Import Amphetamines / Methylamphetamines
Commercial Quantity
s.233B(1) (Cth) *Customs Act*

s 233B(1) **(a)(iii) import**

(a)(iv) possess prohibited import

(a)(vi) possess reasonably suspected prohibited import

Commercial Quantity: 750gm

There was no commercial amount for amphetamines / methylamphetamines until 9.12.2004

Maximum Penalty: Life

s.235(2)(c)(i)

s.16G (CTH) *Crimes Act* was repealed 16.1.2003 (applies to all sentences imposed after that date)

Section s 233B repealed 6.12.2005

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
1.	**Mohammadi** (2006) 175 A Crim R 384 [2006] QCA 530 Co-offender: LABANON	Import	7.314kg methylamphet	VG	14y NPP 7y	AD		Accompanied co-offender Maio to receive package from co-offender L left aboard warship by Maio several months earlier– a principal involved in making arrangements

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
2.	**Labanon** (39) [2006] QCA 529 Co-Offender: MOHAMMADI	Import	7.314kg methylamphet	VG	6y NPP 3y	Crown AA 8y NPP 4y	nil	Jury reached special verdict finding he did not knowingly import drugs but recklessly did so - Imported drugs with 2 co offenders - Serving as petty officer on US warship which docked at Townsville – left ship carrying bag containing drug packages – met with co offender exchanged bag for money – street value between $3.9M-$10M Good character – married with three children. Finding of recklessness did warrant a lesser sentence than co offenders but nevertheless inadequate.
3.	**To (Si Thanh)** (25) (2007) 172 A Crim R 12 [2007] NSWCCA 200	Aid, abet, counsel, procure import	34.8 kg methylamphet	VG	17y NPP 10y 6m	Crown AA 25y NPP 15y	nil	**POST 16G REPEAL** Drugs found by customs officers in container holding speedboat and trailer – with co offender tried to secure release of container from customs – principal role in Australia - wholesale value $5M.
4.	**Puan** (39) [2009] NSWCCA 194	Import	839.2 g methylamphet	VG	12y NPP 8y	AD	dishonesty	**POST 16G REPEAL** Drugs found in liquor bottles upon arrival at Sydney airport – wholesale value $230k. Sentence towards top of range.

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