

**Import Cocaine**  
**Marketable Quantity**  
**s.307 (Cth) Criminal Code**

Commenced 6.12.2005

307.2 Importing and exporting marketable quantities border controlled drug

307.6 Possessing marketable quantities border controlled drug

307.9 Possessing marketable quantities border controlled drug reasonably suspected of having been unlawfully imported

**Marketable Quantity:** 2gm

**Commercial Quantity:** 2kg

**Maximum Penalty:** 25 years

	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
1.	<b>Onuorah</b> (2009) 197 A Crim R 430 <a href="#">[2009] NSWCCA 238</a>	Att possess mkt qty: s.307.6	107.2g cocaine	VG	9y NPP 6y	AD	Nil	Leased post office box in false name – jewellery box sent from Venezuela with cocaine secreted inside – drugs removed in Venezuela and controlled delivery undertaken – offender eventually took delivery of box
2.	<b>NN</b> (31)  <b>AP</b> (28)  <a href="#">[2009] NSWCCA 108</a>	Possess mkt qty: s.307.6  Aid and abet import mkt qty: s.307.2	1.753kg cocaine	PG (40% plea and assist)  PG (40% plea and assist)	8y 4m NPP 5y 3m  7y 9m NPP 4y 10m	AA 6y 6m NPP 4y  6y NPP 3y 8m	Minor  Minor	Cocaine imported in brake drum – N to take delivery of imported package – low in hierarchy – P involved in facilitating delivery of package Married with children – Armenian national – reasonable prospects of rehabilitation

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	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
3.	<b>Oprea</b> (45) <a href="#">[2009] QCA 184</a>  Co-offender: HARRIS	Att possess mkt qty: s.307.6	1.4897kg cocaine	VG	10y NPP 6y 6m	AD	Old and less serious drug offences	Drugs sent from Costa Rica in chocolate package – controlled delivery – picked up package sent to co-offender and delivered it to another person - courier Romanian refugee
4.	<b>Harris</b> <a href="#">[2009] QCA 370</a>  Co-offender: OPREA	Att possess mkt qty: s.307.6	1.4897kg cocaine	PG (12.5%)	7y NPP 4y	AD		Female - drugs sent from Costa Rica in chocolate package – agreed to receive package to pay off drug debt – controlled delivery - no involvement in planning Long term drug addiction – absconded at time of trial
5.	<b>Jimson</b> <a href="#">[2009] QCA 183</a>	Import mkt qty: s.307.2	1.6868kg cocaine	PG	8y NPP 4y 6m	AD		Female - Cocaine found concealed in suitcase – paid to collect suitcase and deliver it to another person Malaysian national with husband and son in Malaysia – remorse and assistance
6.	<b>Di Tommaso</b> (26) <a href="#">[2010] VSCA 178</a>	Import mkt qty: s.307.2	34.5g cocaine	PG	2y 6m NPP 1y 6m	AD	Nil	Italian national - Imported cocaine in pellets from Thailand Immature and impulsive
7.	<b>De La Rosa</b> (2010) 205 A Crim R 1 <a href="#">[2010] NSWCCA 194</a>	Import mkt qty: s.307.2	1870g cocaine	PG (25%)	8y NPP 5y	AD	Significant	Role of courier – delivered drugs. [CCA reviews number of sentence cases].
8.	<b>Brink</b> <a href="#">[2010] NSWCCA 217</a>	Import mkt qty: s.307.2	210.5g cocaine  281.9g heroin	PG	8y 6m NPP 5y	AD		Brought in drugs concealed in picture frames from South Africa – suspicious that frames contained drugs Amputated leg
9.	<b>Nikolovska</b> (48) <a href="#">[2010] NSWCCA 169</a>  Co-Offender: NAKHLA	Import mkt qty: s.307.2	1.431kg cocaine	PG (20%)	6y NPP 3y 9m	Crown AA 7y 6m NPP 4y 9m	minor	Female - Cocaine imported in oil filters – employee of Qantas Distribution Centre – assisted in arranging flights overseas for co-offender, monitoring arrival of packages and passing on information – ‘strategically placed facilitator intended to be receiver and deliverer of importation to co-offender’ – breach of trust Loss of career

