in respect both of any quantity over-imported and of the additional quantity required; or

(b) In exceptional cases where the export in the opinion of the exporting Party is essential in the interests of humanity or for the treatment of the sick.

Article 9
Statistics

1. The Parties shall furnish to the Board in respect of each of their territories:

(a) Not later than 31 March, statistics relating to the preceding year showing:

(i) The extent of the area on which poppy was cultivated with a view to harvesting opium and the amount of opium harvested thereon;

(ii) The amount of opium consumed, i.e., the amount of opium delivered for retail trade, or to be dispensed or administered by hospitals, or by qualified and duly authorized persons in the exercise of their professional or medical functions;

(iii) The amount of opium used for the manufacture of alkaloids and opium preparations, including the quantity required for the manufacture of preparations for the export of which export authorizations are not required, whether such
preparations are intended for domestic consumption or for export, in accordance with the Conventions of 1925 and 1931;

(iv) The amount of opium seized in the illicit traffic, the amount disposed of and the method of disposal; and

(b) Not later than 31 May, statistics showing the stocks held on the preceding 31 December; the statistics concerning these stocks shall exclude the opium held by a Party for military purposes on 31 December 1953, but shall include any amounts subsequently added to such opium or transferred therefrom to lawful trade; and

(c) Not later than four weeks from the end of the period to which they relate, quarterly statistics showing the amounts of opium imported and exported.

2. The statistics referred to in paragraph 1 of this article shall be furnished on such forms and in such manner as may be determined by the Board.

3. If they have not already done so, producing States which are Parties to the Protocol shall furnish to the Board as exactly as possible for 1946 and the following years the statistics referred to in sub-paragraph (a) (i) of paragraph 1 of this article.

4. The Board shall publish the statistics referred to in this article in such form and at such intervals as it may deem appropriate.

Article 10

Reports to the Secretary-General

1. The Parties shall furnish to the Secretary-General:

(a) A report on the organization of and functions assigned under article 3 to the Agency referred to therein, and on the functions assigned under article 3 to the other competent authorities, if any;

(b) A report on the legislative and administrative measures adopted in accordance with this Protocol;

(c) An annual report on the working of this Protocol. This report shall be made in accordance with the form prescribed by the Commission, and may be included in or annexed to the annual reports referred to in article 21 of the 1931 Convention.

2. The Parties shall furnish the Secretary-General with additional information regarding any important changes concerning the matters set out in the preceding paragraph.
CHAPTER IV
INTERNATIONAL SUPERVISION AND ENFORCEMENT MEASURES

Article 11
ADMINISTRATIVE MEASURES

1. In order to supervise the operation of this Protocol the Board may adopt the following measures:

(a) Request for information

The Board may ask Parties confidentially for information regarding the implementation of this Protocol and, in this connexion, make appropriate suggestions to the Parties concerned;

(b) Request for explanation

If on the basis of information at its disposal the Board is of the opinion that any important provision of this Protocol is not being observed in any country or territory or that the opium situation therein requires elucidation, the Board shall have the right to ask confidentially for an explanation from the Party concerned;

(c) Proposal of remedial measures

If the Board thinks fit, it may confidentially call the attention of a government to its failure to carry out substantially any important provision of this Protocol or to a gravely unsatisfactory opium situation in any of the territories under its control. The Board may also call upon the government to study the possibility of adopting such remedial measures as the situation may require;

(d) Local inquiry

If the Board considers that a local inquiry would contribute to the elucidation of the situation it may propose to the government concerned that a person or a committee of inquiry designated by the Board be sent to the country or territory in question. If the government fails to reply within four months to the Board's proposal such failure shall be considered a refusal to consent. If the government expressly consents to the inquiry it shall be made in collaboration with officials designated by that government.

2. The Party concerned shall be entitled to be heard by the Board through its representative before a decision is taken under sub-paragraph (c) of the preceding paragraph.

