Import Cocaine

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(cb) conspire to import (*repealed 15.12.2001*)

(d) knowingly concerned in import (*repealed 15.12.2001*)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

Trafficable Quantity: 2gm

Commercial Quantity: 2kg

Maximum Penalty: 25 years / Life if prior specified drug offence

s.235(2)(d) / s.235(2)(c)(ii)

s.16G (CTH) *Crimes Act* was repealed 16.1.2003 (applies to all sentences imposed after that date)

Section s 233B repealed 6.12.2005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.	**Chase** NSWCCA 19.10.1990	Knowingly concerned in import	762g	VG	FT 8y	AD	nil	More than courier, if not principal - recruited two accomplices. American national – would be deported at end of sentence

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	Sentence	Appeal	Record	Facts
2.	**Montenegro** (26) NSWCCA 15.2.1991	Import	over 1.5kg	PG	FT 4y 9m	AA 6y 3y 6m	nil	Courier US national - assistance to authorities.
3.	**Ferrer-Esis** (1991) 55 A Crim R 231 NSWCCA	Possess	1819.8g	PG	6y NPP 3y 6m	Crown AA 9y NPP 5y	nil	Cocaine as serious as heroin – courier Venezuelan.
4.	**Laurentiu** **Becheru** (1992) 63 A Crim R 402 NSWCCA	Possess Possess	32g of original importation of 1.589 kg	PG VG	10y 6m NPP 7y 6m 7y NPP 4y 6m	AD	Prior drug matters, offence committed on bail	Co-offender imported cocaine - apprehended at airport and controlled delivery made to L and B - B regarded as 'back up muscle' - L a few rungs down from principal.
5.	**Kogelbauer** (31) (1992) 65 A Crim R 357 NSWCCA	Import	269g	PG	8y 6m NPP 6y	AD "Sentence towards top of the range".	minor	Purchased drugs in Amsterdam intending to sell in Australia - heavily addicted to cocaine - not part of an organisation but working alone. Admitted importation at airport - good subjective features.
6.	**Raz** NSWCCA 17.12.1992 Co-offender: LEFF	Import	1.25kg	PG	7y NPP 5y 4m	AA 4y 9m NPP 3y 6m		Imported cocaine strapped to body - was to deliver cocaine then wait for money to exchange into $US - assisted in preparing and packing drugs - regarded as more than a mere courier. Considerable and valuable assistance
7.	**Arabi** (39) NSWCCA 23.4.1993	Import	736g	PG	8y NPP 6y	AD	nil	Need not greed
8.	**Gonzalez** (23) NSWCCA 2.9.1993	Possess	1002g (77.5% purity)	PG	7y NPP 4y 6m	AD	nil	Controlled delivery to offender arranged with importer - sought to mislead the police - co-offender greater involvement, but greater assistance.

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
9.	**Smith** NSWCCA 30.9.1994	Possess	711g	PG	7y NPP 4y 6m	AD		Drugs mailed to offender so treated as a courier.
10.	**Moreno** NSWCCA 4.11.1994	Import	341g	PG	10y NPP 6y	AD		Arrested at airport with drugs internally concealed. No assistance.
11.	**Jelks** (36) NSWCCA 1.12.1995	Import	404g	PG	8y 6m NPP 5y	AD	nil	Courier from US.
12.	**Moreno** NSWCCA 26.6.1996	Import	294g	PG	6y NPP 4y	AD (middle of appropriate range)	nil	Arrested at airport importing drugs internally from Colombia Offers of assistance worthless - naive with intelligence at lower range - used by others - genuinely contrite.
13.	**Stenovich** (24) NSWCCA 27.11.1996	Import	390g	PG	9y NPP 6y	AA 8y NPP 5y		Arrested at airport – courier - minimal assistance - previously visited Australia on reconnaissance mission. American national – parity
14.	**Leff** (56) (1996) 86 A Crim R 212 NSWCCA Co-offender: RAZ	2 x Knowingly concerned in import	1.25kg 1.25kg	VG	13y 4m NPP 8y 6m	AD	nil	Involved in America at level close to full principal. Female offender with seriously ill husband in America - no family support in Australia.
15.	**De Hesselle** NSWCCA 29.8.1997	Possess	1.93kg	VG	8y NPP 5y	AD	nil	Not importer - apprehended after sale to another person.
16.	**Stafrace** (31) (1997) 96 A Crim R 452 NSWCCA	2 x Possess	726g 937g	PG	12y NPP 9y	10y NPP 6y	nil	Individually in possession of one box of cocaine and jointly in possession of second box - partly for own use, partly for commercial operation - knew joint possessor involved in supply and assisting him by keeping cocaine - more than mere courier Cocaine addiction.
17.	**Lopez-Alonso** (1996) 86 A Crim R 270 NSWCCA	Import	1.6kg	VG	9y NPP 6y	AD	nil	Courier. Argentinean national