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10.	<b>Okeke</b> (44) <a href="#">[2010] NSWCCA 266</a>	Att possess mkt qty: s.307.6  Att possess mkt qty: s.307.6  Att possess mkt qty: s.307.6  Possess mkt qty: s.307.9  Proceeds of crime: s.400.5	80.4g cocaine  545.4g cocaine  71g heroin  371.9 cocaine  473g heroin  \$61,150	PG	18m  3y  3y  6y 6m  14m  <u>Total</u> 10y 6m NPP 8y	AA 2y  7y  4y 6m  6y 6m  18m  <u>Total</u> 10y 6m NPP 6y 10m		Arranged to receive drugs secreted in 6 packages sent from overseas over 7 months – found in possession of heroin after collecting package from interstate – also found in possession of \$61,150 – above mid-range
11.	<b>Nakhla</b> <a href="#">[2011] NSWCCA 143</a>  Co-offender: NIKOLOVSKA	Import mkt qty: s.307.2	1.431kg cocaine	PG (20%)	9y 6m NPP 5y 9m	AD		Travelled overseas to make arrangements for the dispatch of drugs – cocaine imported in oil filters - given \$10k cash to pay co-offender – although other persons were higher in organisation offender was “trusted lieutenant” and extremely active participant. Assistance
12.	<b>Chong</b> (25) <a href="#">[2011] NSWCCA 182</a>	Import mkt qty: s.307.2	151.1g cocaine	PG	6y NPP 3y 6m	AA 5y 3m NPP 2y 9m	US drug and dishonesty offences	Female - flew in from USA with drugs concealed in underwear US citizen – heavy drug addiction
13.	<b>Lindsay</b> (44) <a href="#">[2012] NSWCCA 124</a>	Import mkt qty: s.307.2	352.1g cocaine	PG (25%)	8y 6m NPP 5y 6m	AD	Lengthy. drugs, stealing, dishonesty	Full facts not provided. Not a mere courier - involvement included booking his travel and his hotel accommodation

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14.	<b>O P Q</b> (45) (2012) 221 A Crim R 424 <a href="#">[2012] VSCA 115</a>	Att possess mkt qty: s.307.6	491.3g heroin  69.7g cocaine	PG	6y NPP 3y 6m	AD	Assault – bond Dishonesty off – suspended sentence	Nigerian – travelled from Sydney to Melbourne to collect five packages sent from Bangladesh, Nepal, Argentina, Thailand, Philippines – organised and planned – possession of false identity documents and cash showed more than just collecting packages – trusted intermediary Good character HIV – PTSD from childhood in Nigeria – mental condition moderated culpability - drug user
15.	<b>Maya</b> (27)  <b>Kennedy</b> (50)  <a href="#">[2012] QCA 123</a>	Att possess mkt qty: s.307.6	1.865kg cocaine	VG	11y NPP 7y	AD	Nil – both	M (female) and K (male) – elaborate arrangements made to take delivery of drugs secreted in hydraulic rams imported from Colombia without detection – different but equal involvement – found commercial motive but no evidence as to benefit
16.	<b>Beqiri</b> (40) (2013) 37 VR 219 <a href="#">[2013] VSCA 39</a>  Co-offenders: HISENI MEHMETI	Possess mkt qty: s.307.6	Just under 1.7kg cocaine	PG (15%)	6y NPP 3y 9m	AA 5y 6m NPP 3y 4m  (pre discount for guilty plea: 7y NPP 5y)	nil	Drugs brought in from Fiji impregnated in towels and clothing in suitcase of female acquaintance – collected drugs – made arrangements to extract drugs – significant involvement – expected financial reward Culpability reduced by psychological condition On appeal - conviction for offence of manufacture quashed reopening sentence
17.	<b>Adegoke</b> <a href="#">[2013] NSWCCA 193</a>	Att possess mkt qty: s.307.6  Proceeds of crime: s.400.4(1)  False instrument (NSW)	86.2g cocaine  \$387,241	PG (20%)	7y  5y  12m  Total: 10y NPP 6y	AD 7y  5y  3m  Total: 10y NPP 6y	Dishonesty offences from NSW and USA	Found in possession of postal slip for package containing drugs concealed in thermos sent from Brazil – intended to collect drugs to sell Traumatic background