3. Decisions of the Board taken in accordance with sub-paragraphs (c) and (d) of paragraph 1 of this article shall be made by a majority of the whole number of the Board.
4. If the Board publishes its decisions taken under sub-paragraph (d) of paragraph 1 of this article or any information relating thereto, it shall also publish the views of the government concerned if the latter so requests.

Article 12

ENFORCEMENT MEASURES

1. Public declarations

If the Board finds that the failure of a Party to carry out provisions of this Protocol is seriously impeding the control over narcotic substances in any territory of that Party or in any territory of another State, it may adopt the following measures:

   (a) **Public notification**
   The Board may call the attention of all Parties and of the Council to the matter.

   (b) **Public statements**
   If the Board considers that its action taken in accordance with the preceding sub-paragraph has not had the desired results, it may issue a statement that a Party has violated its obligations under this Protocol, or that any other State has failed to take the necessary measures to prevent the opium situation in any of its territories from becoming a danger to effective control of narcotic substances in one or several of the territories of other Parties or States. If the Board makes a public statement it shall also publish the views of the government concerned if the latter so requests.

2. Recommendation of embargo

If the Board finds:

   (a) as a result of its study of the estimates and statistics furnished under articles 8 and 9, that a Party has failed substantially to carry out its obligations under this Protocol or that any other State is seriously impeding the effective administration thereof, or

   (b) in the light of the information at its disposal, that excessive quantities of opium are accumulating in any country or territory or that there is a danger of any country or territory becoming a centre of illicit traffic, it may recommend to the Parties an embargo on the import of opium, the export of opium, or both, from or to the country or territory concerned, either for a designated period or until it shall be satisfied as to the opium situation in such country or territory. The State concerned may bring the matter before the Council, in accordance with the relevant provisions of article 24 of the 1925 Convention.
3. Mandatory embargo

(a) Announcement of, and imposition of embargo

The Board may, on the basis of findings made under sub-paragraphs (a) or (b) of paragraph 2 of this article, adopt the following measures:

(i) The Board may announce its intention to impose an embargo on the import of opium or the export of opium, or both, from or to the country or territory concerned;

(ii) If the announcement mentioned in sub-paragraph (a) (i) of this paragraph fails to remedy the situation the Board may impose the embargo provided that the lesser measures set out in sub-paragraphs (a) and (b) of paragraph 1 of this article have failed or are unlikely to correct the unsatisfactory situation. The embargo may be imposed either for a definite period or until the Board is satisfied as to the situation in the country or territory concerned. The Board shall forthwith notify the State concerned and the Secretary-General of its decision. The decision of the Board shall be confidential and, except as expressly provided in this article, shall not be disclosed until it is established in accordance with sub-paragraph (c) (i) of paragraph 3 of this article that the embargo is to take effect.

(b) Appeal

(i) A State in respect of which a decision to impose a mandatory embargo has been taken may, within thirty days of receipt by that State of such decision, notify the Secretary-General confidentially in writing of its intention to appeal and, within another thirty days, furnish in writing the reasons for such appeal;

(ii) The Secretary-General shall at the time of coming into force of this Protocol request the President of the International Court of Justice to appoint an Appeals Committee consisting of three members and two alternates who, by their competence, impartiality and disinterestedness, will command general confidence. If the President of the International Court of Justice informs the Secretary-General that he is unable to make the appointment, or does not make it within a period of two months from the receipt of the request to do so, the Secretary-General shall make the appointment. The term of office of the members of the Appeals Committee shall be five years and any member may be eligible for reappointment. The members shall, in accordance with arrangements made by the Secretary-General, receive remuneration only for the duration of the sittings of the Appeals Committee;

(iii) Vacancies on the Appeals Committee shall be filled in accordance with the procedure set out in sub-paragraph (b) (ii) of this paragraph;
(iv) The Secretary-General shall forward to the Board copies of the written notification and the reasons for the appeal referred to in sub-paragraph (b) (i) of this paragraph and, without delay, provide for a meeting of the Appeals Committee to hear and determine the appeal and shall make all arrangements necessary for the Appeals Committee’s work. He shall furnish the members of the Appeals Committee with copies of the Board’s decision, the communications referred to in sub-paragraph (b) (i) of this paragraph, the Board’s reply if available and all other relevant documents;

