

# [ Act No. 2381, February 28, 1914 ]

## **AN ACT RESTRICTING THE USE OF OPIUM AND REPEALING ACT NUMBERED SEVENTEEN HUNDRED AND SIXTY-ONE.**

*By authority of the United States, be it enacted by the Philippine Legislature, that:*

SECTION 1. "Prohibited drug" and "opium," as herein used, shall be understood in the sense defined in section one hundred and thirty-five of the Internal Revenue Law of Nineteen hundred and fourteen.

SEC. 2. Except as provided in section one hundred and thirty-six of the Internal Revenue Law of Nineteen hundred and fourteen, no person shall own, prepare, or administer any prohibited drug, or have the same in his possession or subject to his control, or knowingly transport or permit the same to be in or on his premises; and save upon the prescription of a duly licensed and practicing physician, veterinarian, or dentist, no person shall inhale, snuff, chew, swallow, inject, or otherwise take or use any such drug in or on his body or permit the same to be used upon him by another. Nor shall any person keep, maintain, or conduct any dive or resort where opium is smoked or otherwise used contrary to law. The violation of any provision hereof Penalty, shall be punished by a fine of not less than three hundred nor more than ten thousand pesos and imprisonment not less than three months nor more than five years, and in case of recidivism incident to the commission of a second or subsequent offense under the provisions of this section, the delinquent may be deported if not a citizen of the United States or of the Philippine Islands.

SEC. 3. Any person who shall serve as guard or lookout for a dive or resort where opium is smoked or otherwise I've or resort-used contrary to law or who shall knowingly visit any such dive or resort shall, if not punishable under the provisions of the next preceding section hereof, be punished by a fine of not less than one hundred pesos nor more than three hundred pesos and imprisonment for not less than one month nor more than six months.

SEC. 4. Any person who shall unlawfully import or bring importation, any prohibited drug into the Philippine Islands, or assist in so doing, shall be punished by imprisonment for a period of not less than two nor more than five years, and by a fine of not less than three hundred pesos nor more than ten thousand pesos. In case of the commission of a second or subsequent offense under this section, the delinquent may be deported if not a citizen of the United States or of the Philippine Islands.

SEC. 5. Any person who shall unlawfully sell or deliver Sale and delivery, any prohibited drug to another person shall be punished by imprisonment for not less than one year nor more than five years, and by a fine of not less than three hundred pesos nor more than ten thousand pesos. In case of the commission of a second or subsequent offense under this section, the delinquent may be deported if not a citizen of the United States or of the Philippine Islands.

SEC. 6. The possession or custody of any opium pipe or to other apparatus designed for smoking, injecting, or administering opium in any manner is unlawful, except when in the hands or under the control of a person authorized by law to have and