

**AFGHANISTAN, ALBANIA, ARGENTINA,
AUSTRALIA, BELGIUM, etc.**

Protocol bringing under international control drugs outside the scope of the Convention of 13 July 1931 for limiting the manufacture and regulating the distribution of narcotic drugs, as amended by the Protocol signed at Lake Success on 11 December 1946. Signed at Paris, on 19 November 1948

English, French, Russian, Spanish and Chinese official texts. The registration ex officio took place on 1 December 1949.

**AFGHANISTAN, ALBANIE, ARGENTINE,
AUSTRALIE, BELGIQUE, etc.**

Protocole plaçant sous contrôle international certaines drogues non visées par la Convention du 13 juillet 1931 pour limiter la fabrication et réglementer la distribution des stupéfiants, amendée par le Protocole signé à Lake Success le 11 décembre 1946. Signé à Paris, le 19 novembre 1948

Textes officiels anglais, chinois, espagnol, français et russe. L'enregistrement d'office a eu lieu le 1^{er} décembre 1949.

No. 688. PROTOCOL¹ BRINGING UNDER INTERNATIONAL CONTROL DRUGS OUTSIDE THE SCOPE OF THE CONVENTION OF 13 JULY 1931² FOR LIMITING THE MANUFACTURE AND REGULATING THE DISTRIBUTION OF NARCOTIC DRUGS, AS AMENDED BY THE PROTOCOL SIGNED AT LAKE SUCCESS ON 11 DECEMBER 1946³. SIGNED AT PARIS, ON 19 NOVEMBER 1948

PREAMBLE

The States Parties to the present Protocol,

CONSIDERING that the progress of modern pharmacology and chemistry has resulted in the discovery of drugs, particularly synthetic drugs, capable of producing addiction, but not covered by the Convention of 13 July 1931 for Limiting the Manufacture and Regulating the Distribution of Narcotic Drugs, as amended by the Protocol signed at Lake Success on 11 December 1946,

DESIRING to supplement the provisions of that Convention and to place these drugs, including their preparations and compounds containing these drugs, under control in order to limit by international agreement their manufacture to the world's legitimate requirements for medical and scientific purposes and to regulate their distribution,

REALIZING the importance of the universal application of this international agreement and of its earliest possible entry into force,

HAVE RESOLVED to conclude a Protocol for that purpose and have agreed upon the following provisions :

¹ In accordance with article 6 the Protocol came into force on 1 December 1949 upon expiration of thirty days following the day (31 October 1949) on which twenty-five States, including six of those mentioned in the said article, signed the Protocol without reservation as to acceptance or accepted it. (See list, pages 316 and 318.)

² League of Nations, *Treaty Series*, Volume CXXXIX, page 301 ; Volume CXLVII, page 361 ; Volume CLII, page 344 ; Volume CLVI, page 268 ; Volume CLX, page 419 ; Volume CLXIV, page 407 ; Volume CLXVIII, page 234 ; Volume CLXXXII, page 426 ; Volume CLXXXI, page 398 ; Volume CLXXXV, page 411 ; Volume CLXXXIX, page 483 ; Volume CXCVII, page 340, and Volume CC, page 518. United Nations, *Treaty Series*, Volume 12, pages 179, 202 and 420 ; Volume 26, page 398 ; Volume 27, page 401, and Volume 31, page 479.

³ United Nations, *Treaty Series*, Volume 12, pages 179 and 418 ; Volume 14, page 492 ; Volume 15, page 446 ; Volume 18, page 385 ; Volume 19, page 328 ; Volume 26, page 398 ; Volume 27, page 401 ; Volume 31, page 479 ; Volume 42, page 355, and Volume 43, page 338.

CHAPTER I. CONTROL

Article 1

1. Any State Party to the present Protocol which considers that a drug which is or may be used for medical or scientific purposes and to which the Convention of 13 July 1931 does not apply, is liable to the same kind of abuse and productive of the same kind of harmful effects as the drugs specified in article 1, paragraph 2, of the said Convention, shall send a notification to that effect, with all material information in its possession to the Secretary-General of the United Nations, who shall transmit it immediately to the other States Parties to the present Protocol, to the Commission on Narcotic Drugs of the Economic and Social Council and to the World Health Organization.

2. If the World Health Organization finds that the drug in question is capable of producing addiction or of conversion into a product capable of producing addiction, this Organization shall decide whether the drug shall fall :

- (a) Under the regime laid down in the 1931 Convention for the drugs specified in article 1, paragraph 2, group I, of that Convention ; or
- (b) Under the regime laid down in the 1931 Convention for the drugs specified in article 1, paragraph 2, group II, of that Convention.

3. Any decision or finding in accordance with the preceding paragraph shall be notified without delay to the Secretary-General of the United Nations, who shall transmit it immediately to all States Members of the United Nations, to non-member States Parties to this Protocol, to the Commission on Narcotic Drugs and the Permanent Central Board.