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
18.	**Abdulhadi** NSWCCA 3.10.1997	Import	964.4g	PG	5y NPP 3y	AD		Co-offender brought in cocaine in scuba tank - controlled delivery to appellant - recruited courier to act on behalf of another Assistance to authorities
19.	**Tapasa** NSWCCA 31.10.1997	Import	723.6g	PG	8y NPP 4y 6m	AD	nil	Accompanied co-offender, both carrying drugs - courier.
20.	**Faneite** (61) NSWCCA 1.5.1998 Co-accused: BARRIENTOS	Import Knowingly concerned in import	834g 719g	PG	6y 6m NPP 4y	AD	nil	With wife imported cocaine in shoes - expected to receive $10,000 - participated in controlled delivery, and two people arrested.
21.	**Selim** (26) NSWCCA 19.5.1998	Attempt possess	221g	PG	3y 18m NPP	AD		Cocaine imported by female - controlled delivery to offender - role was to deliver drugs and would receive some cocaine as payment. Provided assistance - good rehabilitation in gaol - father dying of cancer.
22.	**Smith** (22) NSWCCA 20.8.1998	Import	444.3g	PG	3y 6m NPP 2y (assistance)	AD	nil	Cocaine found in two bags - financial gain only. Female from America. Issue on appeal was parity only.
23.	**Watson** (29) NSWCCA 18.9.1998	Attempt possess	1.43kg	PG	9y NPP 6y	AD	minor and unrelated - treated as first offender	Intended to take delivery from courier - controlled delivery - claimed he was to deliver drugs to 'Lebanese', and his reward was one ounce - dealt with as "collector" - same as courier - objective gravity very high. Recreational user.
24.	**Kaufusi** (24) **Moala** (35) 7.8.1998 QCA	Import Import	384.8g 403.7g	PG PG	8y NPP 3y 8y NPP 3y	AD	Nil Nil	Recruited in Salt Lake City as couriers – drugs strapped to thighs Foreign nationals