(v) The Appeals Committee shall adopt its own rules of procedure;

(vi) The appellant State and the Board shall be entitled to be heard by the Appeals Committee before a decision is taken;

(vii) The Appeals Committee may affirm, vary or reverse the Board’s decision relative to the imposition of the embargo. The decision of the Appeals Committee shall be final and binding and shall forthwith be communicated to the Secretary-General;

(viii) The Secretary-General shall communicate the decision of the Appeals Committee to the appellant State and to the Board;

(ix) If the appellant State withdraws the appeal, the Secretary-General shall notify the Appeals Committee and the Board of such withdrawal.

(c) Execution of the embargo

(i) The embargo imposed in accordance with sub-paragraph (a) of this paragraph shall come into force sixty days after the Board’s decision unless notice of appeal is given in accordance with sub-paragraph (b) (i) of this paragraph. In this case the embargo shall come into force thirty days after the withdrawal of the appeal or after a decision of the Appeals Committee upholding the embargo in whole or in part;

(ii) As soon as it is established in accordance with sub-paragraph (c) (i) of this paragraph that the embargo is to take effect, the Board shall notify all the Parties of the terms of the embargo and the Parties shall comply therewith.

4. Procedural safeguards

(a) Decisions of the Board taken in accordance with this article shall be made by a majority of the whole number of the Board.

(b) The State concerned shall be entitled to be heard by the Board through its representative before a decision is taken under this article.

(c) If the Board publishes a decision taken under this article or any information relating thereto, it shall also publish the views of the government concerned if the
latter so requests. If the decision of the Board is not unanimous the views of the minority shall be stated.

Article 13

Universal Application

The Board may also, if possible, take the measures referred to in this chapter, in respect of States which are not Parties to this Protocol, and in respect of territories to which, under article 20, this Protocol does not apply.

CHAPTER V

Final Articles

Article 14

Measures of Implementation

The Parties shall adopt all legislative and administrative measures necessary for the purpose of making fully effective the provisions of this Protocol.

Article 15

Disputes

1. The Parties expressly recognize that the International Court of Justice is competent to settle disputes concerning this Protocol.

2. Unless the Parties concerned agree to another mode of settlement, any dispute between two or more Parties relating to the interpretation or application of this Protocol shall be referred to the International Court of Justice for settlement at the request of any one of the Parties to the dispute.

Article 16

Signature

This Protocol, of which the Chinese, English, French, Russian and Spanish texts are equally authentic, shall until 31 December 1953 be open for signature on behalf of any Member of the United Nations and of any non-member State invited, in accordance with the instructions of the Council, to participate in the Conference which drew up this Protocol, and of any other State to which the Secretary-General at the request of the Council, has sent a copy of this Protocol.
Article 17
Ratification

This Protocol shall be ratified. The instruments of ratification shall be deposited with the Secretary-General.

Article 18
Accession

This Protocol may be acceded to on behalf of any Member of the United Nations or any non-member State referred to in article 16 or any other non-member State to which the Secretary-General, at the request of the Council, has sent a copy of this Protocol. The instruments of accession shall be deposited with the Secretary-General.

Article 19
Transitional Measures

1. As a transitional measure, any Party may, provided that it has made an express declaration to that effect at the time of signature or deposit of its instrument of ratification or accession, permit:

(a) The use, in any of its territories, of opium for quasi-medical purposes;

(b) The production, import or export of opium for such purposes from or to any State or territory to be designated at the time of making the above-mentioned declaration, provided that:

(i) On 1 January 1950 such use, import or export of opium was traditional in the territory in respect of which the declaration is made and was there permitted at that date;

(ii) no export shall be permitted to a State not a Party to this Protocol; and

(iii) the Party undertakes to abolish, within a period which shall be specified by that Party at the time of the declaration and which shall in no case extend beyond fifteen years after the coming into effect of this Protocol, the use, production, import and export of opium for quasi-medical purposes.

