

**THE
BANGLADESH CODE
VOLUME - VII**

**THE WHITE PHOSPHORUS MATCHES
PROHIBITION ACT, 1913**

ACT NO. V OF 1913

[7th March, 1913]

An Act to prohibit the importation, manufacture and sale of matches made with white phosphorus.

WHEREAS it is expedient to prohibit the importation, manufacture and sale of matches made with white phosphorus;

It is hereby enacted as follows:—

1. (1) This Act may be called the White Phosphorus Matches Prohibition Act, 1913.

Short title, extent and commencement

(2) It extends to the whole of ¹[Bangladesh].

(3) It shall come into force on the first day of July, 1913, with the exception of section 6, which shall come into force on the first day of July, 1914.

2. In this Act, “white phosphorus” means the substance commonly known as white or yellow phosphorus.

Definition

3. *[Repealed by the Repealing Act, 1938) section 2 and Schedule.]*

¹ The word "Bangladesh" was substituted, for the word "Pakistan" by section 3 and 2nd Schedule of the Bangladesh Laws (Revision and Declaration) Act, 1973 (Act No. VIII of 1973).

4. (1) No person shall use white phosphorus in the manufacture of matches.

Prohibition of use of white phosphorus in manufacture of matches

(2) Any person who uses, or permits the use by any person under his control, of white phosphorus in the manufacture of matches, shall be punishable with fine which may extend to two hundred ¹[Taka].

5. (1) Every person who manufactures matches shall allow an Inspector of Factories appointed under the ²[Factories Act, 1965], at any time to take for analysis sufficient samples of any material in use or mixed for use, in such manufacture:

Power of Inspector of Factories to take samples of material used in manufacture

Provided that any such person may, at the time the sample is taken, and on providing the necessary appliances, require the Inspector to divide the sample so taken into two parts, and to mark, seal and deliver to him one part.

(2) Any person who refuses to permit any such Inspector of Factories as aforesaid to take a sample, in accordance with the provisions of sub-section (1), shall be punishable with fine which may extend to two hundred ³[Taka].

¹ The word "Taka" was substituted, for the word "rupees" by section 3 and 2nd Schedule of the Bangladesh Laws (Revision and Declaration) Act, 1973 (Act No. VIII of 1973).

² The words, comma and figure "Factories Act, 1965" were substituted, for the words, comma and figure "Indian Factories Act, 1911" by section 3 and 2nd Schedule of the Bangladesh Laws (Revision and Declaration) Act, 1973 (Act No. VIII of 1973).

³ The word "Taka" was substituted, for the word "rupees" by section 3 and 2nd Schedule of the Bangladesh Laws (Revision and Declaration) Act, 1973 (Act No. VIII of 1973).

6. (1) No person shall sell, or offer or expose for sale, or have in his possession for the purposes of sale, any matches made with white phosphorus. Prohibition of sale

(2) Any person who contravenes the provisions of subsection (1) may, on complaint to a Sub-divisional Magistrate or Magistrate of the first class, be ordered to forfeit any such matches in his possession, and any matches so forfeited shall be destroyed or otherwise dealt with as the Magistrate may direct.