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
25.	**Barrientos** [1999] NSWCCA 1 Co-accused: FANEITE	Knowingly concerned in importation	1553.6g	VG	8y NPP 4y 8m	AA 7y 6m NPP 4y 8m	nil	Controlled delivery of shoes containing cocaine - just above courier. Venezuelan Failure to give discount for assistance and to take into account prior good character.
26.	**Crowdey** (39) [1999] NSWCCA 24	Knowingly concerned in import	See facts	PG	2y 6m NPP 1y 6m	Crown AA 4y NPP 2y 6m		Police seized 37.9g cocaine following controlled delivery to offender - principal local distributor to established small network of users - made personal profit - received 10 envelopes over 15 months - total value over $100,000. Under powerful influence of co-offender - psychiatric condition.
27.	**Adorjany** [1999] NSWCCA 37	Possess	See facts	PG	10y NPP 6y 3m	AD	nil	Courier intercepted by police on arrival from Colombia with cocaine in luggage - courier delivered to offender in controlled delivery - 2.796kg (pure) imported
28.	**Blanco** (22) (1999) 106 A Crim R 303 [1999] NSWCCA 121	Knowingly concerned in import	341.2g	PG	12y NPP 8y	AA 10y 6m NPP 7y	minor	Well above courier - recruited co-offender to bring in drugs from Bolivia. On appeal: delay in charging
29.	**Ocampo-Campuzano** [1999] NSWCCA 179	Import	844.6g	PG	8y NPP 5y	AD	not stated	Courier - drugs found in bottom of suitcase. Colombian citizen - family overseas threatened by principal
30.	**Cajuires** (52) [1999] NSWCCA 282	Import	712.49g	PG	8y 6m NPP 6y 6m	AA 7y NPP 4y 6m	nil	Courier - drugs found in lining of backpack. Guatemalan living in USA.
31.	**Acosta** (55) [1999] NSWCCA 334	Import	1.879kg	VG	8y NPP 6y	AA 8y NPP 5y	nil	Courier - arrived from Argentina with liquor bottle filled with cocaine. Financial troubles - supporting wife and five children - Colombian.
32.	**Pulido** [1999] NSWCCA 438	Possess	296.9g	PG	6y 6m NPP 4y 6m	AD		Received package from Colombia.

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
33.	**J Restrepo** (28) **A Restrepo** (1999) 108 A Crim R 150 QCA	Att possess Possess	1.5kg 750g	PG	12y NPP 5y 10y 4y 6m	AA 10y NPP 4y 9y NPP 3y 6m	Lengthy record for less serious offences Lesser record	J Restrepo: Religious statute delivered to estranged wife addressed to infant daughter – wife observed package of cocaine in base – controlled delivery – took possession of statute from wife and hid it – courier – one off importation A Restrepo: drugs secreted in beads sent in package – took delivery of package and placed in cupboard in bedroom of unit shared with J Restrepo
34.	**Thomas** (22) [1999] VSCA 204	Import	1.5663kg	PG	7y 6m NPP 5y	AD	insignificant	Drugs brought into Australia in pockets of offender's jeans and track pants from Caribbean – arrangements made for offender to fly to Aruba and return with drugs – courier – acted from greed not addiction
35.	**Quansah** (31) [2000] NSWCCA 64	Import	643.7g	PG	4y 8m NPP 2y 6m	Crown AA 6y NPP 4y		Drugs found in wooden statue - rejected claim drugs for personal use but accepted drug addiction - dealt with as principal - organised purchase of drugs in South America intending to use some cocaine and sell remainder
36.	**Toro-Martinez** (2000) 114 A Crim R 533 [2000] NSWCCA 216	Knowingly concerned in import	655.2g	PG	3y 6m NPP 2y	Crown AA 6y NPP 3y	no priors	Became involved late in importation - involved in meetings and assisted chemist employed to extract cocaine - assistance not vital to offence. Co-offender: *Romero-Cepeda* [2000] NSWCCA 229 (commercial quantity)
37.	**Alvarez** (28) [2000] QCA 290	Import	1.2708kg	PG	8y NPP 3y 6m	AD	nil	Female - imported drugs in suitcase out of loyalty to husband – gave birth to child after offence
38.	**Sando** [2000] NSWCCA 301	Attempt possess	156g	PG	6y NPP 3y	AD		Cocaine imported by courier - controlled delivery made to offender - addict who took opportunity to be involved in drug delivery - marginally more culpable than a courier. Assistance discount.
39.	**Contreras-Ortiz** [2000] NSWCCA 328	Knowingly concerned in import	930g	VG	15y NPP 11y	AD		Received cocaine hidden in projector sent from Buenos Aries - relatively senior level of involvement.