2. Any Party having made a declaration under paragraph 1 of this article shall, for the period referred to in sub-paragraph (b) (iii) of that paragraph, be authorized, in each year, to hold in addition to the maximum stocks provided for in article 5, stocks equal to the amount consumed for quasi-medical purposes in the two preceding years.
3. Any Party may also, as a transitional measure, provided that it has made an express declaration to this effect at the time of signature or deposit of its instrument of ratification or accession, permit the smoking of opium by addicts not under 21 years of age registered by the appropriate authorities for that purpose on or before 30 September 1953, provided that on 1 January 1950 opium smoking was permitted by the Party concerned.

4. A Party invoking the transitional measures under this article shall:

(a) Include in the annual report, to be furnished to the Secretary-General in accordance with article 10, an account of the progress made during the preceding year towards the abolition of the use, production, import or export of opium for quasi-medical purposes and of opium for smoking;

(b) Submit separately in respect of opium used, imported, exported and held for quasi-medical purposes, and of opium used and held for purposes of smoking, such estimates and statistics as are required by articles 8 and 9 of this Protocol.

5. (a) If a Party, which invokes the transitional measures in accordance with this article, fails to submit:

(i) The report referred to in sub-paragraph (a) of paragraph 4 within six months after the end of the year to which the information relates,

(ii) The statistics referred to in sub-paragraph (b) of paragraph 4 within three months after the date on which they are due in accordance with article 9,

(iii) The estimates referred to in sub-paragraph (b) of paragraph 4 within three months after the date fixed for that purpose by the Board in accordance with article 8,

the Board or the Secretary-General as the case may be shall send to the Party concerned a notification of the delay and request it to submit such information within a period of three months after the receipt of that notification.

(b) If a Party fails to comply within such period with this request of the Board or the Secretary-General, the transitional measures permitted under this article shall no longer be applicable to that Party as from the expiration of that period.

Article 20

Territorial application

This Protocol shall apply to all the non-self-governing, trust, colonial and other non-metropolitan territories for the international relations of which any Party is responsible, except where the previous consent of a non-metropolitan territory is required by the Constitution of the Party or of the non-metropolitan territory, or required by custom. In such case the Party shall endeavour to secure the needed
consent of the non-metropolitan territory within the shortest period possible and when that consent is obtained the Party shall notify the Secretary-General. This Protocol shall apply to the territory or territories named in such notification from the date of its receipt by the Secretary-General. In those cases where the previous consent of the non-metropolitan territory is not required, the Party concerned shall, at the time of signature, ratification or accession, declare the non-metropolitan territory or territories to which this Protocol applies.

Article 21
COMING INTO FORCE

1. This Protocol shall come into force on the thirtieth day after the date of deposit of the instruments of ratification or accession of at least twenty-five States including at least three of the producing States named in sub-paragraph (a) of paragraph 2 of article 6 and at least three of the following manufacturing States: Belgium, France, Federal Republic of Germany, Italy, Japan, Netherlands, Switzerland, United Kingdom of Great Britain and Northern Ireland, United States of America.

2. This Protocol shall come into force in respect of any State depositing an instrument of ratification or accession after the deposit of those necessary for the coming into force of this Protocol in accordance with paragraph 1 of this article, on the thirtieth day following the date on which the State concerned has deposited its instrument.

Article 22
REVISION

1. Any Party may request revision of this Protocol at any time by a notification addressed to the Secretary-General.

2. The Council, after consultation with the Commission, shall recommend the steps to be taken in respect of such request.

Article 23
DENUNCIATIONS

1. After the expiration of five years from the date of the coming into force of this Protocol, a Party may denounce this Protocol by depositing with the Secretary-General an instrument in writing.

