Import Cocaine

Commercial Quantity

s.233B(1) (Cth) *Customs Act*

s 233B(1) **(b) import**

(c) possess prohibited import

(ca) possess reasonably suspected prohibited import

(cb) conspire to import (*repealed 15.12.2001*)

(d) knowingly concerned in import (*repealed 15.12.2001*)

Subsection substituted 28.9.2004

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

(a)(iv) possess prohibited import

(a)(vi) possess reasonably suspected prohibited import

Commercial Quantity: 2kg

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s.16G (CTH) *Crimes Act* was repealed 16.1.2003 (applies to all sentences imposed after that date)

Section s 233B repealed 6.12.2005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	Result	Appeal	Record	Facts
1.	**Pereira** (25) (1991) 57 A Crim R 46 NSWCCA	Import Possess trafficable qty cocaine	6.094kg 1.422kg	PG	10y NPP 6y (concurrent sentences)	Crown AA 13y NPP 8y 6m	nil	Principal who had actively recruited others. Excellent prospects of rehabilitation.

This table has been prepared by the Public Defenders as a guide. Individual cases should be read if they are to be relied upon.

	Case (age if known)	Offence	Amount (pure)	Plea	Result	Appeal	Record	Facts
2.	**Luckier** (68) NSWCCA 26.3.1993	Import	3.387kg	VG	8y 6m NPP 5y 6m	AD		Colombian
3.	**Warfield** (41) (1994) 73 A Crim R 516 NSWCCA	Conspiracy to import	4.378kg	PG (Sentence indication)	7y NPP 4y 6m	Crown AA 9y NPP 6y	nil	Arranged for collection of consignment and storage of drugs until further orders - to receive $50,000 - more than mere courier. In secure employment with no indication of financial need.
4.	**Tamayo** **Martinez** NSWCCA 24.11.1995	Possess Possess	47.7kg	PG PG	14y NPP 10y 10y NPP 7y	AD	nil nil	T local distributor working on commission basis for Columbian organisation - M lieutenant. T remorseful and health problems. M gave assistance.
5.	**Lara-Gomez** (38) NSWCCA 24.4.1996	2 x Posses	59kg 18kg	PG	18y NPP13y 6m	AD	nil	Drugs found in flat rented by offender and nearby garage - came to Australia to establish warehouse facilities and distribute it according to orders - not principal but major player. No co-operation On appeal: Life would have been appropriate but for subjective features
6.	**Saade** NSWCCA 27.9.1996	Knowingly involved in importation	4.009kg	VG	12y NPP 6y 9m	Conviction AD		Found secreted in luggage at airport - higher than courier but lower than principal.
7.	**Zapata** (36) VSCA 17.10.1996	Consp import	2.98kg	VG	8y 6m NPP 5y	AD	nil	Recruited by brother to be involved in importation of drugs from Colombia – drugs concealed in windsurfer brought in by brother Good prospects of rehabilitation
8.	**Salles** [1997] QCA 129 [2003] QCA 127 Co-offenders: FILHO (2003) FERREIRA (2002)	Import	14.872kg	PG	20y NPP 10y	AD AA To allow backdate		One of three seamen who brought drugs from Brazil– brought drugs ashore – arranged for new delivery when original plan to deliver drugs to Japan aborted