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
40.	**DLH** (52) [2000] NSWCCA 376	Knowingly concerned in import	1.153.4g	PG	4y NPP 12m	Crown AD	nil	Cocaine imported as paste in audio tape reels - package addressed to respondent's business - to receive $12,000 - low in criminal hierarchy. Full admissions - assisted in subsequent controlled delivery - long standing drug addiction - poor health - suicide attempt - depression
41.	**Serrette** (53) (2000) 118 A Crim R 204 [2000] WASCA 405	Import Possess	924.5g	PG	10y NPP 6y 10y NPP 6y (concurrent)	AD	nil	Born in Trinidad – brought drugs into Australia concealed in shoes in luggage – handed over one pair in Perth as instructed – prepared to fly to Sydney to deliver remaining shoes – to receive $10,000 Some assistance
42.	**Ceissman** (20) (2001) 119 A Crim R 535 [2001] NSWCCA 73	Knowingly concerned in import	344.4g	PG	3y NPP 18m	Crown AA 4y 6m NPP 2y 9m	not unfavourable	Received drugs inside teddy bear posted overseas - paid $50 to receive and hold on to packages until collection and remit money to US - not isolated offence. Deprived background - remorse - depressive illness - health problems resulting from accident - responsible for younger brother
43.	**Szelenczy** [2001] NSWCCA 75 Co-offenders: CERULLO SOUKOULIS	Import	614.4g	PG	9y NPP 5y	AD	nil relevant	Travelled overseas and upon return took delivery of parcel containing Bible with cocaine inside - lesser degree of responsibility than co-offenders but greater than mere courier - used false documentation when sending parcel. Psychological and physical ill health - South African - rehabilitation - offences committed for financial gain.
44.	**Klein** (2001) 120 A Crim R 90 [2001] NSWCCA 120	Import	513.7g	PG (37.5% plea and assist)	3y 9m NPP 2y 6m	Crown AD	nil	Female - when apprehended at airport admitted carrying drugs - believed she was carrying marijuana - courier - motivated by debt Offered assistance to police - contrite - separated from family in South Africa
45.	**Chanthaboury** (2001) 121 A Crim R 505 [2001] NSWCCA 74 Co-accused: VERGARA (2002)	Import	approx 1kg	PG	7y 6m NPP 4y 6m	AA 6y NPP 4y	nil	Cocaine found in lining of suitcase - aware of drugs but not how they got there - to receive $12,000 - involved in controlled delivery - bare or mere courier but greater role than co-offender. Assistance.

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
46.	**Chapple** [2001] NSWCCA 183	Knowingly concerned in import Attempt obtain possession of cocaine	79g	PG (25% on appeal)	5y NPP 3y 6m FT 12m (concurrent)	AA 4y NPP 2y 6m	appalling record - 3 major drug offences	Opened post office boxes and received drugs through mail - principal on own behalf - most of drug for own use. Tragic life as a result of drug addiction.
47.	**Quesada** (37) (2001) 122 A Crim R 218 [2001] NSWCCA 216	Knowingly concerned in importation	1,306.8g	VG	10y NPP 7y	AA 10y NPP 6y	first custodial sentence	Female - picked up backpack containing drugs from female who had brought it in on overseas flight - precise nature of involvement not known. Colombian - single mother with 2 children.
48.	**Keys** (19) [2001] NSWCCA 232 Co-offender: HAMZY	Knowingly concerned import Knowingly concerned import	772.6g 713.6g	PG	8y NPP 3y 6m	Crown AA 7y 4y 6m Total 11y 6m NPP 5y		Drugs imported by two separate couriers concealed in shoes – liaised with couriers and organised importation on behalf of principal Remorse – excellent prospects of rehabilitation - delay
49.	**Hendricks** (24) (2001) 125 A Crim R 303 [2001] NSWCCA 396	Import	162.7g (net)	PG	6y 6m NPP 4y 3m	AD	nil	Arrived having swallowed drugs - courier with low level trafficable quantity. Financial gain only - South African - signs of depression - contrition
50.	**Boulghourgian** (26) (2001) 125 A Crim R 540 [2001] NSWCCA 460	Knowingly import	114.5g	VG	6y NPP 4y	AD	supply drugs	Cocaine concealed in a car radio cassette player sent from United States in parcel intercepted by customs – controlled delivery - offender took delivery from Fed-Ex office - significant role (principal) - sophisticated scheme - potential considerable profit Lack of remorse

