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**ISLAMABAD, MONDAY, OCTOBER 11, 2021**

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**PART II**

**Statutory Notifications (S.R.O.)**

**GOVERNMENT OF PAKISTAN  
MINISTRY OF NARCOTICS CONTROL  
CONTROL OF NARCOTICS SUBSTANCES**

**NOTIFICATION**

*Islamabad, the 2nd June, 2021*

**S. R. O. 1340(I)/2021.**— In exercise of the powers conferred by section 77 of the Control of Narcotics Substances Act, 1997 (XXV of 1997), read with sections 35 and 36 thereof, the Federal Government is pleased to direct that the following amendments shall be made in the Control of Narcotics Substances (Government Analysts) Rules, 2001, namely:—

In the aforesaid Rules,—

1. in rule 3, after the word “Medicine”, the expression “or Analytical Chemistry, Chemical Engineering or Organic Chemistry” shall be inserted and after the word “Federal”, the words “or Provincial” shall be inserted;
2. in rule 4, in sub-rule (1),—
  - (a) the words “on the spot of recovery” shall be omitted;
  - (b) after the word “Federal”, the words “or Provincial” shall be inserted; and

2243(1—5)

*Price : Rs. 10.00*

[1488(2021)/Ex. Gaz.]

- (c) for the words "duly authorized", the words "or official of the Force or Department" shall be substituted;

(3) in rule 5,—

- (a) in sub-rule (2), after the expression, "narcotic drugs", the expression "psychotropic substances or controlled substances" shall be inserted;

- (b) in sub-rule (3), (i) for the word, "analyst" the expression "Government Analyst" shall be substituted; and

- (ii) for the expression "a narcotic drugs", the expression "such drugs or substances" shall be substituted;

(4) for rule 6, the following shall be substituted, namely:—

**"6. Report of result of test or analysis.**—(1) The Government Analyst to whom a sample of any narcotic drug, psychotropic substance or controlled substance has been submitted for test or analysis under section 36 of the Act shall deliver a signed report in quadruplicate of the Result of the test and analysis, while observing protocols of the tests or analysis applied, after keeping one copy in the record under sub-rule (2) of rule 5 and three copies of the report shall be supplied as early as possible to the sender of the samples for further distribution as follows:—

- (a) one copy of the report be placed in Police File;
- (b) one copy of the report be submitted in the Trial Court for production as evidence; and
- (c) one copy of the report be supplied to the accused through concerned court.

*Explanation-I* All four copies shall be treated as primary evidence.

*Explanation-II* It shall be deemed to be full and sufficient compliance with the requirement of the rule in respect of the supply of "full protocols of the tests or analysis applied", If-

- (i) for pharmacopoeial drug or any substance, where the tests or methods of analysis prescribed in the official pharmacopoeia are followed, references to the specific tests or analysis in the pharmacopoeias are given in the report;
- (ii) for patent or proprietary medicines or any substance for which the tests and methods prescribed in any of the official pharmacopoeias are applicable and are followed, references to the specific tests or analysis in the pharmacopoeias are given in the report;

- (iii) for patent or proprietary medicines containing pharmacopoeial drugs for which the official tests or analysis or methods of assays are modified and applied, a description of the actual tests or, as the case may be analysis or methods of assays so applied is given in the report;
- (iv) for patent or proprietary medicines or any substances for which non pharmacopoeial tests or methods of analysis are available or can be applied but for which tests or methods of analysis given in standard books or journals from which the test or methods or analysis have been adopted, is given in the report;
- (v) for the narcotic drugs, psychotropic substances, controlled substances and any substance the name of test used at international level under the guidelines of Scientific Working Group On Drugs (SWGDRUGs), United Nations Office on Drugs (UNODC) or any other method of Analytical Chemistry;
- (vi) for those narcotics drugs, psychotropic substances and controlled substances or any other substance for which methods of test are not available and have been evolved by the Government Analyst, a description of tests applied is given in the report;
- (vii) for the test conducted by using techniques such as Mass Spectrometry, Infrared Spectrometry, Raman spectrometry and X-ray diffractometry (X-ray-D) etc. the name of test shall be mentioned; or
- (viii) The Government Analysts to whom a sample of any drug, psychotropic substance or controlled substance has been submitted, will deliver its report within fifteen days or submission or samples;

2. Any person being aggrieved on such report may within fifteen days of receipt thereof may make application of the Court for adducing evidence in contravention of the report.”;

(5) in rule 8, after the word “Federal”, the words “or Provincial” shall be inserted.