	Case (age if known)	Offence	Amount (pure)	Plea	Result	Appeal	Record	Facts
9.	**Barsky** NSWCCA 12.12.1997	Import	3.133kg	PG	10y NPP 7y 6m	AA 10y NPP 6y		Cocaine in windsurfer - participated in controlled delivery from airport - more than mere courier - to receive $40,000 for involvement. Reduction for assistance.
10.	**Bernier** (47) (1998) 102 A Crim R 44 NSWCCA	Import	2.0451kg	PG	12y 7y 6m NPP	AA 9y 5y 6m NPP	nil	Found at airport with drugs attached to body - drug user in Canada - importing drug to pay off debt to bikie gang – offender and wife threatened - sentenced as a courier who will not re-offend.
11.	**Spiteri** (47) [1999] NSWCCA 3	Import	8.347kg	VG	14y NPP 8y	Crown AD	nil	Sent horse carriage and ramp from Nicaragua to Australia containing cocaine - more culpable than courier - probably a partner in enterprise. Not driven to crime by need, association or duress.
12.	**Jiminez** [1999] NSWCCA 7	Import	3.01kg	PG	12y NPP 6y 8m	AA 9y NPP 6y		Imported drugs in unaccompanied suitcase. Refugee - previously incarcerated in Nicaragua without trial for 9 years - assistance to authorities - medical condition - good prospects of rehabilitation.
13.	**Whitney** (56) [1999] NSWCCA 38	Import	2.79 kg	PG	7y NPP 4y 6m	AA 6y NPP 3y 9m (parity)		Baggage found to contain drugs - acted as courier for $30,000. US citizen - significant assistance to authorities leading to risk of danger to appellant and family.
14.	**Stead** [1999] NSWCCA 41	Conspiracy to import	4 kg (approx)	PG	10y NPP 5y	AD		Imported cocaine in computers with co-offenders. Difficult to classify role - not dealer, main organiser or financier.
15.	**Diaz** (22) [1999] NSWCCA 123 Co-accused: SAAVEDRA REARDON MICHAELS TAYLOR COX	Conspiracy to import	50 kg (proposed importation)	PG	5y NPP 2y 6m	AD	nil	Female - Conspired with 6 others to import drugs. Ceased to be conspirator one week prior to arrest - provided assistance interpreting conversations for organisers - high order of assistance.

	Case (age if known)	Offence	Amount (pure)	Plea	Result	Appeal	Record	Facts
16.	**Meggett** (25) (1999) 107 A Crim R 257 [1999] NSWSC 606 Wood CJ at CL Co-offender: GONZALEZ-BETES FLAVEL VAQUERE	Import	171.2793kg	PG	10y NPP 6y			Sailed boat containing cocaine from Cuba - no knowledge of amount - more than courier but less than mid-level executive. Prior good character - favourable prospects of success - good assistance to police.
17.	**Koert** (29) [2000] NSWCCA 21	Import	2.435kg	PG	5y NPP 3y	AD		Female brought drugs in from Chile - co-operated with police for 5 days - seeking to raise money to return to children she left in South Africa when husband's threat to kill her forced her to leave - courier.
18.	**Bellorini** **Ruiz** [2000] NSWCCA 50	Import Possess comm qty cocaine Import	4kg 4kg 4kg	PG PG	9y NPP 6y 7y 9m NPP 4y 9m	AA 8y NPP 5y AD	nil nil	2 females - four offenders brought 4kg cocaine each from America in backpacks - R arrested at airport - B arrested at hotel room with co-offender and his cocaine. B - not isolated importation - motivated by greed - hardship of being incarcerated in foreign country R - mother of young children - co-operated with police.
19.	**Markar** [2000] NSWCCA 72	Attempt possess	2.635kg	PG	6y 6m NPP 4y 6m	AD		Took possession of packaged sent from overseas - controlled delivery - assessed at level of courier.

	Case (age if known)	Offence	Amount (pure)	Plea	Result	Appeal	Record	Facts
20.	**Guzman** **Henao** (55) [2000] NSWCCA 261 Co-accused: UZABEAGA	Knowingly concerned in importation Knowingly concerned in importation traff qty Knowingly concerned in importation Knowingly concerned in importation traff qty Sched: Proceeds of crime	2.635kg 1.249kg 2.635kg 1.249kg	PG PG	12y 6m NPP 9y 6m FT 7y (concurrent) 17y 6m NPP 13y 6m FT 8y (concurrent)	AA 12y 6m NPP 7y 6m FT 7y (concurrent) 17y 6m NPP 12y FT 8y (concurrent)	no priors prior drug offence	Husband and wife took delivery of packages containing cocaine - both principals - husband head of drug syndicate in Australia. Appeal allowed on basis Judge erred in setting non parole period at 75% head sentence.
21.	**Romero-Cepeda** [2000] NSWCCA 229	Knowingly concerned in importation	3.5739kg	VG	11y NPP 6y 6m	AD (no parity issue)		Controlled delivery of cocaine set in plastic folders to various addresses in Australia from Colombia - chemist sent to Australia to extract cocaine from plastic folders - high criminality Co-offender *Toro-Martinez* (2000) 114 A Crim R 533 (trafficable quantity)
22.	**Saavedra** [2000] NSWCCA 234 Co-accused: DIAZ REARDON MICHAELS TAYLOR COX	Conspiracy to import	50kg	PG	7y NPP 4y 6m	AD		Female - plan to import drug in wine failed when unable to obtain cocaine from South America - made contact with persons in South America who could supply drug. Assistance to authorities.

