

GOVERNMENT NOTIFICATION.—No. 402.

The following Bye-laws, made by the Sanitary Board under sub-section 22 of section 13 of Ordinance 24 of 1887, and approved by the Legislative Council, are published.

By Command,

T. SERCOMBE SMITH,  
*Acting Colonial Secretary.*

Colonial Secretary's Office, Hongkong, 13th September, 1898.

BYE-LAWS

*Made under sub-section 22 of section 13 of Ordinance 24 of 1887, for regulating the sale of poisons in the Colony of Hongkong.*

1. All the articles named or referred to in the List, hereto annexed, both in Part I. and Part II. are Poisons within the meaning of these bye-laws.

SALE BY RETAIL.

2. No poison mentioned in either Part of the list hereto annexed shall be sold by retail, unless such poison or the vessel, wrapper, or cover, in which it is contained, be distinctly labelled with the name of the article, the word "Poison" in both English and Chinese characters and the name and address of the seller.

ADDITIONAL REGULATIONS CONCERNING THE POISONS CONTAINED  
IN PART I. ONLY OF THE LIST.

3. No poison included in Part I. of the List shall be sold by retail, to any person unknown to the seller, unless introduced by some person known to the seller; and on every sale of any such article the seller shall, before delivery, make or cause to be made an entry in a book, to be kept for that purpose, of—

- (1.) The date of sale;
- (2.) The name and address of the purchaser.
- (3.) The name and quantity of the article sold, and
- (4.) The purpose for which it is stated to be required; to which the signature, chop or mark of the purchaser, and of the person, if any, who introduced him, shall be affixed.

NOTE.—These requirements are in addition to those contained in Bye-law 2.

SPECIAL REGULATIONS APPLYING ONLY TO ARSENIC AND ITS PREPARATIONS.

4. No arsenic or any of its preparations shall be sold by retail, unless the following provisions be also observed:—

- (1.) That the poison, if colourless, be mixed with soot or indigo, so as to colour it.
- (2.) That the person to whom the poison is sold or delivered be apparently not less than 16 years of age.
- (3.) That the occupation, as well as the name and address, of the purchaser be entered in the "Poison-book."
- (4.) That when the purchaser is not known to the seller, and is introduced by some person known to both, this person shall be present as a witness to the transaction, and shall enter his name and address in the "Poison-book."

NOTE.—These requirements are in addition to those contained in Bye-laws 2 and 3.

ENTRIES, ETC. IN FOREIGN LANGUAGES.

5. In the case of persons who cannot write or speak English the entries, labels and signatures required as above may be made in the language with which such persons are acquainted, provided always, that the word "Poison" as required by Bye-law 2 must appear upon the label in both English and Chinese characters.

EXEMPTION.

6. None of the foregoing regulations apply to any article when forming part of the ingredients of any medicine dispensed by:—

- (a) any Chemist and Druggist duly qualified under the English Pharmacy Act of 1868; or
- (b) any person who shall have previously proved to the satisfaction of the Governor that he possesses a similar qualification or has passed through a course of study and examination as thorough and sufficient as the minimum course of study and examination required for registration under the said Pharmacy Act; or

- (c) any person at present in practice as a Chemist and Druggist who shall have previously proved to the satisfaction of the Governor that he is competent to dispense poisons; or
- (d) a medical practitioner duly registered under the Medical Registration Ordinances in force for the time being in this Colony, or entitled to the benefit of section 20 of Ordinance 6 of 1884:

provided that, if the medicine contain a poison included in either Part of the List, the ingredients of the medicine together with the name of the person to whom it is sold or delivered, be entered in a book kept for that purpose ("Prescription-book"), and that the name and address of the seller be attached to the medicine.

7. These bye-laws shall come into force one calendar month from the date on which they are approved by the Legislative Council.

NOTE.—By section 83 of Ordinance 24 of 1887, any person who shall contravene any provision of any of the above bye-laws shall be liable to a penalty not exceeding fifty dollars or, in default of payment, imprisonment not exceeding three months.

Made by the Sanitary Board this 25th day of August, 1898.

FRANCIS W. CLARK,  
*Acting Secretary.*

Approved by the Legislative Council this 12th day of September, 1898.

J. G. T. BUCKLE,  
*Clerk of Councils.*

LIST OF POISONS WITHIN THE MEANING OF THESE BYE-LAWS.

Part I.

<p><i>Not to be sold unless the purchaser is known to, or is introduced by, some person known to, the seller;</i></p> <p style="text-align: center;"><i>also</i></p> <p><i>Entry to be made in "Poison-book"</i></p> <p style="text-align: center;"><i>of</i></p> <ol style="list-style-type: none"> <li>1. Date of Sale;</li> <li>2. Name and address of purchaser;</li> <li>3. Name and quantity of article;</li> <li>4. Purpose for which it is wanted;</li> </ol> <p style="text-align: center;"><i>Attested by signature;</i></p> <p style="text-align: center;"><i>and</i></p> <p><i>Must be labelled with</i></p> <ol style="list-style-type: none"> <li>1. Name of article.</li> <li>2. The word "Poison."</li> <li>3. Name and address of seller.</li> </ol>	<p><i>Arsenic</i>, and its preparations (see also special regulations under bye-law 3 of these bye-laws).  <i>Aconite</i>, and its preparations;  <i>Alkaloids</i>.—All poisonous vegetable alkaloids and their salts;  <i>Atropine</i>, and its preparations;  <i>Cantharides</i>;  <i>Corrosive Sublimate</i>;  <i>Cyanide of Potassium</i>, and all metallic cyanides and their preparations;  <i>Emetic Tartar</i>;  <i>Ergot of Rye</i>, and its preparations;  <i>Prussic Acid</i>, and its preparations;  <i>Savin</i>, and its oil;  <i>Strychnine</i>, and its preparations;  <i>Vermin Killers</i>, if preparations of poisons the preparations of which are in Part I. of this schedule.  <i>Datura Alba</i>, and its preparations;  <i>Gelsemium Elegans</i>, and its preparations;  <i>Orpiment</i>.</p>
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Part II.

<p><i>Must be labelled with</i></p> <ol style="list-style-type: none"> <li>1. Name of article.</li> <li>2. The word "Poison."</li> <li>3. Name and address of seller.</li> </ol>	<p><i>Almonds, Essential Oil of</i> (unless deprived of Prussic Acid);  <i>Belladonna</i>, and its preparations;  <i>Cantharides</i>, Tincture and all vesicating liquid preparations of;  <i>Carbolic Acid</i>;  <i>Chloroform</i>;  <i>Chloral Hydrate</i>, and its preparations;  <i>Corrosive Sublimate</i>, preparations of;  <i>Morphia</i>, preparations of;  <i>Nux Vomica</i>, and its preparations;  <i>Oxalic Acid</i>;  <i>Precipitate, Red</i> (Red Oxide of Mercury);  <i>Precipitate, White</i> (Ammoniated Mercury);  <i>Vermin Killers</i> (see Part I.) compounds containing "Poisons" prepared for the destruction of vermin, if not subject to the provisions of Part I. are in Part II.</p>
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