2. The denunciation referred to in paragraph 1 of this article shall take effect on 1 January of the first year following the date on which it has been received by the Secretary-General.

No. 6555
Article 24

Termination

This Protocol shall cease to be in force if, as a result of denunciations made in accordance with article 23, the list of Parties does not fulfil all the conditions laid down in article 21.

Article 25

Reservations

Save as is expressly provided in article 19 respecting the declarations therein permitted and to the extent authorized in article 20 respecting territorial application, no Party may make any reservation respecting any of the provisions of this Protocol.

Article 26

Communications by the Secretary-General

The Secretary-General shall notify to all Members of the United Nations and the other States referred to in articles 16 and 18:

(a) Signatures affixed to this Protocol after the end of the United Nations Opium Conference and the deposit of instruments of ratification and accession in accordance with articles 16, 17 and 18;

(b) Any territory which, in accordance with article 20, has been included by a State responsible for its international relations among the territories to which this Protocol shall apply;

(c) The coming into force of this Protocol in accordance with article 21;

(d) Declarations and notifications made in accordance with the transitional measures provided for in article 19, the dates of their expiration and of their ceasing to be effective;

(e) Denunciations made in accordance with article 23;

(f) Requests for revision of this Protocol made in accordance with article 22; and

(g) The date on which this Protocol shall cease to be in force in accordance with article 24.

This Protocol, of which the Chinese, English, French, Russian and Spanish texts are equally authentic, shall be deposited with the Secretary-General. The Secretary-General shall send a certified true copy to all Members of the United Nations and to all other States referred to in articles 16 and 18 of this Protocol.

In witness whereof the undersigned, duly authorized, have signed this Protocol in a single copy on behalf of their respective Governments.

New York, this twenty-third day of June one thousand nine hundred and fifty-three.
For Afghanistan:
Pouri l'Afghanistan:
阿富汗:
ЗА Афганистан:
Por el Afganistán:

For Albania:
Pouri l'Albanie:
阿爾巴尼亞:
ЗА Албанио:
Por Albania:

For Argentina:
Pouri l'Argentina:
阿根廷:
ЗА Аргентину:
Por la Argentina:

For Australia:
Pouri l'Australie:
澳大利亚:
ЗА Австралию:
Por Australia:

For Austria:
Pouri l'Autriche:
奧地利:
ЗА Австрию:
Por Austria:

For the Kingdom of Belgium:
Pouri le Royaume de Belgique:
比利時王國:
ЗА Королевство Бельгия:
Por el Reino de Bélgica:

No. 6555
FOR BOLIVIA:
POUR LA BOLIVIE:
玻利維亞:
За Болівію:
POR BOLIVIA:

FOR BRAZIL:
POUR LE BRÉSIL:
巴西:
За Бразілю:
POR EL BRASIL:

FOR BULGARIA:
POUR LA BULGARIE:
保加利亞:
За България:
POR BULGARIA:

FOR THE UNION OF BURMA:
POUR L'UNION BIRMANE:
緬甸聯邦:
За Бирманський Союз:
POR LA UNIÓN BIRMANA:

FOR THE BYELORUSSIAN SOVIET SOCIALIST REPUBLIC:
POUR LA RÉPUBLIQUE SOCIALISTE SOVIÉTIQUE DE BIÉLORUSIE:
白俄羅斯蘇維埃社會主義共和國:
За Белорусскую Советскую Социалистическую Республику:
POR LA REPÚBLICA SOCIALISTA SOVIÉTICA DE BIELORRUSIA:
Le Gouvernement Royal du Cambodge exprime son intention de faire jouer les dispositions de l'article 19 du présent Protocole.