	Case (age if known)	Offence	Amount (pure)	Plea	Result	Appeal	Record	Facts
23.	**Aussem** [2000] NSWCCA 220	Import	2.96kg	PG	8y NPP 2y 6m	Crown AA 6y NPP 3y		Arrested at airport carrying drugs. Substantial assistance to authorities resulting in personal risk - 50% reduction in NPP - health problems.
24.	**Bateman** (43) [2000] NSWSC 915 James J Co-accused: BARTLE DIEZ FRY ROBERTI THOMPSON	Knowingly concerned in importation	383.4kg	PG	13y NPP 8y 6m		offence committed while escaped from custody - drug offences	Involved in arranging importation through yacht - cocaine valued at over $62million - offence involved elaborate planning, many participants and large expenditure - important organising role but below mid-level executive. 50% discount for all subjective features including extensive assistance.
25.	**Uzabeaga** (2000) 119 A Crim R 452 [2000] NSWCCA 381 Co-accused: HEAO GUZMAN	Knowingly concerned in importation Knowingly concerned in importation traff qty Sched: Proceeds of crime	2.6354kg 1.249kg	PG	15y NPP 11y 6m FT 6y (concurrent)	AA 12y 6m NPP 7y 6m FT 6y (concurrent)	nil	Arranged customs clearance and collection of two consignments of cocaine concealed in satellite equipment - role greater than courier. Assistance to authorities - delay.
26.	**Richards** (2001) 123 A Crim R 14 [2001] NSWCCA 160	Conspiracy to import	4kg	VG	12y NPP 8y	AA 9y NPP 6y (Parity)	lengthy	Involved in conspiracy to import cocaine from America - principal role as financier and organiser.

	Case (age if known)	Offence	Amount (pure)	Plea	Result	Appeal	Record	Facts
27.	**Gonzalez-Betes** [2001] NSWCCA 226 Co-offender: MEGGETT FLAVEL VAQUERE	Knowingly concerned in importation	172.2kg	VG	Life NPP 22y	AD		Female – involved in importation of drugs in yacht - mid-level executive.
28.	**Flavel** [2001] NSWCCA 227 Co-offender: MEGGETT GONZALEZ-BETES VAQUERE	Import	172.2kg	VG	Life NPP 25y	AD		Involved in importation of drugs through yacht - mid-level executive.
29.	**Salgado-Silva** (2001) 126 A Crim R 1 [2001] NSWCCA 423 Co-Accused: CORDERO-VIDAL	Import	8.105kg	PG	17y NPP 13y	AA 17y NPP 11y 4m	nil	With co-accused arrived at Sydney Airport posing as cameramen to do work for NBC on Olympic Games - drugs located inside camera equipment - middle man - more than courier Assistance to authorities – pleaded at close of Crown case
30.	**Weininger** (29) (2001) 119 A Crim R 151 [2000] NSWCCA 501 (2003) 212 CLR 629 [2003] HCA 14	Knowingly concerned import Conspiracy to money launder Conspiracy to supply comm qty cocaine	4393.9g	PG	18y NPP 12y 10y 10y (concurrent sentences)	AD Appeal to HCA dismissed	Nil	Involved in arranging to import drugs from America through courier – courier was undercover officer – relatively senior position in sophisticated and experienced organisation – “junior partner" or "middle level participant"