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
51.	**Hamzy** (19) (2001) 127 A Crim R 70 [2001] NSWCCA 539 Co-Offender: KEYS	Knowingly concerned importation Knowingly concerned importation	772.6g 713.69g	PG (10%)	9y NPP 5y 6m	Crown AA 9y 4y 6m Total 13y 6m NPP 8y	On bail for supply offences	Initiator and director of two importations while in US – absconded - voluntarily returned to Australia to face charges Disadvantaged background.
52.	**Tramontano** (2002) 131 A Crim R 1 [2002] NTCCA 4	Import Import less trafficable qty heroin	449.4g 1.4g	VG	7y NPP 3y 9m 2m (concurrent)	AD	Nil	Drugs in condoms in colon and rectum – swallowed drugs in Bali – was to deliver cocaine and use heroin himself – acted to clear drug debt and in response to threat of harm to wife - courier
53.	**Speechley** (36) (2002) 133 A Crim R 26 [2002] NSWCCA 300	Possess Sched: Proceeds of crime offence	208.9g	PG	4y 6m NPP 2y	Crown AA 7y NPP 4y	nil	Found in possession of cocaine and $19,900 – admitted to drug dealing over 14-24 months – needed money – role between principal and courier
54.	**Vergara** [2002] NSWCCA 314 Co-accused: CHANTHABOURY	Import	1 kg	VG	8y NPP 5y	AA 6y NPP 4y		Cocaine found in suitcase - courier - lesser role than co-offender. Parity.
55.	**Taru** (24) [2002] NSWCCA 391	Attempt possess	101.8g	PG (25%)	4y 9m NPP 3y	AD	minor	Arranged for delivery of package to studio - arrested after picking up package - courier Good subjective evidence - remorse
56.	**Gallego** [2002] NSWCCA 529	Import	1114.9g	PG	8y 6m NPP 5y 6m	AD	nil known	Imported drugs in golf bag - assume no higher than courier Spanish national
57.	**Vasquez** [2003] NSWCCA 94	Knowingly concerned in importation	649.5g	PG	9y NPP 6y	AD		Drugs mailed in suitcase intercepted by police – controlled delivery – significant role in organising, collecting, unpacking and attempted acquisition

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
58.	**Ntsele** (2003) 141 A Crim R 33 [2003] NSWCCA 111	Possess cocaine Attempt possess heroin	1,307g 311.9g	PG (20% on appeal for assist and other matters)	6y NPP 3y 2m 6y NPP 3y 2m (concurrent)	Crown AA 8y NPP 4y 6y NPP 4y (concurrent)		Took possession of heroin from co-offender - cocaine found in police search of premises - higher level of involvement than co-offender Delay in instituting appeal - discount for assistance too high - error to make sentences identical and concurrent
59.	**Mbonu** (2003) 7 VR 273 [2003] VSCA 52	Knowingly concerned import	177.2g	VG	5y NPP 3y	AD Crown AD		Courier from South Africa agreed to import drugs internally from Indonesia – met by offender for controlled delivery – involvement similar to that of courier
60.	**Karipidis** (21) [2003] NSWCCA 168	Knowingly concerned in importation	See facts	PG	8y NPP 4y 10m	AA 7y 10m NPP 4y 10m	Significant	Involved in joint enterprise to import drugs from Uruguay – 2 packages picked up and delivered to K – second package contained 175g (pure) - greater involvement than courier Appeal allowed to take into account pre sentence custody on head sentence
61.	**Cerullo** **Soukoulis** [2003] NSWCCA 201 Co-offender: SZELENCZY	Knowingly concerned in importation	Not stated – see co-offender	VG	12y NPP 8y	AD	Not stated	Parcel of drugs posted by co-offender in Germany to co-offender – principals Motivated by greed
62.	**Minall** (34) **Watkins** (33) [2003] NSWCCA 311	Import	437.3g	PG	7y 6m NPP 5y	AD	Nil Nil	Imported drugs internally from America – well above couriers

