

Excerpts from the Act on Penal Law on Narcotics (1968:64)

SFS 1968:64

Promulgated 8 March 1968.

Unofficial translation.

Section 1

Any person who unlawfully

1. transfers narcotics,
2. manufactures narcotics intended for misuse,
3. acquires narcotics for the purpose of transfer,
4. procures, processes, packages, transports, keeps or in some other similar way handles narcotics which are not intended for personal use,
5. offers narcotics for sale, keeps or conveys payment for narcotics, mediates contacts between seller and purchaser or takes any other such measure, if the procedure is designed to promote narcotics traffic, or
6. possesses, uses or otherwise handles narcotics shall, if he has acted wilfully, be sentenced for a narcotic drug offence to imprisonment for not more than three years.

Section 3

If the offence under Section 1 is judged to be grave, the sentence for a grave narcotics offence shall be imprisonment for at least two years and at most ten years.

In judging whether an offence is grave, particular consideration shall be given to whether or not it has been part of large-scale or professional activities, has involved especially large quantities of narcotics or has in any other way been of a particularly dangerous or unscrupulous nature. The judgment shall be based on a joint consideration of the circumstances in the particular case.

In Sections 4 and 5 of the Act on Penal Law on Narcotics there are references to provisions in Chapter 23 of the Swedish Penal Code concerning attempt, preparation, conspiracy and complicity.

Chapter 23. On Attempt, Preparation, Conspiracy and Complicity

Section 1

If someone has begun to commit an offence without bringing it to completion, he shall, in cases where specific provisions therefor exist, be

sentenced for attempt to commit the offence if there had been a danger that the act would lead to the completion of the offence or such danger had been precluded only because of fortuitous circumstances.

Penalties for attempt shall be at most those applying to a completed offence and not less than imprisonment if the mildest penalty for the completed offence is imprisonment for two years or more.

Narcotics Smuggling

A regulation on narcotics smuggling is found in Sections 3, 6 and 14 of the Act on Penalties for Smuggling (2000:1225).