	Case (age if known)	Offence	Amount (pure)	Plea	Result	Appeal	Record	Facts
31.	**Ferreira** (2002) 127 A Crim R 568 [2002] QCA 12 Co-offender: FILHO SALLES	Import	14.872kg	PG	19y NPP 9y 6m	AD		Brazilian crewman aboard ship – one of three who brought ashore cocaine in bags – recruited co-offender Filho
32.	**Nunez** (50) [2002] VSCA 15	Knowingly concerned import	2.8kg	PG	9y NPP 6y	AD	Nil	Significant organisational role from Australian end – drugs brought from Colombia through a courier
33.	**X** (35) **Y** (59) (2002) 130 A Crim R 153 [2002] NSWCCA 40	Consp import cocaine Consp import ecstasy Consp import cociane Consp import ecstasy	7.1648kg 24.4889kg 7.1648kg 24.4889kg	PG	7y 6m NPP 5y 7y 6m NPP 5y (concurrent) 5y NPP 3y 5y NPP 3y (concurrent)	Crown AA 10y NPP 5y 10y NPP (concurrent) 7y NPP 3y 7y NPP 3y (concurrent)	Old but serious offence of import heroin nil	Conspiracy extended over 6 months – travelled to Europe to arrange for importation of drugs concealed in hydraulic rams – packed drugs themselves then monitored progress – picked up rams upon arrival in Sydney – controlled delivery X recruited Y – not a principal but significant organisations responsibilities Y – role less than X but still active and important contribution Significant discount for assistance and plea for both offenders
34.	**Cordero-Vidal** (2002) 128 A Crim R 543 [2002] NSWCCA 36 Co-Accused: SALGADO- SILVA	Import	8.105kg	VG	16y NPP 11y	AA 16y NPP 10y 8m		Assisted co-offender to bring in cocaine in video camera battery belts.

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35.	**Reardon** (49) **Michaels** **Taylor** (55) [2002] NSWCCA 203 Co-offenders DIAZ SAAVEDRA COX	Conspiracy to import Conspiracy to import Conspiracy to import	50kg	VG VG VG	17y 11m NPP 14y 20y NPP 16y 12y NPP 10y	AA 17y 11m NPP 12y 18y NPP 13y 12y NPP 8y	Petty criminal - old AR offence On parole for drug offence Long history including drug offences	Conspiracy to import drugs from Chile using wine importing business R - a principal - organiser - prospects of rehabilitation - carer for disabled wife - 15y stepson and younger disabled son M - made arrangements for supply of cocaine from Chile - prospects of rehabilitation T - Lesser involvement - physical and mental illness
36.	**Suarez-Mejia** (2002) 131 A Crim R 577 [2002] WASCA 187 Co-offenders: REAVES De la ESPRIELLA-VELASCO	Import	707kg	PG (28.5%)	Life NPP 20y	AD		Colombian national – sailed with Reaves to South Atlantic to obtain drugs from another boat – removed drugs and concealed them beneath rocks on West Australian coast – boat scuttled at sea – role was to watch over drugs at sea and ensure safe delivery to Australia
37.	**Zuluaga-Gomez** (40) [2002] NSWCCA 358	Knowingly concerned in import Knowingly concerned in import trafficable	9.0166kg 1.153kg	PG (50%% plea and assist on appeal)	9y 6y <u>Total</u>: 15y NPP 9y 9m	AA 7y 5y <u>Total</u>: 12y NPP 8y	nil	Paid man to receive two packages containing reels of audiotape from Ecuador - contained cocaine - subsequently received package of batteries containing larger amount - significant involvement - more than mere courier Financial gain - family in Colombia - assistance