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
63.	**Gutierrez** (36) [2004] NSWCCA 22	Knowingly concerned import Conspire to import Money laundering	1.5-1.8kg 3-4kg planned	VG PG	10y 6y 9m 4y Total: 13y 6m NPP 8y	Crown AD	Imprisoned in Germany for similar offence – these offences committed 10m after release	Cocaine imported in wine carried by co-offender – involved in attempting to separate drugs from wine – some cocaine sold and money used to finance second planned importation – representative of principals in scheme - sought to launder $96,000 by sending travellers cheques to co-offenders in USA
64.	**Maloney** [2004] NSWCCA 250	Attempt obtain possession	Trafficable amount	VG	8y NPP 5y	AD	Nil	Cocaine hidden in packages sent from Caribbean
65.	**Marcus** [2004] VSCA 155	Import Import Trafficking	33g 2.5oz	PG	5y 4y 3y Total: 6y NPP 4y	AA 4y 6m 2y 1y Total: 4y 6m NPP 3y		33g cocaine sent by post from USA – drugs mailed by brother for personal use and use of friends – voluntarily disclosed guilt as to having received and sold 2.5 ounces of drugs on earlier occasion – purity not stated but assumed to be at low end of trafficable quantity Drug addiction – remorse and rehabilitation
66.	**Haidar** (28) [2004] NSWCCA 350	Attempt possess	391.7g	PG	7y NPP 4y 6m	AD	Nil	**POST 16G REPEAL** Cocaine secreted in computer sent from Brazil – controlled delivery – slightly above courier Drug addiction at time of offence
67.	**Bartlett** (28) [2005] NSWCCA 103	Import Import heroin	306.8g 54g	PG (see facts)	7y NPP 4y 2m 5y 10m (concurrent)	AD	Nil	**POST 16G REPEAL** Female - accepted money to import powder from South Africa in shoes and on sanitary pad – didn't know what powder was – substantial discount for admissions and early plea Sexually abused as child – daily use of heroin since 2000 – 5y daughter, in care of ex-husband – anxiety and depression – remorse

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
68.	**PP** [2005] NSWCCA 214 Co-offender: KING JULES	Import	140.3g	PG (40% assist and plea on appeal)	6y NPP 4y	AA 5y 7m NPP 3y 4m		**POST 16G REPEAL** Concealed 35 tablets internally – courier – some coercion Australian – wife and child overseas – some assistance - parity
69.	**Paliwala** (28) (2006) 153 A Crim R 451 [2005] NSWCCA 221	Import	384.9g	PG	9y NPP 5y 6m	AD	Nil	**POST 16G REPEAL** Male student travelled to US to obtain cocaine – drugs brought into Australia internally and in backpack – courier to receive $20,000 Prior good character – suffering depression and financial difficulties
70.	**Cassar** [2005] VSCA 164 Co-offender: MOKBEL	Knowingly concern import	Almost 2kg	VG	6y NPP 4y	AD	nil	Drugs sent in packages from Mexico through UPS delivery system - second in charge at UPS warehouse – job to retrieve packages before inspected by Customs – trusted employee Forfeited shares in company as result of offence – delay in prosecution – good work record – good prospects of rehabilitation
71.	**Okeke** [2005] NSWCCA 444	Attempt possess Attempt possess	190.3g 195.8g	PG	9y NPP 6y 9y NPP 6y (concurrent)	AD	Nil – dishonest dealings with Immigration	**POST 16G REPEAL** Nigerian national – arranged for pick up of two parcels containing cocaine mailed from Brazil – controlled delivery – role of "some substance"
72.	**Mokbel** (40) [2006] VSC 119 Gillard J [2010] VSCA 11 Co-offender: CASSAR	Knowingly concern import	1.9334kg	VG	12y NPP 9y	AD	Priors - possess unlicensed pistol – att pervert course of justice – receiving - hinder police	Principal organiser and financier – drugs imported from Mexico through UPS transport system hidden in artefacts Delay in prosecution Absconded from trial and sentenced in absence

