

## INDIAN HEMP (AMENDMENT) DECREE 1975



## Decree No. 34

[24th October 1975]

Commencement.

THE FEDERAL MILITARY GOVERNMENT hereby decrees as follows—

1. The Indian Hemp Decree 1966 is hereby amended as follows :—

Substitution of new penalties in 1966 No. 19.

(a) in section 2 (1) for the words "to be sentenced" up to the end of the subsection, there shall be substituted the words "to imprisonment for not less than ten years." ;

(b) in section 3 (1) for the words "to be sentenced either to death or to imprisonment for a term of not less than fifteen years" ; there shall be substituted the words "to imprisonment for not less than ten years" ;

(c) in section 4 for the words "for a term of not less than ten years." there shall be substituted the words "for ten years." ;

(d) in section 5 (1) for the words "to imprisonment for a term of not less than ten years" there shall be substituted the words "to a fine of ₹200 or imprisonment for not less than six months or to both such fine and imprisonment" ;

(e) section 6 shall be deleted ;

(f) in subsections (1) and (2) of section 7 for the words "for a term of not less than ten years" there shall be substituted the words "for ten years.

2. Notwithstanding anything to the contrary in the Interpretation Act 1964, the appropriate penalty prescribed in respect of an offence by the Indian Hemp Decree 1966 as amended by this Decree shall be applicable in respect of any person who, after the commencement of this Decree, is convicted of that offence whether or not the offence was committed before the commencement of this Decree.

Appropriate penalty in certain cases. 1964 No. 1

Citation.

3. This Decree may be cited as the Indian Hemp (Amendment) Decree 1975.

MADE at Lagos this 24th day of October 1975.

BRIGADIER M. R. MUHAMMED,  
*Head of the Federal Military Government,  
Commander-in-Chief of the Armed Forces,  
Federal Republic of Nigeria*

#### EXPLANATORY NOTE

*(This note does not form part of the above Decree but is intended to explain its purport)*

The Decree amends the Indian Hemp Decree 1966 to introduce less severe penalties for the various offences created by that Decree. The penalty imposed in respect of the cultivation, sale, importation and exportation of Indian hemp is now to be imprisonment for a term not exceeding ten years and the penalty in respect of smoking or possession of Indian hemp is a fine not exceeding ₦200 or imprisonment for not less than six months or both such fine and imprisonment.