	Case (age if known)	Offence	Amount (pure)	Plea	Result	Appeal	Record	Facts
38.	**Mazzitelli** (29) (2002) 135 A Crim R 132 [2002] NSWCCA 436	Knowingly concerned in importation	17.4927kg	VG	19y 8m NPP 12y 4m	AD	nil relevant	Arranged with brother in law to have steam cleaning machine imported through company - involved in arranging delivery of machine and payment - more than courier Motivated by greed
39.	**Mascaro-Varillas** (27) [2002] NSWCCA 524	Knowingly involved in importation	2.9691kg	PG	15y NPP 11y	AA 15y NPP 10y	nil	Co-offender arrived in Sydney from Buenos Aires - cocaine found strapped to his body - estimated street value $406,000 - $528,580 - co-offender recruited by offender in Chile to take drugs to Sydney - offender arrested following undercover police operation in US.
40.	**Jackson** (60) (2003) 138 A Crim R 148 [2003] QCA 31	Import	89.1kg (70% purity)	PG	25y NPP 13y	AD		Drugs imported on boat from Mexico – central role in planning and commission of offence – financial gain – involved 16y son
41.	**El Hassan** (30) (2003) 141 A Crim R 346 [2003] NSWCCA 139 Co-offender: EL HASSAN	Attempt possess	17kg	PG (25% plea and assist)	7y 6m NPP 5y	Crown AA 10y NPP 6y	Nil	Involved in unpacking cocaine from machine, storage and handling prior to distribution – limited but crucial role Assistance in relation to other matter – prior good character
42.	**El Hassan** [2003] NSWCCA 252 Co-offender: EL HASSAN	Attempt possess	17.5kg	PG	15y NPP 10y	AD		Involved in importation of cocaine in concealed machinery Assistance to police – Drug addict On appeal parity
43.	**Filho** (34) [2003] QCA 223 Co-offender: FERREIRA SALLES	Import	14.872kg	PG	15y NPP 7y 6m	AD		Brazilian crewman aboard ship – one of three who brought ashore cocaine in bags – financial difficulties – recruited by co-offender Ferreira Supporting children and new de facto wife – remorse - assistance

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44.	**Bartle** **Diez** **Fry** **Roberti** [2003] NSWCCA 329 Co-accused: BATEMAN THOMPSON	Knowingly concerned importation	380kg	VG	24y NPP 16y Life NPP 25y Life NPP 25y 24y NPP 16y	AD	Similar offences Criminal history	Largest cocaine seizure in Australia - vessel brought in from New Zealand to a rendezvous in the Pacific Ocean carrying 380kg cocaine - arrangements made with suppliers in Central America - drugs transhipped and brought to Patonga where seized. Diez and Fry – principal organisers
45.	**Roberts** (52) **Urbanec** (44) (2004) 9 VR 295 [2009] VSCA 1 Co-offender: FRASER	Import Trafficking cocaine Knowingly concern import Trafficking cocaine Possess cocaine Possess heroin	3.7kg	VG PG VG PG	13y NPP 10 1y (concurrent) 9y NPP 6y 1y 6m 3m (concurrent)	AD AD	Cultivation offence	Drugs brought into Australia from Benin concealed in ornamental plaques – brought in by R and innocent party – exposed innocent party to liability R – principal of scheme U - provided support and assistance to R during his trip to Africa from Australia

	Case (age if known)	Offence	Amount (pure)	Plea	Result	Appeal	Record	Facts
46.	**Reaves** (59) (2004) 147 A Crim R 26 [2004] WASCA 106 Co-offenders: De la ESPRIELLA-VELASCO SUAREZ-MEJIA	Import	707kg	PG	25y NPP 14y	Crown AA Life NPP 18y	Significant record - drug offences	American - purchased boat and piloted it to South Atlantic to obtain drugs from another boat – removed drugs and concealed them beneath rocks on West Australian coast – boat scuttled at sea – key role in importation only – offence committed in order to retrieve large debt owed by Colombian national – although co-offender Suarez-Mejia more senior in hierarchy ability as pilot crucial to operation
47.	**Cox** (48) [2004] NSWCCA 204 Co-offenders DIAZ REARDON MICHAELS TAYLOR SAAVEDRA	Conspire import Conspire import comm qty cannabis resin	50kg	VG PG	20y 14y Total 29y NPP 20y	AD	Similar offence	Proprietor of wine business to be used for importation of drugs from Chile – one of the prime movers – no information on cannabis offence
48.	**Campillo Vaquere** [2004] NSWCCA 271 Co-offenders: GONZALEZ-BETES FLAVEL MEGGETT	Knowingly concerned in importation	171.2kg	VG	Life NPP 24y	AD		Cocaine sailed in by boat – principal's representative in Australia – middle level executive – worst case category