(6) for form I and II, the following shall be substituted namely:—

[No. 1-3/2018-Law.]

MUHAMMAD HASSAN ABDULLAH,  
Section Officer (ANF).

Annex-A

"CONFIDENTIAL"

FORM-I

MEMORANDUM FOR THE  
LABORATORY

Memo No.....  
From. ....  
To. ....

Dated .....

I send herewith by hand / by post through (name of Depositor/ Courier Company) under the provisions of section 35 of the CNS Act, 1997, sample (s) of narcotic drug or psychotropic substance or controlled substance or suspected substance purporting to be ..... for test and analysis.

The other details are as under:-

|     |  |  |
|-----|--|--|
| 1.  | FIR No with date   |  |
| 2.  | Name of Accused  |  |
| 3.  | Date of seizure  |  |
| 4.  | Place of seizure   |  |
| 5.  | Kind of purported narcotic drug / psychotropic substances / controlled substances seized |  |
| 6.  | Date of sample(s) drawn  |  |
| 7.  | Total number of sample(s) being sent to Lab  |  |
| 8.  | The approximate weight of each sample  |  |
| 9.  | Description of sample parcel(s)  |  |
| 10. | Marking on each sample for identification as S-1, S-2,.....                              |  |
| 11. | Description of seals affixed on sample(s)  |  |
| 12. | Number of seals affixed on each sample   |  |
| 13. | Date of dispatch the sample(s)   |  |

After performing test and analysis, please confirm and opine whether it contain ..... or otherwise. Please send your report of result of the test and analysis on the prescribed format of Form-II of Govt. Analyst Rules 2001 at the earliest.

Name and Signature  
of forwarding officer

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Annex-B

FORM-II

Lab Case # .....

Agency Wise Case # .....

CERTIFICATIONS OF TEST AND ANALYSIS BY FEDERAL / PROVINCIAL  
LABORATORY

1. Certified that.....sample(s) bearing seal of .....purporting to be sample(s) of ..... received by hand / by post through .....(name of depositor / courier company) on.....with memorandum No..... dated ..... from.....(name of sender/ police station)..... has been tested and analyzed and the result of each test and analysis is stated below:-

2. DETAILS OF THE RESULT OF TESTS AND ANALYSIS:

- a. F.I.R. No. .... Dated.....
- b. Name of Accused.....
- c. Gross Weight of samples S-1, S-2.....Net Weight of sample S-1, S-2.....
- d. The condition of the seal on the packet was observed as under:-
- e. Satisfactory or Unsatisfactory.
- f. Physical Examination. ....

- g. Chemical Examination of each sample separately .  
(i)....(name of test )... Test applied for identification. Result .....
- (ii)....(name of test).... Test applied for confirmation. Result .....
- (iii) ...[(Name of any other test (if applied))] for confirmation. Result. ....

h. OPINION: In the opinion of the undersigned the sample is (Narcotic drug / psychotropic substance/ controlled substance).....as defined in the section 2 of the CNS Act, 1997.

i. I have observed the required protocols of the above mentioned tests and may be prosecuted under the relevant laws for intentionally making a false statement to the Court.

Note: In case of mixture the %age of each Alkaloids, opium derivatives, Opiates, Cannabis, Drugs of abuse and the synthetic compounds are as follow:-

the Sample identification as ..... and contain %

Signature of Government Analyst of Testing Laboratory

Signature of any other authorized officer of laboratory

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