4. Upon receipt of the communications from the Secretary-General of the United Nations notifying a decision under paragraph 2 (a) or (b) above, the States Parties to this Protocol shall apply to the drug in question the appropriate regime laid down by the 1931 Convention.

Article 2

The Commission on Narcotic Drugs, upon receipt of the notification from the Secretary-General of the United Nations in accordance with paragraph 1 of article 1 of this Protocol, shall consider as soon as possible whether the measures applicable to drugs specified in article 1, paragraph 2, group I, of the 1931 Convention should provisionally apply to the drug in question, pending receipt of the decision or finding of the World Health Organization. If the Commission on Narcotic Drugs decides that such measures should provisionally apply, this decision shall be communicated without delay by the Secretary-General of the United Nations to the States Parties to this Protocol, the World

Health Organization and the Permanent Central Board. The said measures shall thereupon be applied provisionally to the drug in question.

Article 3

Any decision or finding taken under article 1 or article 2 of this Protocol may be revised in the light of further experience, in accordance with the procedure provided in this chapter.

CHAPTER II. GENERAL PROVISIONS

Article 4

The present Protocol does not apply to raw opium, medicinal opium, coca leaf or Indian hemp as defined in article 1 of the International Convention relating to Dangerous Drugs signed at Geneva on 19 February 1925,¹ or to prepared opium as defined in chapter II of the International Opium Convention signed at The Hague on 23 January 1912.²

Article 5

1. The present Protocol, of which the Chinese, English, French, Russian and Spanish texts are equally authentic, shall be open for signature or acceptance on behalf of any Member of the United Nations and also of any non-member State to which an invitation has been addressed by the Economic and Social Council.³

2. Any such State may :

(a) Sign without reservation as to acceptance ;

¹ League of Nations, *Treaty Series*, Volume LXXXI, page 317 ; Volume LXXXVIII, page 390 ; Volume XCII, page 409 ; Volume XCVI, page 204 ; Volume C, page 249 ; Volume CIV, page 516 ; Volume CVII, page 525 ; Volume CXI, page 411 ; Volume CXVII, page 290 ; Volume CXXII, page 355 ; Volume CXXXIV, page 407 ; Volume CLVI, page 205 ; Volume CLX, page 348 ; Volume CLXVIII, page 233 ; Volume CXCI, page 269 ; Volume CXCVII, page 300 ; Volume CC, page 503, and Volume CCV, page 193. United Nations, *Treaty Series*, Volume 12, pages 179, 198 and 419.

² League of Nations, *Treaty Series*, Volume VIII, pages 187, 236 and following ; Volume XI, page 415 ; Volume XV, page 311 ; Volume XIX, page 283 ; Volume XXIV, page 163 ; Volume XXXI, page 245 ; Volume XXXV, page 299 ; Volume XXXIX, page 167 ; Volume LIX, page 346 ; Volume CIV, page 495 ; Volume CVII, page 461 ; Volume CXVII, page 48 ; Volume CXXXVIII, page 416 ; Volume CLXXII, page 390 ; Volume CC, page 497 ; Volume CCIV, page 438 and Volume CCV, page 192. United Nations, *Treaty Series*, Volume 12, page 179 and Volume 42, page 355.

³ An invitation to sign or accept the Protocol of 19 November 1948 was addressed by the Economic and Social Council to the following States not members of the United Nations : Albania, Austria, Bulgaria, Ceylon, Finland, Hungary, Ireland, Italy, Liechtenstein, Monaco, Portugal, Romania, San Marino, Switzerland.

- (b) Sign subject to acceptance and subsequently accept ; or
- (c) Accept.

Acceptance shall be effected by the deposit of a formal instrument with the Secretary-General of the United Nations.

Article 6

The present Protocol shall come into force upon the expiration of thirty days following the day on which twenty-five or more States have signed it without reservation, or accepted it in accordance with article 5, provided that such States shall include five of the following : China, Czechoslovakia, France, Netherlands, Poland, Switzerland, Turkey, United Kingdom, Union of Soviet Socialist Republics, United States of America, Yugoslavia.

Article 7

A State which has signed without reservation as to acceptance, or accepted pursuant to article 5, shall become a Party to this Protocol upon its entry into force or upon the expiration of thirty days following the date of such signature or acceptance, if executed after its entry into force.

Article 8

Any State may, at the time of signature or the deposit of its formal instrument of acceptance or at any time thereafter, declare by notification addressed to the Secretary-General of the United Nations that the present Protocol shall extend to all or any of the territories for which it has international responsibility, and this Protocol shall extend to the territory or territories named in the notification as from the thirtieth day after the date of receipt of this notification by the Secretary-General of the United Nations.

Article 9

After the expiration of five years from the date of the coming into force of the present Protocol, any State Party to the present Protocol may, on its own behalf or on behalf of any of the territories for which it has international responsibility, denounce this Protocol by an instrument in writing deposited with the Secretary-General of the United Nations.

The denunciation, if received by the Secretary-General on or before the first day of July in any year, shall take effect on the first day of January in the succeeding year, and, if received after the first day of July, shall take effect as if it had been received on or before the first day of July in the succeeding year.