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49.	**Fraser** (49) [2004] VSCA 147 Co-offenders: ROBERTS URBANEC	Knowingly concern import Trafficking cocaine Possess ecstasy	3.7kg	PG	6y NPP 4y 3y NPP 2y 3m Total 7y NPP 5y	AD	Nil	Solicitor – knowing co-offender planning to obtain cocaine in Africa provided advice and assistance in reducing risk of detection – offered future legal assistance if required – drugs brought in by co-offender and innocent party concealed in wall plaques Substantial cocaine user – hoped to buy cocaine from co-offender – offer of assistance – lost position as solicitor Trafficking offence related to repeated and persistent sale of cocaine to friend – no profit
50.	**Anderson** [2004] NSWCCA 317	Knowingly concerned importation	7.5kg	VG	14y NPP 8y	AD		20 packages brought in on flight from LA with 3 co-offenders – no error in following CCA judgment of *Wong and Leung* before the HCA had handed down its decision – proper consideration given to subjective features
51.	**Isherwood** (50) [2005] QCA 251	Conspire import	6.15kg (impure) 6.56kg (impure)	VG	18y NPP 9y	AA 18y NPP 8y	Old record but breached bond	Conspired to make two imports of cocaine from Brazil via Bali – partner with co-offender – responsible for receiving boxes in Bali and transporting them to Australia
52.	**Otto** (27) (2005) 157 A Crim R 525 [2005] NSWCCA 333	Import Possess false passport	2.1368kg	PG (25% on appeal)	14y NPP 8y 6m 1y (concurrent)	AA 10y 6m NPP 7y	Nil	**POST 16G REPEAL** Imported drug from South America secreted in corset – South African citizen agreed to importation for money – believed drug probably cocaine – carried false Irish passport
53.	**Danson** (30) [2005] NSWCCA 343	Aid and abet import Supply comm cocaine Supply comm ecstasy	3.7131kg 345.2g 294.8g	PG (30% plea and assist)	12y NPP 7y 3m 4y NPP 3y 4y NPP 3y Total: 13y NPP 8y 3m	AD	nil	**POST 16G REPEAL** Drugs imported into Australia from Argentina by courier hidden in lining of suitcases – involved at high level – financier Drug addict - remorse

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54.	**Shahrokhey-Zadeh** (21) [2006] QCA 4	Import	4.1438kg	VG	12y NPP 6y	AD	Nil	Recruited co-offender to travel to South America and return with drugs Prior good character
55.	**De La Espriella-Velasco** [2006] WASCA 31 Co-offenders: REAVES SUAREZ-MEJIA	Knowingly concerned import	707kg	VG	Life NPP 26y	AD		Cocaine aboard ship coming from coast of Africa – brought ashore in remote north west Western Australia by crew of boat and secreted in small depression – ship scuttled – offender had arrived earlier in Australia and travelled to Broome in motorhome – phone contact with crew of ship arranging meeting – arrested waiting for ship to arrive
56.	**Thompson** (46) [2007] NSWCCA 83 Co-accused: BARTLE DIEZ FRY ROBERTI BATEMAN	Knowingly concerned	383.443kg	PG (15%)	20y 6m NPP 13y	AD	Priors for importation – breached parole	**POST 16G REPEAL** Highly organised scheme – cocaine sailed from Colombia to NZ – transferred to yacht and sailed to Australia – offender involved in purchasing and sailing yacht to Australia – significant role Convicted at original 7m trial – pleaded guilty after successful conviction appeal
57.	**Sevilla** [2007] WASCA 116 Co-offender: SUKKAR	Aid import Possess comm qty cocaine	78.319kg	PG	Life NPP 21y Life NPP 21y	AD		Arrived in Australia to supervise shipment of cocaine – supervisory or managerial role – retrieved drugs from ship at night using small dingy – hid drugs in secluded beach for collection – sophisticated and well organised importation
58.	**Lake** (45) **Carstein** (27) **Geerlings** (42) (2007) 174 A Crim R 491 [2007] QCA 209	Conspiracy to import	5kg anticipated	VG	7y NPP 3y 6m 8y NPP 4y 7y NPP 3y 6m	AD	Old record Lengthy record Old record	Made arrangements and paid some money to residents of Torres Strait Island to import cocaine from PNG – no drugs obtained – paid $18,000 – extensive and fruitless negotiations – believed they could obtain 5kg cocaine for $60,000 – intended ongoing business – drugs probably did not exist – similar levels of culpability