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18.	<b>Hay</b> <a href="#">[2013] NSWCCA 22</a>	Conspiracy to import mkt qty: s.307.2  Possess mkt qty: s.307.6	250.7g cocaine	VG	7y NPP 4y  7y NPP 4y (concurrent)	AD		Driver for airline catering company became involved in conspiracy to import – co-offender retrieved cocaine hidden in rubbish receptacle in toilet by passenger
19.	<b>Omorogbe</b> (56) <a href="#">[2013] NSWCCA 201</a>	Att possess mkt qty: s.307.6	106.4g cocaine	PG (25%)	5y NPP 3y	AD	Nil	Attempted to collect package of drugs from post box – drugs sent from China – collecting on behalf of another – low end of scale – not isolated offending Nigerian born – family still in Nigeria
20.	<b>AB</b> <a href="#">[2013] NSWCCA 333</a>	Import mkt qty: s.307.2	400g cocaine	PG (50% plea and assist)	5y NPP 2y 6m	AD	Nil	Female - travelled from Malaysia having swallowed 66 pellets containing drugs – pregnant at the time. Assistance.
21.	<b>Sutton</b> (52) <a href="#">[2013] QCA 151</a>	Import mkt qty: s.307.2	127.2g cocaine	PG	5y NPP 2y 6m	AD	Record includes supply prohibited drug	Arrived at airport from Philippines – admitted drugs secreted in anus – intended to share drugs with friends – less serious than courier
22.	<b>Hiseni</b> <a href="#">[2013] VSCA 301</a>  Co-offenders: BEQIRI MEHMETI	Possess mkt qty: s.307.6	1692.92g cocaine	PG	5y 6m NPP 3y 4m	AD		Drugs imported into Australia impregnated in clothes and towels in suitcase – offender travelled from USA to extract drugs - similar culpability to M Isolated from family
23.	<b>Mehmeti</b> <a href="#">[2014] VSCA 131</a>  Co-offenders: HISENI BEQIRI	Possess mkt qty: s.307.6	1692.92g cocaine	PG	5y 6m NPP 3y 4m  (pre discount for guilty plea: 7y NPP 5y)	AD	GIC offences	Drugs imported into Australia impregnated in clothes and towels in suitcase – involved in plans to extract drugs – similar culpability to H Delay in prosecution – refugee with history of deprivation and persecution

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24.	Chime (36) <a href="#">[2014] NSWCCA 304</a>	Aid and abet import mkt qty: s.307.2	158.6g methamphet	VG	3y	AA	Nil	Nigerian took delivery of drugs in eight packages – intermediary involving quite a degree of planning – false identification documents – more than a courier – unwrapped drugs and passed them on Suffering some PTSD	
		Aid and abet import mkt qty: s.307.2	42.3g heroin		2y				
		Aid and abet import mkt qty: s.307.2	64.7g cocaine		2y				
		Aid and abet import mkt qty: s.307.2	174g heroin		3y				
		Aid and abet import mkt qty: s.307.2	106g morphine derivative		3y				2y
		Aid and abet import mkt qty: s.307.2	116.7g cocaine		3y				
		Aid and abet import mkt qty: s.307.2	At least 2g heroin		3y				
		Aid and abet import mkt qty: s.307.2	332.1g heroin		4y				
		Aid and abet import mkt qty: s.307.2	159g cocaine		3y				
		Proceeds of crime: s.400.4(1)	Over \$500,000		6y				
				<u>Total:</u> 12y NPP 7y	<u>Total:</u> 12y NPP 7y				