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
73.	**King** [2006] NSWCCA 110 Co-offender: PP JULES	Import	215.6g	PG (20%)	7y NPP 4y 4m	AA 6y 6m NPP 4y	Nil	**POST 16G REPEAL** Part of importation scheme with four co offenders – imported drugs internally – courier. Offences committed due to financial difficulties. Parity – imported less drugs than co offenders.
74.	**Oui** (22) [2006] WASCA 76	Attempt poss	192.5g	VG	9y NPP 4y 6m	AD	Nil	Drugs secreted in door handle package sent from Canada – collected by co-offender and package opened with offender
75.	**Viera** (40) **Teehan** (27) [2006] NSWCCA 401 Co-offender: MICHEL (2007)	Conspiracy to import Conspiracy to import Supply cannabis leaf Sched: 4 offences	380.9g 601.6g 4.519kg	PG (20%) PG (20%)	6y 11m NPP 4y 6m 10y 9m NPP 6y 6m 2y 4m NPP 1y 9m <u>Total</u> 10y 9m NPP 7y 3m	AD AD	Minor – breached bond Nil	**POST 16G REPEAL** Cocaine sent from Chile in 131 envelopes to various post office boxes V became involved in last two months – V travelled to Chile V – assistance – good prospects of rehabilitation T – drug user – good prospects of rehabilitation
76.	**Jules** (31) [2007] NSWCCA 243 Co-offender: PP KING	Import	520.1g (76% pure)	PG (20%)	7y NPP 4y 4m	AD		**POST 16G REPEAL** Part of importation scheme with four co offenders – imported drugs internally (100 pellets) – courier. Offences committed due to financial difficulties. Parity - foreign national.
77.	**Michel** [2007] NSWCCA 337 Co-offenders: VIERA TEEHAN	Conspiracy to import	601.6g	PG (20%)	14y NPP 8y 9m	AD	Previous drug conviction for same offence – breached parole.	**POST 16G REPEAL** Principal in 12m conspiracy – co-conspirators described as “errand boys” – street value of $240k. NB: Previous drug conviction for same offence – s.235(1)(c) increased maximum penalty to life

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
78.	**Starmer** (37) [2008] NSWCCA 27	Conspiracy to import	32.4g	PG	3y NPP 18m	AD		**POST 16G REPEAL** Arranged with sister to send cocaine in cards from Great Britain – personal use and sold some to friends
79.	**SC** (27) [2008] NSWCCA 29	Attempt possess	183.9g	PG (50% plea and assist)	3y 6m NPP 2y	Crown AD	Nil	**POST 16G REPEAL** Cocaine secreted in parcels – took delivery on behalf of another person – aware drugs involved but probably not aware of weight – to be paid $3,000 Prior good character – drug user – good prospects of rehabilitation – assistance Appeal dismissed in exercise of discretion of court
80.	**Milich** [2008] NSWCCA 148	Attempt possess	296.9g	VG	10y NPP 6y	AA 8y NPP 4y 9m	Nil	**POST 16G REPEAL** Female – took delivery of parcels on behalf of Nigerian man – used false identity and rented flat
81.	**Okandeji** (28) [2012] NSWCCA 30	Att possess	774.3g cocaine	VG	12y NPP 8y	AD	Nil	**POST 16G REPEAL** (2003) took delivery of drugs imported in wall painting from Brazil - principal

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