Nong Kimny
le 29 décembre 1953

David M. Johnson
Dec. 23, 1953

Rudecindo Ortega
9 de julio de 1953
For China:
Pour la Chine:
中 国:
3a Китай:
Por la China:

Ching-ling Hsia
18 Sept. 1953

For Colombia:
Pour la Colombie:
哥 命 比 亞:
3a Колумбию:
Por Colombia:

Rudecindo Ortega
9 de julio de 1953

For Costa Rica:
Pour le Costa-Rica:
哥 斯 大 黎 加:
3a Коста-Рику:
Por Costa Rica:

For Cuba:
Pour Cuba:
古 巴:
3a Кубу:
Por Cuba:

For Czechoslovakia:
Pour la Tchécoslovaquie:
捷 克 斯 洛 伐 克:
3a Чехословакию:
Por Checoeslovaquia:
FOR DENMARK:
POUR LE DANEMARK:
丹麦:
За Данию:
POR DINAMARCA:
William Borberg

FOR THE DOMINICAN REPUBLIC:
POUR LA RÉPUBLIQUE DOMINICAINE:
多明尼加共和国:
За Доминиканскую Республику:
POR LA REPÚBLICA DOMINICANA:
Joaquín E. Salazar

FOR ECUADOR:
POUR L'EQUATEUR:
厄瓜多尔:
За Эквадор:
POR EL ECUADOR:
Arturo Meneses Pallares

FOR EGYPT:
POUR L'ÉGYpte:
埃及:
За Египет:
Por Egipto:
Yehia Sami

FOR EL SALVADOR:
POUR LE SALVADOR:
薩爾瓦多:
За Сальвадор:
POR EL SALVADOR:
No. 6555
Pour la France et les territoires de l'Union française\(^1\).

Charles VAILLE

Il est expressément déclaré que le Gouvernement français se réserve pour les Établissements français de l'Inde le droit d'appliquer les dispositions transitoires de l'article 19 du présent Protocole, étant entendu que le délai visé au point (iii) de l'alinéa (b) du paragraphe 1 de cet article est de quinze ans à compter de l'entrée en vigueur du Protocole.

Le Gouvernement français se réserve également pendant le même délai le droit, conformément aux dispositions transitoires de l'article 19, d'autoriser l'exportation de l'opium vers les Établissements français de l'Inde\(^2\).

Charles VAILLE

[TRANSLATION — TRADUCTION]

\(^1\) For France and the territories of the French Union.

\(^2\) It is expressly declared that the French Government reserves the right, in respect of French establishments in India, to apply the transitional measures of article 19 of this Protocol, it being understood that the period mentioned in paragraph 1, sub-paragraph (b) (iii) of that article shall be fifteen years after the coming into effect of this Protocol.

The French Government likewise reserves the right in accordance with the transitional measures of article 19 to authorize the export of opium to French establishments in India for the same period of time.

N° 6555
FOR THE FEDERAL REPUBLIC OF GERMANY:
POUR LA RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE:
德意志联邦共和国：
За Федеративную Республику Германию:
POR LA REPÚBLICA FEDERAL ALEMANA:

Dr. Hans E. Riesser
Dr. Heinrich Danner

FOR GREECE:
POUR LA GRÈCE:
希臘：
За Грецию:
POR GRECIA:

Alexis Kyrou

FOR GUATEMALA:
POUR LE GUATEMALA:
危地马拉：
За Гватемалу:
POR GUATEMALA:

FOR HAITI:
POUR HAÏTI:
海地：
За Гаити:
POR HAÎTI:

FOR HONDURAS:
POUR LE HONDURAS:
洪都拉斯：
За Гондурас:
POR HONDURAS:

FOR HUNGARY:
POUR LA HONGRIE:
匈牙利：
За Венгрию:
POR HUNGRIA:

No. 6555
FOR ICELAND:
Pour l'Islande:
冰岛:
За Исландию:
Por Islandia:

FOR INDIA:
Pour l'Inde:
印度:
За Индию:
Por la India:

1. It is hereby expressly declared that the Government of India, in accordance with the provisions of Article 19 of this Protocol, will permit

(i) the use of opium for quasi-medical purposes until 31 December, 1959;

(ii) the production of opium and the export thereof, for quasi-medical purposes, to Pakistan, Ceylon, Aden and the French and Portuguese possessions on the sub-continent of India for a period of fifteen years from the date of the coming into force of this Protocol; and

(iii) the smoking of opium, for their life time, by addicts not under 21 years of age, registered by the appropriate authorities for that purpose on or before the 30 September, 1953.