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25.	<b>Harrington</b> (62) <a href="#">[2014] ACTSC 321</a> Burns J  <a href="#">[2016] ACTCA 10</a>	Att possess mkt qty: s.307.6  Traffic: s.302.4	258.5g cocaine  24.91g cocaine	PG (10%)	4y 6m  10m  <u>Total</u> 4y 6m NPP 2y 3m	Crown AA 7y  1y 6m  <u>Total:</u> 8y NPP 4y 6m	Not significant	Parcel containing cocaine secreted in car wax intercepted by police – took delivery of parcel and arrested in process of removing wax – intended to sell some of the drugs for profit – further cocaine and drug paraphernalia found in residence Prior good character – suffering from cancer
26.	<b>Ojielumhen</b> (36) <a href="#">[2014] ACTCA 28</a>  Co-offender: MANYATHELA	Att possess mkt qty: s.307.6	196.3g cocaine	PG (25% plea and assist)	6y NPP 4y	AA 5y NPP 2y 6m	nil	Drugs concealed in DVD player imported from Thailand – accompanied co-offender to collect package – found in premises with opened package – role was to collect package and pass them on Prior good character
27.	<b>Siddiqi</b> (19) <a href="#">[2015] NSWCCA 169</a>	Import mkt qty: s.307.2	1.48kg cocaine	VG	7y 6m NPP 3y 9m	AD	AR, enter enclosed lands - not relevant as bonds had been granted	With 2 co-offenders, actively involved in recruitment of innocent agents to receive drugs sent from overseas. Suffering major depressive order.
28.	<b>Manyathela</b> (26) <a href="#">[2015] ACTCA 13</a>  Co-offender: OJIELUMHEN	Att possess mkt qty: s.307.6	196.3g cocaine	PG (10%)	7y 2m NPP 4y 8m	AA 2y 6m Recog (see facts)	nil	Drugs concealed in DVD player imported from Thailand – accompanied co-offender to collect package equal culpability Prior good character – some assistance On appeal – would have imposed new sentence of 6y NPP 3y – but NPP would have expired year earlier
29.	<b>Zandi</b> (34) <a href="#">[2015] VSCA 24</a>	Att possess mkt qty: s.307.6	2kg cocaine	PG	7y NPP 4y	AD		Controlled operation – met on several occasions to make arrangements for purchase of imported drug with undercover police officer – discussions suggested supply of up to ten kilos – paid \$65,000 and received 2 kilograms of substituted drug – seeking to finance own drug addiction

