

No. 2 of 1893.

An Ordinance relating to the sale by retail of Opium and Bhang within Municipalities and Local Board Towns.

Preamble.

WHEREAS it is expedient to amend "The Opium and Bhang Ordinance, 1878," and to extend certain of the provisions of the Ordinance No. 9 of 1889, intituled "An Ordinance relating to the sale by retail of Opium and Bhang within the Colombo Municipality," to other municipalities, and also to any town in which a local board has been established: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

To be read as one with Ordinances Nos. 4 of 1878 and 9 of 1889.

Governor may bring any municipality or local board under the operation of this Ordinance.

Section 7 of the Ordinance No. 4 of 1878 shall not apply to any town brought under the operation of this Ordinance.

Number of licenses and conditions to be attached thereto to be annually published.

1 This Ordinance and the Ordinances No. 4 of 1878 and No. 9 of 1889 shall be taken and read as one Ordinance.

2 From and after the date at which this Ordinance shall come into operation it shall be lawful for the Governor, with the advice of the Executive Council, by Proclamation to be for that purpose published in the *Government Gazette*, to bring any town in which a municipality or local board has been or may be established, other than Colombo, under the operation of this Ordinance, and such Proclamation to amend, alter, or revoke as and whenever the Governor shall, with the like advice, determine.

3 The provisions of section 7 of the Ordinance No. 4 of 1878, relating to the granting of licenses to sell by retail opium and bhang, and the fees to be paid for such licenses, shall not apply to any town brought under the operation of this Ordinance, and licenses to sell by retail opium and bhang within the limits of any such town shall be granted only as herein provided.

4 The chairman of the municipal council or of the local board shall, on or before the thirtieth day of November in each year, cause to be published twice at least in the *Government Gazette* and in one or more of the local newspapers a notice declaring the number of licenses for the sale by retail of opium and bhang within the limits of any such town which shall be granted for the year commencing

the first day of January then next. The number of such licenses so to be granted shall be in the discretion of the said council or board, but shall in no case exceed five within the limits of any municipal council and three within the limits of any local board for any one year.

5 The provisions of sections 4, 5, 6, and 7 of Ordinance No. 9 of 1889 shall extend to any town brought under the operation of this Ordinance.

Sections 4, 5, 6, and 7 of the Ordinance No. 9 of 1889 extended to towns brought under the operation of this Ordinance.
Re-sale at risk of purchaser.

6 In the event of any such re-sale as by section 6 of the Ordinance No. 9 of 1889 mentioned realizing a smaller amount than that at which the highest bidder at the previous sale had been declared the purchaser, such highest bidder shall be liable for the difference, which shall be recoverable by action, notwithstanding the amount may exceed the sum of one hundred rupees, in a court of requests having in other respects jurisdiction in that behalf.

7th November, 1893.
