

LAWS AND REGULATIONS

PROMULGATED TO GIVE EFFECT TO THE PROVISIONS OF THE INTERNATIONAL TREATIES ON NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES

In accordance with the relevant articles of the international treaties on narcotic drugs and psychotropic substances, the Secretary-General has the honour to communicate the following legislative texts.

VENEZUELA

Communicated by the Government of Venezuela

NOTE BY THE SECRETARIAT

- (a) Some editing of texts may be done by the Secretariat in the interest of clarity. In this connection, words in square brackets [] have been added or changed by the Secretariat.
- (b) Only passages directly relevant to the control of narcotic drugs or psychotropic substances have been reproduced in this document. Non-relevant parts of laws and regulations have been deleted by the Secretariat; such deletions are indicated by [...].

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| E/NL.1998/51 | ARTICLE 105 OF THE 1978 CUSTOMS ORGANIZATIONAL ACT |
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ARTICLE 105 OF THE 1978 CUSTOMS ORGANIZATIONAL ACT

TITLE V

Illicit customs-related activities

CHAPTER I

Smuggling

[...]

Article 105. The following shall be aggravating circumstances in respect of smuggling: cases where an official, salaried employee or manual worker in the service of the public administration or a customs agent acted as perpetrator, accomplice or accessory before or after the fact, except in respect of the offence defined in the preceding article; where the offence was committed by three or more persons acting in concert; where the goods are prohibited from customs clearance; where the goods are governed by legislation on arms and explosives, alkaloids, narcotic drugs or, generally any substances liable to compromise public health and safety; where the act of smuggling involved the use of intimidation, threats, violence or physical force, or was compounded by another offence or attempted offence; or where the offence was committed at the time of a fire, disaster, shipwreck or other circumstances causing a disturbance of public peace or safety.

[...]

**ARTICLE 166 OF DECREE No. 1595 PARTIALLY AMENDING THE REGULATIONS
ISSUED UNDER THE CUSTOMS ORGANIZATIONAL ACT OF 16 MAY 1991**

CHAPTER IV

Inspection

[...]

Article 166. When it is observed in the course of inspection that the inspected packages contain goods whose import is prohibited or which are governed by legislation on arms, explosives or narcotic drugs or, generally, goods liable to compromise public health or safety, the competent authority shall be notified thereof immediately and the packages retained for consequent legal purposes.

[...]

ARTICLE 80 OF DECREE No. 3175, OF 30 SEPTEMBER 1993

CHAPTER IV

Customs warehouses and depots

SECTION I

Types of customs warehouses and depots

[...]

Article 80. The procedures established in this chapter shall not extend to goods governed by the Arms and Explosives Act or by the Psychotropic and Narcotic Substances Organizational Act, or essential chemicals used in their manufacture. Also, activities involving the handling of radioactive materials or goods causing contamination may not be undertaken in customs warehouses or depots, except where due authorization or consent of the competent authorities has been obtained.

[...]