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30.	<b>Atanackovic</b> <a href="#">[2015] VSCA 136</a>	Possess mkt qty: s.307.6  Trafficking: s.302.4	1,194.3g cocaine	PG	3y 6m  1y 6m  <u>Total:</u> 4y NPP 2y 6m  (pre discount for guilty plea: 6y NPP 4y)	AD	Nil relevant	Drugs imported from USA brought to offender's apartment by co-offender and found by police in search – trusted minder of drugs aware they would be trafficked – observed by police preparing and supplying drugs and 12.4g (pure) and 68.5g (pure) cocaine found in apartment and storage unit by later police search – motivated by financial gain Became addicted to cocaine after cancer and inability to have children – genuine remorse - good prospects of rehabilitation – suffering depression (consideration of a State guideline judgment in relation to Community Corrections Order to federal offences – concluded does not apply to federal offences)
31.	<b>Alpha</b> (33) <a href="#">[2015] NSWCCA 225</a>	Import mkt qty: s.307.2  Sched: 2 offences	684g cocaine	PG (50% plea and assist on appeal)	7y 2m NPP 4y 3m	AA 6y NPP 3y 8m	Supply drugs	Communicated with father and other co-offenders regarding import - utilised coded terminology in conversations via telephone services subscribed with false identification – drugs intercepted by police - high level seriousness. Drug abuse
32.	<b>Harris</b> (24) <a href="#">[2016] VSCA 30</a>	Import mkt qty: s.307.2	120g cocaine	PG	5y NPP 3y	AA 3y 1d NPP 2y	Nil	Imported drugs in underpants and rectum – pressured by drug debt Early guilty plea
33.	<b>Neto</b> (25) <a href="#">[2016] QCA 217</a>	Import mkt qty: s.307.2	712.3g cocaine	PG	7y 6m NPP 4y 3m	AD	nil	Brazilian national – carried cocaine in suitcase from Dubai – sought to raise money to support family in Brazil – must have at least suspected carrying drugs Remorse – efforts at self-improvement in custody – pregnant partner in Brazil
34.	<b>Johnstone</b> (26)  <b>McCauley</b> (24)  <a href="#">[2017] ACTSC 84</a> Penfold J	Import mkt qty: s.307.2  Import mkt qty: s.307.2	29.7g cocaine	VG  VG	3y 6m ICO  3y 4m ICO		Minor  Minor	J met man in Thailand and arranged for 50g of drug to be mailed to Australia – offenders impressed with price and quality and arranged second mailing to M's grandmother – controlled delivery – personal use although intended to sell for cost – would have imported more – low range seriousness – J more culpable J – good rehabilitation from long term substance abuse M – some rehabilitation

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35.	<b>Cunha</b> (26) <a href="#">[2017] QCA 6</a>	Import mkt qty: s.307.2	1.338kg cocaine	PG	8y NPP 5y	AD	Nil	Brazilian national entered Australia with co-offender carrying drugs in pants Some financial pressure at home Co-offender BERNARDO dealt with for importing comm qty
36.	<b>Stemler</b> <a href="#">[2017] NSWCCA 320</a>	Att possess mkt qty: s.307.6  Supply: (NSW)  Sched: Poss cannabis and cocaine	1413.9g cocaine	PG (29.5%)	7y 9m NPP 5y 3m  12m  <u>Total:</u> 7y 11m NPP 5y 5m	AA 7y 9m NPP 5y  12m  <u>Total:</u> 7y 11m NPP 5y 2m	Breached bond for assault	Drugs imported in ink cartridges - arranged for delivery of package containing drugs – financial rewards – controlled delivery Remorse – prospects of rehabilitation
37.	<b>Sintat</b> (29) <a href="#">[2018] NSWCCA 165</a>  Co-offender: DUFLAUT	Import mkt qty: s.307.2	63.5g cocaine	PG (25% on appeal)	3y Released after 2y for 2y recog	AD	nil	Female – agreed to carry drugs in vagina for co-offender – flew from France – courier – well below mid-range Despite errors no lesser sentence warranted
38.	<b>Duflaut</b> (35) <a href="#">[2019] NSWCCA 21</a>  Co-offender: SINTAT	Import mkt qty: s.307.2	63.5g cocaine	PG (25% on appeal)	5y 6m NPP 3y 8m	AA 5y 3m NPP 3y 6m	nil	French national – arranged for co-offender to courier drugs secreted in vagina on behalf of acquaintance – made extensive arrangements – travelled with co-offender by plane
39.	<b>Gwardys</b> (36) <a href="#">[2019] NSWCCA 62</a>	Import mkt qty: s.307.2	391.7g cocaine	PG (25% on appeal)	6y NPP 4y	AD	nil	Flew to Australia from Canada with drugs concealed in abdomen – integral role – low in hierarchy – agreed to carry drugs – approached after booking holiday – financial gain Drug user – genuine remorse – prior good character