2. The Government of India expressly reserve to themselves the right to modify this declaration or to make any other declaration under Article 19 of this Protocol, at the time of the deposit by them of their instrument of ratification.  

E. S. Krishnamoorthy
FOR INDONESIA:

A. G. ARDALAN

Sous réserve de la ratification par les autorités législatives.

15 décembre 1953

FOR IRAN:

A. KHALIDY

Dec. 29, 1953

FOR IRAQ:

A. KHALIDY

Dec. 29, 1953

FOR IRELAND:

M. R. KIDRON

30 December 1953

FOR ISRAEL:

1 [TRANSLATION — TRADUCTION] Subject to ratification by the legislative authorities.

No. 6555
For Italy:  
Pour l'Italie:  
義大利:  
3a Italia:  
Por Italia:  

Guerino Roberti

For Japan:  
Pour le Japon:  
日本:  
3a Япония:  
Por el Japón:  

Torao Ushiroku

For the Hashemite Kingdom of Jordan:  
Pour le Royaume de la Jordanie Hachémite:  
約旦哈希米德王國:  
За Хашемитское Королевство Иордании:  
Por el Reino de Jordania Hachemitla:  

For the Republic of Korea:  
Pour la République de Corée:  
大韓民國:  
За Корейскую Республику:  
Por la República de Corea:  

D. Y. Namkoong

For Laos:  
Pour le Laos:  
老撾:  
За Лаос:  
Por Laos:  

N° 6555
FOR LEBANON:
Pour le Liban:
黎巴嫩:
За Ливан:
Por el Libano:

H. Shebea
Nov. 11, 1953

FOR LIBERIA:
Pour le Libéria:
利比里亚:
За Либерию:
Por Liberia:

FOR LIBYA:
Pour la Libye:
利比亚:
За Либию:
Por Libia:

FOR LIECHTENSTEIN:
Pour le Liechtenstein:
力支騰斯坦因:
За Лихтенштейн:
Por Liechtenstein:

A. Lindt

FOR THE GRAND DUCY OF LUXEMBOURG:
Pour le Grand-Duché de Luxembourg:
盧森堡大公國:
За Великое Герцогство Люксембург:
Por el Gran Ducado de Luxemburgo:
No. 6555
For Mexico:
Pour le Mexique:
墨西哥：
За Мексико:
Por México:

For Monaco:
Pour Monaco:
摩納哥：
За Монако:
Por Mónaco:

M. Palmaro
26 juin 1953

For Nepal:
Pour le Népal:
尼泊爾：
За Непал:
Por Nepal:

For the Kingdom of the Netherlands:
Pour le Royaume des Pays-Bas:
荷蘭王國：
За Королевство Нидерландов:
Por el Reino de los Países Bajos:

D. J. von Ballusek
30 December 1953

For New Zealand:
Pour la Nouvelle-Zélande:
紐西蘭：
За Новую Зеландию:
Por Nueva Zelandia:

A. R. Perry
28 December 1953
FOR NICARAGUA:
POUR LE NICARAGUA:
尼加拉瓜:
За Никарагуа:
POR NICARAGUA:

FOR THE KINGDOM OF NORWAY:
POUR LE ROYAUME DE NORVÈGE:
挪威王国:
За Королевство Норвегия:
POR EL REINO DE NORUEGA:

FOR PAKISTAN:
POUR LE PAKISTAN:
巴基斯坦:
За Пакистан:
POR EL PAKISTÁN:
Ahmed S. Bokhari
December 3, 1953

FOR PANAMA:
POUR LE PANAMA:
巴拿馬:
За Панама:
POR PANAMÁ:
E. Morales
28 December 1953