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59.	**Tyler** (32) **Chalmers** (40) (2007) 173 A Crim 458 [2007] NSWCCA 247 (2007) 179 A Crim R 188 [2007] NSWCCA 340	Conspiracy to import Conspiracy to import Supply cocaine	20-30 kg	PG VG PG	9y NPP 5y 6m 5y 6m NPP 3y 6m 12m (concurrent)	AA 7y 6m NPP 4y 6m Crown AA 12y NPP 8y 12m (concurrent) AD (Chalmers only)	Nil Nil	**POST 16G REPEAL** Involved in plan to import cocaine from South America using corrupt baggage handlers – arrangement cancelled when unable to obtain drugs and threatened exposure of baggage handlers T – courier – travelled to Argentina with money – to bring in drugs in baggage – addict - assistance C – arranged purchase of tickets – assistance – suffering depression
60.	**Davies** (33) [2007] QCA 416	Attempt possess	2.24kg	PG	7y 6m NPP 2y 6m	AA 7y NPP 2y	Nil	Drug concealed in package sent from Colombia – arranged for half-brother to pick up package for third person – aware package contained cocaine – short involvement – unaware quantity of cocaine
61.	**Vasquez-Felipe** (2006) 167 A Crim R 321 [2006] NSWCCA 411	Aid and abet	3.7kg	PG (30%)	12y 6m NPP 8y 3m	AD	Not stated	**POST 16G REPEAL** Involved in importing cocaine from Peru in purpose built hard sided suitcases – syndicate from Argentina – actual drug imported by co-offender Assistance
62.	**Sukkar [No.2]** (23) (2008) 178 A Crim R 433 [2008] WASCA 2 Co-offender: SEVILLA	Aid Import Attempt poss comm qty	77kg	PG	21y NPP 13y 21y NPP 13y (concurrent)	AD	Minor offences	Drugs imported on ship docked in Albany – assisted co-offender in preparation for taking possession of drugs – co-offender took possession of drugs and hid them in bush – drugs substituted by police – substitution discovered when attempt made by offender and co-offender to retrieve drugs Involvement towards bottom end of scale
63.	**Cornwell** [2010] NSWCCA 59	Conspiracy to import	120kg	VG	24y NPP 14y 6m	AD		**POST 16G REPEAL** Conspired to import drugs on boat from Colombia – drugs concealed in whaler on boat – organised Australian arm of venture – to be involved in distribution of drugs - drugs deposited by boat off coast of Queensland to be picked up by Australia arm - principal role

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64.	**Silva** (39) [2010] QCA 79	Conspiracy to import	89kg (70% purity)	VG	24y NPP 12y	AD	nil	Boat from Mexico boarded in Moreton Bay – packages of cocaine found – undamaged – link between suppliers and transporters – supervised loading of drugs in Mexico – continued involvement during trip to Australia Family in Costa Rica and Peru – kept in harsh custodial conditions in Costa Rice for 12 months – effect of imprisonment on family

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