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40.	<b>Cuthbertson</b> <a href="#">[2019] VSCA 104</a>	Import mkt qty: s.307.2  Possess imitation firearm (VIC)  Possess unreg firearm (VIC)	837.9g cocaine	PG	8y 3m  12m  9m  <u>Total:</u> 8y 3m NPP 5y 9m	AD	older record	Drugs imported concealed in shock absorbers from Thailand – opened parcel locker using false name and identification – arranged for and collected consignment using false name – acted on behalf of acquaintance in Thailand to pay off considerable gambling debt – some level of duress created by offender’s association with acquaintance known to be violent criminal Difficult childhood – coerced by father to commit murder at 16y – protective custody – mental health issues - remorse
41.	<b>Duque</b> (31) <a href="#">[2019] VSCA 212</a>	Att possess mkt qty: s.307.6	403g cocaine	PG	6y NPP 4y	AD	nil	With co-offender arrested in possession of package containing drugs sent from Chile – used old residential address of co-offender – controlled delivery – Australian organiser and more culpable than co-offender – extensive planning over several weeks Colombian national – genuine remorse – good prospects of rehabilitation - deportation
42.	<b>ZZ</b> (middle age) <a href="#">[2019] NSWCCA 286</a>	Import mkt qty: s.307.2	824.4g cocaine	PG (35% combined on appeal)	5y NPP 3y 2m	AA 4y 4m NPP 2y 9m	nil	Middle aged German female flew in with partner from Germany carrying drugs in suitcase – recruited in Germany – reckless as to presence of drugs – below mid-range but not at bottom Remorse – good prospects of rehabilitation – no English On appeal – took into account greater appreciation of value of assistance
43.	<b>Woodrum</b> (50) <a href="#">[2019] NSWCCA 270</a>	Import mkt qty: s.307.2	Not stated	PG	7y 6m NPP 4y 6m	AA 5y NPP 3y	nil	Offender imported drugs concealed in shoes in suitcase – reckless as to presence of drugs – not aware of amount of drug – naïve and duped by co-offender into carrying drugs with promise of emotional future – junior partner – well below mid-range Female from USA – prior good character On appeal: sentence manifestly excessive – factual error in relation to amount drug exceeded marketable quantity

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44.	<b>Ahmad</b> (27) <a href="#">[2019] NSWCCA 198</a>	Att import mkt qty: s.307.2  Att possess mkt qty: s.307.6  Dishonestly obt financial adv by deception (NSW)  Possess proh drug (NSW)  Sched: Fraud offence	367g cocaine  74g cocaine  \$59,458  3.8g cocaine	PG (25%)	5y  3y  <u>Total Cth Off:</u> 6y NPP 4y  2y  6m  <u>Total:</u> 7y NPP 5y	AD	Not particularly significant	Fraudulently obtained loan to purchase motor vehicle – unsuccessful attempt made to obtain second loan - drugs imported concealed in toner cartridge – offender unsuccessfully sought to enable co-offender to collect package – larger amount sent by package from USA 6 weeks later – controlled delivery - senior member of syndicate – ‘supervising receiver of imported drugs, tasked with arranging for collection, retrieval and distribution’ – financial motivation – 3.8g cocaine found in offender’s house at time of search warrant Exposed to criminal activity of brothers – lengthy substance abuser On appeal: sentence for possession offence not manifestly excessive – no issue of parity
45.	<b>Oliveira</b> (36) <a href="#">[2020] WASCA 32</a>	Import mkt qty: s.307.2	1.331kg cocaine	PG (25%)	8y NPP 5y 4m	AA 8y NPP 5y	nil	Arrived from Dubai with cocaine in shampoo bottles in luggage – attempted to escape from airport – agreed to bring in drugs in return for holiday to Australia – not aware of quantity or purity of drugs Brazilian national who had moved to US – isolation while in custody – limited assistance – remorse - some steps to rehabilitation – good character On appeal: SJ erred in referring to hierarchy of drugs
46.	<b>Buttigieg</b> <a href="#">[2020] SASCFC 38</a>	Import mkt qty: s.307.2	134.5g cocaine	PG (20%)	2y 11m 3w Realised to recog for 2y 6m	Crown AD	Nil relevant	Flew to USA and arranged for consignment containing drugs to be sent to Australia – on return attempted to collect delivery – resisted arrest Drug user seeking to repay drug debt – delay – remorse – significant rehabilitation On appeal: sentence inadequate and discount for plea too great – dismissed in view of nature of rehabilitation