FOR PARAGUAY:
POUR LE PARAGUAY:
巴拉圭:
За Парагваи:
POR EL PARAGUAY:
No. 6555
For Peru:
Pour le Pérou:
秘鲁:
За Перу:
Por el Perú:

For the Philippine Republic:
Pour la République des Philippines:
菲律賓共和国:
За Филиппинскую Республику:
Por la República de Filipinas:

Eduardo Quintero
Melquiades Ibáñez

For Poland:
Pour la Pologne:
波蘭:
За Польшу:
Por Polonia:

For Portugal:
Pour le Portugal:
葡萄牙:
За Португалию:
Por Portugal:

For Romania:
Pour la Roumanie:
羅馬尼亞:
За Румынию:
Por Rumânia:
FOR SAN MARINO:
POUR SAINT-MARIN:
圣马力诺:
За Сан-Марино:
POR SAN MARINO:

FOR SAUDI ARABIA:
POUR L'ARABIE SAOUDITE:
蘇地亞拉伯:
За Саудовскую Аравию:
POR ARABIA SAUDITA:

FOR SPAIN:
POUR L'ESPAGNE:
西班牙:
За Испанию:
POR ESPAÑA:

Román de la Presilla
22 Octubre 1953

FOR SWEDEN:
POUR LA SUÈDE:
瑞典:
За Швецию:
POR SUECIA:

FOR SWITZERLAND:
POUR LA SUISSE:
瑞士:
За Швейцарию:
POR SUIZA:

A. Lindt

No. 6555
For Syria:
Pour la Syrie:
敘利亞:
За Сирію:
Por Siria:

For Thailand:
Pour la Thaïlande:
泰國:
За Таиланд:
Por Tailandia:

For Turkey:
Pour la Turquie:
土耳其:
За Турцию:
Por Turquía:

Selim Sarper
28 December 1953

For the Ukrainian Soviet Socialist Republic:
Pour la République Socialiste Soviétique d'Ukraine:
烏克蘭蘇維埃社會主義共和國:
За Українську Советську Соціалістичну Республіку:
Por la República Socialista Soviética de Ucrania:

For the Union of South Africa:
Pour l’Union Sud-Africaine:
南非聯邦:
За Южно-Африканский Союз:
Por la Unión Sudaficana:

and South West Africa¹

Jordaan
29 Dec. 1953

¹ et le Sud-Ouest africain.
FOR THE UNION OF SOVIET SOCIALIST REPUBLICS:
Pour l'Union des Républiques Socialistes Soviétiques:
蘇維埃社會主義共和國聯盟:
За Союз Советских Социалистических Республик:
Por la Unión de Repúblicas Socialistas Soviéticas:

FOR THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND:
Pour le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord:
大不列顛及北愛爾蘭聯合王國:
За Соединенное Королевство Великобритания и Северной Ирландии:
Por el Reino Unido de la Gran Bretaña e Irlanda del Norte:

J. H. Walker
J. K. T. Jones

FOR THE UNITED STATES OF AMERICA:
Pour les Etats-Unis d'Amérique:
美利堅合衆國:
За Соединенные Штаты Америки:
Por los Estados Unidos de América:

Harry J. Anslinger

FOR URUGUAY:
Pour l'Uruguay:
烏拉圭:
За Уругвай:
Por el Uruguay:

FOR VENEZUELA:
Pour le Venezuela:
委內瑞拉:
За Венесуэлу:
Por Venezuela:

Ad Referendum
Santiago Pérez P.
30-12-53

No. 6555
FOR VIET-NAM:
POUR LE VIETNAM:
越南:
3a Việt Nam:
POR VIETNAM:

TRAN-VAN-KHA

FOR YEMEN:
POUR LE YÉMEN:
葉門:
3a Йемен:
POR EL YEMEN:

FOR YUGOSLAVIA:
POUR LA YOUGOSLAVIE:
南斯拉夫:
3a Југославију:
POR YUGOESLAVIA:

Dragan Nikolić
24 June 1953