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47.	<b>Walsh</b> (23-24) <a href="#">[2020] NSWCCA 182</a>	Consp to import mkt qty: s.307.2	1,154.3gm cocaine	PG	9y NPP 5y	AA 9y NPP 4y 9m	Nil	Cocaine imported concealed in goods sent on consignment through Australia Post over 18 months – integral role and link between overseas participants and Australian participants – 19 consignments intercepted – further 30 consignments not intercepted Acted under duress after threats made to family – gambling and drug debts – prior good character – remorse – excellent prospects of rehabilitation On appeal: <i>Xiao</i> error made on guilty plea discount
48.	<b>Melville</b> (44) <a href="#">[2020] NSWCCA 210</a>	Import mkt qty: s.307.2	274.9g cocaine	PG (25%)	5y NPP 3y	AD	Nil	Swallowed drugs contained in pellets – detected at airport - committed offence to pay a debt.
49.	<b>Roberts</b> (55) <a href="#">[2020] QCA 129</a>	Import mkt qty: s.307.2	413.9g cocaine	VG	9y NPP 5y 6m	AD	minor	Female imported drugs in suitcase from Argentina – extent of involvement unclear Out of character
50.	<b>Khaler</b> <a href="#">[2021] NSWCCA 40</a>	Import mkt qty: s.307.2  Supply comm qty (NSW)  Sched: Knowingly take part in criminal group: s.93T(1)	808.6g cocaine  Less than 1kg cocaine	PG (25%)	7y 9m NPP 5y  5y 4m NPP 3y 4m  <u>Total:</u> 8y 9m NPP 6y	AD	Nil relevant	Observed supplying drugs to member of syndicate and being paid large amount of cash – several weeks later detained at airport having ingested 111 hard pellets of cocaine before flying from Thailand – not management role but more than mere mule – financial reward – aware of wider criminal activities of group – aware of weight of drugs – element of planning Mental health issues – drug user with mounting drug debt – good character – good prospects of rehabilitation – remorse – medium risk of re-offending
51.	<b>Urdanegui</b> <a href="#">[2021] NSWCCA 170</a>	Import mkt qty: s.307.2	375.6g cocaine	PG (not stated)	7y NPP 4y 6m	AD	Negligible - not stated	Arrived in Sydney – drugs found in champagne bottles in luggage – debts of \$15k.

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	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
52.	<b>Robson-Bolan</b> <a href="#">[2022] NSWCCA 1</a>	Import mkt qty: s.307.2  Supply (NSW)  Sched: Proceeds of crime Possess cannabis	182g cocaine  Approx. 300g cocaine  \$3,300 \$31,900  391g	PG (25%)	2y 6m released after 1y 6m  FT 1y  <u>Total:</u> 3y 6m NPP 2y 6m	AA 2y 3m released after 1y 6m  FT 9m  <u>Total:</u> 2y 9m NPP 2y	Two minor driving matters	Purchased drugs over dark web using own name and address – drugs concealed in ruler – controlled delivery – arrested when picked up package from post office – found in possession of additional drugs, money and drug supply material – principal – financial gain – lower end of seriousness Contrite and remorseful – childhood mental health, self-harm and early drug use – difficulties in custody – good prospects of rehabilitation On appeal: error in total accumulation
53.	<b>Huynh</b> (47 at sentence) <a href="#">[2022] VSCA 49</a>	Import mkt qty: s.307.2	875g cocaine	PG	7y NPP 4y 8m	AD	Dishonesty and drug offences including drug offences committed at similar time	Drugs sent to offender's parents' address from Chile hidden in paragliding equipment – controlled delivery – hands-on, integral and high level involvement from outset – no evidence involvement beyond importation Delay On appeal: not manifestly excessive
54.	<b>Pickering-Watson</b> (24) <a href="#">[2022] ACTSC 353</a> Kennett J	Att poss mkt qty	706.98g	PG	3y 7m NPP 2y		Priors – no drugs	Drugs imported from Nigeria concealed in packets of hair extensions – controlled delivery to home of offender – agreed to take possession and store drugs until collected – suspected cocaine but not aware of amount – financial reward Difficult childhood – mental health issues - contrition
55.	<b>Calason</b> (38) <a href="#">[2023] NSWCCA 209</a>	Att import mkt qty  Sched: Imp mkt qty	565g  1kg total – unweighed	PG (25%)	6y NPP 4y	AD	PCA	Fed Ex courier involved in importation – messages over communications platform indicate took delivery of consignment carrying 1kg cocaine and passed it on – three weeks later second consignment intercepted at weighed at 565g cocaine – despite planning messages consignment never collected Difficult background – working on drug addiction

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	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
56.	Shalida (30) <a href="#">[2024] NSWCCA 55</a>	Att import mkt qty  s.166 Certificate Possess cannabis	63.17g  13.57g	PG (15%)	2y 6m released after 1y 3m for 3y GBB  s.10A	AD	Nil	Cocaine concealed in clock sent from Peru – controlled delivery – addressed to home of acquaintance – tracked delivery – low to mid-range – cannabis found in house Migrated from Cyprus 2020 – prior good character – moderate prospects of rehabilitation
57.	Khajehataheri <a href="#">[2025] NSWCCA 6</a>	Aid and abet import mkt qty: s.307.2  Possess mkt qty: s.307.6	219.2g  314.8g	PG (25%)	2y 10m  3y 3m  <u>Total</u> 3y 9m NPP 1y 11m	AD	Nil	Parcels containing drugs consigned to offender under false names and falsely subscribed mobile numbers - played some role in creation of AusPost parcel lockers under false names – mobile number associated with AirTasker account registered to a false name, used to assign tasks for collection of parcels and delivery - provided instructions for packages to be delivered Strong subjective case – excellent progress towards rehabilitation - motivated by addiction to cannabis rather than financial reward - material nexus between offending and mental health disorders - untreated and undiagnosed ADHD; self-medicated using cocaine – moral culpability materially less, given impaired judgment. CCA: failed to consider relevance of guilty plea facilitating administration of justice – no lesser sentence warranted.

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	Case (age if known)	Offence	Amount (pure)	Plea	Sentence	Appeal	Record	Facts
58.	Al-Hassan (25) <a href="#">[2025] NSWCCA 120</a>	Import mkt qty: s.307.2  Use carriage service to threaten to kill: s.474.15(1) Code  Influence witness (NSW)	425g 235.684g 217.712g	PG (25%)	8y  14m  <u>Total</u> 8y 6m NPP 5y  12m  <u>Total</u> 9y NPP 6y	AD	Obtain benefit by deception, possess drugs, allow premises to be used as drug premises. On bond.	Principal of criminal group that imported drug from France concealed in bottles of hair products, soap and children's toys - 'rolled up' charge involving three consignments – intercepted by Border Force – threat to kill co-offender during phone call, believing co-offender had stolen one consignment – asked mother to ask witness to change evidence Unstable upbringing – drug abuse – ADHD, psychological issues – guarded rehabilitation. CCA: Sentence commencement date adjusted – otherwise, no error on sentencing.

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